

CALIFORNIA HORSE RACING BOARD
1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825
(916) 263-6000
FAX (916) 263-6042



SACRAMENTO HARNESS ASSOCIATION

TO THE CALIFORNIA HORSE RACING BOARD
HONORABLE ARNOLD SCHWARZENEGGER, GOVERNOR

HONORABLE RICHARD B. SHAPIRO, CHAIRMAN
HONORABLE JOHN C. HARRIS, VICE CHAIRMAN
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KIRK E. BREED, EXECUTIVE DIRECTOR
RICHARD "BON" SMITH, ASSISTANT EXECUTIVE DIRECTOR

Proceedings of the Board of Stewards for the period of Monday, June 23, 2008 through Sunday, June 29, 2008. Steward Michael W. "Wayne" Oke was the Reporting and Duty Steward for the enclosed period.

Monday

- 06/23/08 (1) **Entries and Draw for Thursday 06/26/08**
Entries were taken and a draw held for the Thursday's card. There were seventy-two (72) horses drawn to compete in ten (10) races. Scratch time is tomorrow (Tuesday) at 9:00 a.m.
- 06/23/08 (2) **Trainer T. Clevenger/Sanction**
Trainer T. Clevenger appeared in the steward's office to protest any sanctions that would be issued in regards to the delay of Race #14 on Saturday June 21st [06/21/08 (7)]. Trainer Clevenger vowed to appeal any rulings issued against him.
- 06/23/08 (3) **Dark Day**

Tuesday

- 06/24/08 (1) **Scratch Time for Thursday 06/26/08**
At scratch time there were four (4) driver changes and one trainer change and no scratches.

06/24/08 (2) **Entries and Draw for Friday 06/27/08**
 Entries were taken and a draw held for the program for Friday's card. There were ninety eight (98) horses drawn to compete in thirteen (13) races. Scratch time will be tomorrow (Wednesday) at 9:00 a.m.

06/24/08 (3) **Dark Day**

Wednesday

06/25/08 (1) **Scratch Time for Friday 06/27/08**
 At scratch time there were three (3) driver changes and no scratches.

06/25/08 (2) **Entries and Draw for Saturday 06/28/08**
 Entries were taken and a draw held for Saturday's card. There were ninety-three (93) horses drawn to compete in twelve (12) races. Scratch time was at the draw.

06/25/08 (3) **Saturday's Race #6/Amateur Driving Club Final**
 Race #6 on Saturday's card is the final of the California Amateur Driving Club Final for horses and geldings competing for a purse of eight thousand nine hundred fifty (\$8,950) dollars. If the preliminary races were any indication, this will be a hotly contested final.

06/25/08 (4) **Qualifying Draw for Thursday 06/26/08**
 Entries were taken and a qualifying sheet produced with twenty-one (21) horses scheduled to compete in four (4) qualifying races commencing at 4:30 p.m.

06/25/08 (5) **Dark Day**

Thursday

06/26/08 (1) **Driver Richard Bertrand/Film Review**
 Driver Richard Bertrand attended in the steward's office to review two separate incidents relative to Race #1 on Saturday June 21, 2008.

In the first instance, Driver Bertrand reported to the paddock approximately five (5) minutes before post time for the event. Owing to the fact that this was an 'Amateur' event and no substitute driver was available, Driver Bertrand was left on his drive. However, the following Ruling was issued:

Ruling # 39

Driver Richard Bertrand, who reported late to the Drivers Room before the First Race at Cal Expo On June 21, 2008 is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule # 1680(B) (Jockeys and Drivers to Report).

06/26/08 (1) continued

In the second instance, when the starter called the horses to the gate, #2 “All My Glory N” came to the gate ‘offstride’, at which point Driver Bertrand turned his horse away from the gate and then back towards the gate. The stewards flashed the ‘inquiry sign’ at the conclusion of the race and, after conversation with the Starter (Bill Vallandingham), declared #2 a non-starter and ordered all monies wagered on #2 refunded. In view of Driver Bertrand’s actions, the stewards issued the following Ruling #41:

Ruling # 41

Driver Richard Bertrand, who drove “All My Glory N” in the First Race on Saturday June 21, 2008 is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule # 1731 (B) (Starting Rules – Fail to Obey the Instructions of the Starter).

06/26/08 (2) **Qualifying Races**

Four (4) qualifying races were held today commencing at 4:30 p.m. under the supervision of stewards McLaren and Oke. In these events, seventeen (17) of twenty-one (21) participants were successful in their qualifying efforts.

06/26/08 (3) **Race #3 – Driver Sanction**

At the conclusion of Race #3, Provisional Driver Claude Ladoucer, the driver of #8 “Dirty Dog”, was contacted by the stewards to discuss a perceived violation of the starting rule ‘failure to come up into position’. After discussion with Starter Bill Vallandingham, the following ruling was issued:

Ruling # 42

Provisional Driver Claude Ladoucer, who drove “Dirty Dog” in the Third Race on Thursday June 26, 2008 is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule # 1731 (G) (Starting Rules – Failure to Come Up into Position).

