

CALIFORNIA HORSE RACING BOARD
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CAL-EXPO HARNESS ASSOCIATION
TO THE CALIFORNIA HORSE RACING BOARD

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Proceedings of the Board of Stewards for the period of Monday, February 09, 2009 through Sunday, February 15, 2009. Steward Michael W. "Wayne" Oke was the Reporting and Duty Steward for the enclosed period.

Monday

02/09/09 (1)

Entries & Draw for Thursday 02/12/09

Entries were taken and a draw conducted for Thursday's program. At the 12:15 p.m. draw, ninety two (92) head were drawn to compete in twelve (12) races.

Scratch time will be tomorrow at 9:00 a.m.

02/09/09 (2)

Delinquent Fine/Clayton Faurot, Jr.

The duty steward contacted the judges at Northville Downs in Northville Michigan concerning suspended licensee Clayton Faurot, Jr. Faurot has been racing in Michigan while still suspended in California. Shortly after the initial telephone call, Faurot contacted the duty steward and was advised to contact the California Horse Racing Board head office to make payment arrangements. More to follow.

02/09/09 (3)

Dark Day

Tuesday

02/10/09 (1)

Scratch Time/Thursday 02/12/09

At scratch time for Thursday's card, there were twenty two (22) driver changes and one (1) injured scratch.

02/10/09 (2) **Entries and Draw/Friday 02/13/09**

Entries were taken and a draw conducted for Friday's program. At the 1:15 p.m. draw, one hundred sixteen (116) head were programmed to compete in fifteen (15) races.

Scratch time is tomorrow at 9:00 a.m.

02/10/09 (3) **Dark Day****Wednesday**02/11/09 (1) **Scratch Time/Friday 02/13/09**

At scratch time there twenty two (22) driver changes.

02/11/09 (2) **Entries and Draw/Saturday 02/14/09**

Entries were taken and a draw conducted for Saturday's program. At the 11:00 a.m. draw one hundred nineteen (119) head were drawn to compete in fifteen (15) races.

Scratch time is tomorrow at 9:00 a.m.

02/11/09 (3) **Un-Raced Entrants**

Despite carding forty two (42) races over the three (3) day week, fifteen (15) horses, which were entered to race, were not afforded the opportunity.

02/11/09 (4) **Informal Meeting/Big Fresno Fair**

A delegation from "The Big Fresno Fair" was present on the backstretch this morning, meeting informally with horsemen in order to familiarize horsemen with their facility. Also to gather information for their own use in formulating a proposal to host harness racing at their venue.

02/11/09 (5) **Dark Day****Thursday**02/12/09 (1) **Scratch Time/Saturday 02/14/09**

At scratch time there were twelve (12) driver changes.

02/12/09 (2) **Qualifying Entries & Sheet**

Entries for qualifiers scheduled for 4:30 p.m. this afternoon were taken and a qualifying sheet produced.

On the qualifying card there are twenty three (23) horses scheduled to compete in four (4) qualifiers.

02/12/09 (3) **Qualifying Races**

Four (4) qualifying races were conducted commencing at 4:30 p.m. under the supervision of Stewards Baker and McLaren. In these events, sixteen (16) of twenty three (23) participants were successful in their qualifying efforts. These events were conducted over a track rated "good" with a one (1) second time allowance.

- 02/12/09 (4) **Third Race – Claim**
2 “Dawnlikeslillies” was claimed by Phylis Crescenti from Steven H. Meltzer and Lisa A. Ehrich for Five Thousand Four Hundred (\$5,400) Dollars. The new trainer will be Richard Dunneback.
- 02/12/09 (5) **Fourth Race – Claim**
6 “Boo Coo Blush” was claimed by Phylis Crescenti from Robert J. Johnson for Six Thousand (\$6,000) Dollars. The new trainer will be Richard Dunneback.
- 02/12/09 (6) **Ninth Race – Claim**
1 “Lakers R Electric” was claimed by Osmund Carrera from K. C. Carvalho for Three Thousand (\$3,000) Dollars. The new trainer will be Dario Solares.
- 02/12/09 (7) **Clean Card/Good Racing**
Tonight’s twelve (12) race card, contested over a track rated “good”, went off with no notable incidents.
- 02/12/09 (8) **Excellent Handle**
Tonight’s twelve (12) race card produced a meet record handle (Approx. \$700,000) for a Thursday night.
- 02/12/09 (9) **Program Changes**
None
- 02/12/09 (10) **Attendance and Handle**
- | | |
|------------------------|------------------|
| Attendance | 227 |
| Live Handle (On Track) | \$46,312 |
| Handle (In State) | \$328,667 |
| Handle (Out of State) | <u>\$287,611</u> |
| Total Handle | \$662,590 |

