***Via Email and Certified Mail***

john.e.asher@oregon.gov

John Asher, Rapid Response Coordinator

Oregon Dislocated Worker Unit

Oregon HECC – Office of Workforce Investments

875 Union Street NE

Salem, Oregon 97311

January 12, 2022

**Re: Announcement of Planned Action**

Dear Mr. Asher:

We do not believe we are covered by the WARN Act, but in an abundance of caution, are providing you with this additional notice of possible layoffs of seasonal workers. This letter adds an additional 43 seasonal race meet workers that we did not include in the initial notice. As you know, there may be a mass layoff of GP Downs, LLC dba Grants Pass Downs, GPEV, LLC dba The Flying Lark, and Lark’s Nest Inc. employees at 1451 Fairgrounds Road, Grants Pass, OR 97527.

Due to unforeseeable business circumstances, employees may be laid off permanently on February 28, 2022. Specifically, we are waiting from authorization to open from the Oregon Racing Commission. We expected to have a decision by December, but recently learned that now the Department of Justice must issue a decision before the Oregon Racing Commission will determine whether we can open, and the Department of Justice is delaying its decision. We never anticipated the Commission’s delay on our approval.

If we do not have a decision from the Oregon Racing Commission soon or they decide that The Flying Lark is not allowed to open, Grants Pass Downs will be forced to cease operations as well and will not rehire the seasonal workforce that aids in the operation of our race meets.

The expected date of the start of the first race season in 2022 would be April 1, 2022. All affected employees are being notified of the possibility that we may not have seasonal work available for them and that any separation from employment will be permanent. The affected employees are expected to be separated from employment on February 28, 2022.

Attachment A to this correspondence provides a list of the affected employees by job position and the anticipated date of separation. There are no bumping rights or union representatives for the affected employees.

If you have questions, or require additional information about this planned action, please contact me at 541-244-8751 or katy@theflyinglark.com.

Sincerely,

Katy Burris

Chief Administrative Officer

CC: Sara Bristol, Mayor, Grants Pass

101 NW A Street, Grants Pass, OR 97526

sbristol@grantspassoregon.gov

Josephine County Board of Commissioners

Josephine County Courthouse  
500 NW 6th Street Dept. 6, Grants Pass, OR 97526

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Enclosure