06/26/08 (4) **Race #9 – Driver Sanction**

Driver James Kennedy, the driver of #5 “Clever Sadie”, was contacted by the stewards relative to the start when #5 was clearly ‘off the gate’. Driver Kennedy could offer no viable explanation for his actions, thus the following ruling was issued:

Ruling # 43

Driver James Kennedy, who drove “Clever Sadie” in the Ninth Race on Thursday June 26, 2008 is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule # 1731 (G) (Starting Rules – Failure to Come Up into Position).

06/26/08 (5) **Program Changes**
 2nd Race Declaration - #3 "PJ's Web" – Trainer Harris Levin
 Refund: \$22 Vet's List – Dr. Goodbary

06/26/08 (6) **Attendance and Handle**

Attendance	306
Live Handle (On Track)	\$34,299
Handle (In State)	\$313,174
Handle (Out of State)	<u>\$190,926</u>
Total Handle	\$538,399

Friday

06/27/08 (1) **Race #1 – No Show Wagering**
 At approximately 4:00 p.m. today the stewards received an e-mail from Dave Elliott (see attached) which included a request to cancel show wagering on tonight's first race and Executive Director Breed's authorization of same. This information was not included in the evening's program. The stewards contacted all affected parties and arranged for announcements of the situation. The race proceeded without incident or problem.

06/27/08 (2) **Race #5 – Driver Sanction**
 The stewards contacted Driver James Kennedy, the driver of #2 "Eicarls Colonel D", concerning his use of the whip during the stretch drive. After conversing with Driver Kennedy, the following ruling was issued:

Ruling # 44

Driver James Kennedy, who drove "Eicarls Colonel D" in the Fifth Race on June 27, 2008, at Cal Expo, is hereby fined the sum of One Hundred (\$100.00) Dollars for violation of California Horse Racing Board Rule #1734 (Whipping – Unreasonable Use).*

06/27/08 (3) **Race #7 – Claim**
 "Four Starz Bambino" was claimed by Jessica Hensley from Elmer Berrera for \$4,500.

06/27/08 (4) **Race #11 – Inquiry/No Change**
 The 'inquiry' sign was posted at the conclusion of Race #11 when #1 "British Spirit" (Rocky Stidham) went 'offstride' in deep stretch and continued offstride through the finish. After viewing films and talking with the parties involved, the stewards unanimously concluded that #1 had complied with the 'breaking rule', thus, no change.

06/27/08 (5) **Race #12 – Inquiry/Disqualification**

The stewards posted the ‘inquiry’ sign at the conclusion of Race #12 when #6 “Mudflap” (Rocky Stidham) made a break at the finish. After viewing films and examining the photo finish, the stewards unanimously concluded the #1 was ‘lapped on’ by #1 “Kellies Liberty” (Richard Bertrand) and #8 “Youngblood Hanover” (Etienne Desomer). Thus #6, who finished fourth (4th) was disqualified and placed sixth (6th) for a ‘lapped on break’.

Original order of finish: 7-2-5-6-1-8-3-4

Official order of finish: 7-2-5-1-8-6-3-4

06/27/08 (6) **Program Changes**

1st Race – Program Correction – No Show Wagering

4th Race Declaration - #7 “Lost Then Found” – Trainer Robert Johnson

Refund: \$1 Injured – Dr. Goodbary

7th Race Declaration - #5 “Hidden Dragon N” – Trainer Tom Wine II

Refund: \$3 Injured – Dr. Goodbary

8th Race Declaration - #8 “Pebble Beach Rod” – Trainer Tim Maier

Refund: \$1 Injured – Dr. Goodbary

06/27/08 (7) **Attendance and Handle**

Attendance	516
Live Handle (On Track)	\$58,492
Handle (In State)	\$509,484
Handle (Out of State)	<u>\$324,810</u>
Total Handle	\$892,786

Saturday06/28/08 (1) **Photo Finish Operator – 1st Post Delay**

At approximately 6:05 p.m., the stewards were notified by telephone that photo finish operator (Vicki Colby) had experienced car trouble and would be delayed. First post was scheduled for 6:22 p.m. No backup was available. The stewards were able to locate an individual with some experience in the process and the racing program was able to proceed after a twenty (20) minute delay.

06/28/08 (2) **Race #1 – Objection/Disqualification**

Immediately at the conclusion of Race #1, an objection was filed by Gilbert Herrera against the driver of the race winner, Ed Hensley. Driver Herrera alleged that Driver Hensley had struck his horse in the head with his whip during the stretch drive. After viewing films and talking with the parties involved, the stewards unanimously agreed to uphold the objection, thus #5 “Star Time Kid” was disqualified and placed fourth (4th) for interference.

Original order of finish: 5-4-3-1-2-6

Official order of finish: 4-3-1-5-2-6

06/28/08 (2) continued

Subsequent to this decision, the stewards, in a majority decision (Steward Brent McLaren dissenting) ruled that this was 'a racing deal' with no malice intended and no further sanctions were warranted.