Friday

- 02/13/09 (1) **Trainer Frank Petrelli/CHRB Complaint #09SW-0013**
The stewards were presented with a negotiated settlement in the aforementioned complaint.
- The stewards reluctantly accepted the settlement, citing a lack of detail. Steward Grant Baker dissented on the settlement (felt an informal hearing should have been convened).
- 02/13/09 (2) **Clean Card/Bad Weather**
The fifteen (15) race card contested over a “sloppy” racetrack with intermittent rain storms was incident free with one minor exception.
- An Inquiry in Race #11 involving the race winner and the fifth (5th) place finisher. The stewards unanimously concluded there was no rule violation, thus no change.
- Otherwise, a clean competitive card with some very close finishes.

02/13/09 (3) **First Race – Claim**
 # 7 “Red Star Engineer” was claimed by Larry and Carol Parlan from Robert M. Murphy for Five Thousand (\$5,000) Dollars. The new trainer will be Ken Kakugawa.

02/13/09 (4) **Tenth Race – Claim**
 # 1 “Clever Sadie” was claimed by Robley Johnson from Michael J. Cimiglio for Four Thousand Three Hundred Fifty (\$4,350) Dollars. The new trainer will be Robley Johnson.

02/13/09 (5) **Program Changes**
 6th Race Declaration - #5 “Rama Hanover – Trainer Dario Solares
 Refund: \$188 Injured – Robert Goodbary, D.V.M.
 7th Race Declaration - #4 “AJ’s Little One” – Trainer George Luster
 Refund: \$75 Stewards – T/C
 9th Race Program Correction - #1 “Man’s Slaughter”
 should read “Frank Petrelli – Trainer”
 15th Race Declaration - #6 “Jen U Win BB” – Trainer Frank Petrelli
 Refund: \$120 Stewards – T/C

02/13/09 (6) **Attendance and Handle**

Attendance	292
Live Handle (On Track)	\$55,527
Handle (In State)	\$567,590
Handle (Out of State)	<u>\$333,437</u>
Total Handle	\$956,554

Saturday

02/14/09 (1) **Second Race – Inquiry/Change**
 The stewards lit the “inquiry” sign at the conclusion of Race #2 to investigate an incident entering the first turn when #1 “Bankers Babe” (Pierre Girard) appeared to be inside multiple pylons.

After viewing replays, the stewards unanimously concluded that #1 was in fact inside multiple pylons. #1, the fifth place finisher, was disqualified and placed seventh for violation of the pylon rule. Driver Girard was ordered to film review. More to follow.

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

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

02/14/09 (2) **Track Condition/Horsemen’s Concerns**
 Track committee member Bob Johnson contacted the stewards after the second race in order to express the horsemen’s concern with the condition of the racetrack. The track was extremely hard and according to the horsemen, had holes in it.

Track Superintendent J.R. Williams was not in attendance and the personnel on site apparently were unsure as to what, if any, remedial action would be appropriate.

Additionally, there were some concerns about a storm which was forecast for the area.

The stewards checked the weather radar and found that the storm was not due in the area until approximately 1:00 a.m.

After Race #4 Trainer Johnson contacted the stewards and stated that the track crew was reluctant to 'cut' the track surface due to the incoming weather so he stated the horsemen "will just have to live with it".

The Board of Stewards have subsequently learned that twelve (12) horses were injured to varying degrees. Injuries that were directly attributable to 'track condition'.

02/14/09 (3) **Fourth Race – Inquiry/No Change**

The stewards posted the 'inquiry' sign to investigate an incident when #4 "Anns Nestegg" (Luke Plano) went off-stride. After viewing film, the stewards unanimously concluded that #4 complied with the breaking rule, thus no change.

02/14/09 (4) **Sixth Race – Inquiry/No Change**

The stewards posted the 'inquiry' sign to investigate an incident at the 3/4 mile marker when #1 "Cherry Tree Mike" (Tim Maier) broke stride and continued off-stride while moving to the outside. #1 regained his stride mid stretch however, in the unanimous opinion of the stewards, #1 was in violation of the breaking rule (extended break and failure to lose sufficient ground while on a break), thus #1, who finished third, was disqualified and placed eighth.