06/28/08 (3) **Race # 9 – Driver Sanction**

Driver David Siegel, the driver of #3 "Mac's Legacy N", was contacted by the stewards relative to the start when #3 was clearly 'off the gate'. Driver Siegel could offer no viable explanation for his actions. More to follow.

06/28/08 (4) **Program Changes**

7th Race Declaration - #2 "Wicked Island" – Trainer James Covemaker

Refund: \$2 Injured – Dr. Goodbary

11th Race Declaration- #5 "Heart Shaped Box" – Trainer Brian Solden

Refund: \$2 Injured – Dr. Goodbary

06/28/08 (5) **Attendance and Handle**

Attendance	572
Live Handle (On Track)	\$54,988
Handle (In State)	\$488,716
Handle (Out of State)	<u>\$273,538</u>
Total Handle	\$817,242

RULINGS ISSUED THIS WEEK

- 06/27/08 39 Driver Richard Bertrand, who reported late to the Drivers Room before the First Race at Cal Expo On June 21, 2008 is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule # 1680(B) (Jockeys and Drivers to Report).
- 06/27/08 40 Trainer Tim Clevenger, who raced #2 “Titan Seelster” in the Fourteenth Race on June 21, 2008, is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule #1894 (Duties of Trainer – Failure to Have Horse Properly Equipped When Leaving Paddock, Causing Delay in the Start of Race).
- 06/27/08 41 Driver Richard Bertrand, who drove “All My Glory N” in the First Race on Saturday June 21, 2008 is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule # 1731 (B) (Starting Rules – Fail to Obey the Instructions of the Starter).
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- 06/28/08 44 Driver James Kennedy, who drove “Eicarls Colonel D” in the Fifth Race on June 27, 2008, at Cal Expo, is hereby fined the sum of One Hundred (\$100.00)* Dollars for violation of California Horse Racing Board Rule #1734) (Whipping – Unreasonable Use).

June 25, 2008

Mr. Kirk Breed
Executive Director
California Horse Racing Board
1010 Hurley Way, Suite 300
Sacramento, CA 95825

Dear Mr. Breed,

On behalf of the California Exposition & State Fair, we respectfully request the administrative approval to prohibit show wagering on the first race on June 27, 2008.

The horse Hitchhiker is entered into a 6 horse field and the horse will surely be the overwhelming post time favorite and thereby, the probability of a minus pool is very high.

As you know, we have been addressing the probability of minus pools and we have had some success with the assistance of the CHRB and without any public complaint.

Your assistance in this most important business matter is sincerely appreciated.

Respectfully,
California Exposition & State Fair

David Elliott,
Assistant General Manager, Racing Events

cc: Mr. Norbert Bartosik
Mr. Bon Smith

W E E K L Y S U M M A R Y

ATTENDANCE REPORT -

The full Board of Stewards was in session each day during this reporting period for both morning business and the afternoon racing program.

VETERINARIAN RECOMMENDED SCRATCHES

Date	Race	No.	Horse	Trainer	Reason	Vet	Refund
					Vet's		
26-Jun	2	3	PJ'S WEB	LEVIN	List	Goodbary	\$22.00
27-Jun	4	7	LOST THEN FOUND	JOHNSON	Injured	Goodbary	\$1.00
	7	5	HIDDEN DRAGON N	WINE II	Injured	Goodbary	\$3.00
	8	8	PEBBLE BEACH ROD	MAIER	Injured	Goodbary	\$1.00
28-Jun	7	2	WICKED ISLAND	COVEMAKER	Injured	Goodbary	\$2.00
	11	5	HEART SHAPED BOX	SOLDEN	Injured	Goodbary	\$2.00

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	11,783.80
Bay Meadows	\$	82,516.80
Eureka	\$	-
Fresno	\$	6,319.10
Fresno Club One	\$	1,938.80
Golden Gate	\$	50,557.40
Monterey	\$	3,103.40
Pleasanton	\$	-
Sacramento	\$	128,311.70
San Jose	\$	42,172.00
Santa Rosa	\$	11,329.80
Stockton	\$	31,369.60
Tulare	\$	1,184.30
Turlock	\$	1,777.40
Vallejo	\$	19,274.50
Racing Fairs	\$	38,458.20
So. California	\$	-
Out of State	\$	789,275.36

CAL-EXPO HARNESS ASSOCIATION

SUMMARY

2008

	Mon 06/23	Tues 06/24	Wed 06/25	Thurs 06/26	Fri 06/27	Sat 06/28	Total Week	Total Meet
Accidents	D	D	D	0	0	0	0	2
Cal-Bred Races	A	A	A	0	0	0	0	16
Claims	R	R	R	0	1	1	2	19
Disqualification's	K	K	K	0	1	1	2	28
Inquiries	D	D	D	0	2	1	3	50
Refunds	A	A	A	1	3	2	6	119
Rulings	Y	Y	Y	0	5	1	6	44

Stewards Attendance: Stewards Oke, Nicolo and McLaren were in attendance.

All drivers submitted to a breath analyzer test.

Michael W. "Wayne" Oke, Steward

Paul Nicolo, Steward

Brent McLaren, Steward