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

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

02/14/09 (5) **Eighth Race – Inquiry/No Change**

The stewards lit the 'inquiry' sign at the conclusion of Race #8 to investigate an incident at the start when #9 "Only In California" (Luke Plano) was observed 'off-stride' before and after the start. The stewards unanimously concluded that #9 complied with the breaking rule, thus no change.

02/14/09 (6) **Fifteenth Race – Inquiry**

The stewards posted the inquiry sign following this race to observe an incident approaching the 1/2 mile marker. The stewards noticed several horses shifting. Patrol Judge Bill Vallandingham radioed in with his version of the events. The stewards were looking at possible interference between fourth place finisher #7 "Misdori" (Jason Ricco) and fifth place finisher #8 "OGS Bonnie Scotch" (Rick Plano).

After speaking to both drivers and a film review, the stewards made 'no change' in the order of finish.

- 02/14/09 (7) **Program Changes**
 9th Race Declaration - #7 "Commence Fire" – Trainer Edgar Clarke
 Refund: \$300 Injured – Henry Cook, D.V.M.
 10th Race Declaration - #7 "JD's Awesom Al" – Trainer George Reider
 Refund: \$9 Injured – Robert Goodbary, D.V.M.
 13th Race Declaration - #2 "Above Timberline" – Trainer Grieg Watson
 Refund: \$145 Injured – Robert Goodbary, D.V.M.
 15th Race Declaration - #3 "Whatneedstobedone" – Trainer Lester Smith
 Refund: \$32 Injured – Robert Goodbary, D.V.M.

- 02/14/09 (8) **Attendance and Handle**
- | | |
|------------------------|------------------|
| Attendance | 358 |
| Live Handle (On Track) | \$47,399 |
| Handle (In State) | \$474,362 |
| Handle (Out of State) | <u>\$374,012</u> |
| Total Handle | \$895,773 |

RULINGS ISSUED THIS WEEK

- 02/13/09 22 Trainer Frank Petrelli, who was involved in a physical altercation with Jason Ricco on Saturday, January 17, 2009, is hereby fined the sum of One Hundred Dollars (\$100) for violation of California Horse Racing Board Rule # 1874 (Disorderly Conduct).
- 02/13/09 23 Driver James Lackey is hereby fined the sum of Fifty Dollars (\$50) for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Unprofessional and Unsafe Conduct – Towing a Horse During Warm Ups).

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

<u>Date</u>	<u>Race</u>	<u>No.</u>	<u>Horse</u>	<u>Trainer</u>	<u>Reason</u>	<u>Vet</u>	<u>Refund</u>
13-Feb	6	5	RAMA HANOVER	SOLARES	Injured	Goodbary	\$188.00
14-Feb	9	7	COMMENCE FIRE	CLARKE	Injured	Cook	\$300.00
	10	7	JD'S AWESOM AL	REIDER	Injured	Goodbary	\$9.00
	13	2	ABOVE TIMBERLINE	WATSON	Injured	Goodbary	\$145.00
	15	3	WHATNEEDSTOBEDONE	SMITH	Injured	Goodbary	\$32.00

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	12,070.70
Bay Meadows	\$	-
Eureka	\$	-
Fresno	\$	8,430.40
Fresno Club One	\$	4,010.90
Golden Gate	\$	59,509.80
Monterey	\$	10,687.50
Pleasanton	\$	33,584.70
Sacramento	\$	120,753.60
San Jose	\$	48,751.80
San Mateo	\$	82,322.20
Santa Rosa	\$	14,848.10
Stockton	\$	28,976.80
Tulare	\$	14.00
Turlock	\$	4.00
Vallejo	\$	25,282.90
Racing Fairs	\$	-
So. California	\$	-
Out of State	\$	995,060.50

**CAL-EXPO HARNESS ASSOCIATION
SUMMARY
2009**

	Mon 02/09	Tues 02/10	Wed 02/11	Thurs 02/12	Fri 02/13	Sat 02/14	Total Week	Total Meet
Accidents	D	D	D	0	0	0	0	0
Cal-Bred Races	A	A	A	0	0	0	0	0
Claims	R	R	R	3	2	0	5	15
Disqualifications	K	K	K	0	0	2	2	16
Inquiries	D	D	D	0	1	5	6	31
Refunds	A	A	A	0	0	4	4	58
Rulings	Y	Y	Y	0	2	0	2	23

**Stewards Attendance: Stewards Oke, Baker and McLaren were in attendance.
All drivers submitted to a breath analyzer test.**

Michael W. "Wayne" Oke, Steward

Grant Baker, Steward

Brent McLaren, Steward