

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

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RICHARD "BON" SMITH, ASSISTANT EXECUTIVE DIRECTOR**

Proceedings of the Board of Stewards for the period of Monday, June 15, 2009 through Sunday, June 21, 2009. Steward Michael W. "Wayne" Oke was the Reporting and Duty Steward for the enclosed period.

Monday

06/15/09 (1) **Entries & Draw for Thursday 06/18/09**

Entries were taken and a draw held for Thursday's card. At the 12:30 p.m. draw ninety one (91) head were drawn to compete in twelve (12) races. Scratch time is Tomorrow at 9:00 a.m.

06/15/09 (2) **Gene Kelly**

Owner Gene Kelly, whose license is currently expired and who has a history of financial issues, is once again involved in a situation concerning two (2) horses shipped to Cal-Expo under questionable circumstances. (More to follow).

06/15/09 (3) **Dark Day**

Tuesday

06/16/09 (1) **Scratch Time for Thursday's Card**

At scratch time there were eleven (11) driver changes, one (1) coupling correction and one (1) trainer correction.

06/16/09 (2) **Entries and Draw for Friday 06/19/09 & Saturday 06/20/09**

Entries were taken and a double draw held for Friday and Saturday's cards. At the 1:00 p.m. draw ninety nine (99) head were drawn to compete in thirteen (13) races on Friday. Immediately thereafter a draw was held for

Saturday's card with one hundred eighteen (118) head drawing to compete in fifteen (15) events. Scratch time for both days is tomorrow at 9:00 a.m.

Scratch time for both cards is tomorrow at 9:00 a.m.

06/16/09 (3) **Dark Day**

Wednesday

06/17/09 (1) **Scratch Time Friday & Saturday's Card**

At scratch time for Friday's card there were eleven (11) driver changes and one (1) horse put on lasix.

For Saturday's card there were sixteen (16) driver changes and one (1) trainer correction.

06/17/09 (2) **Cal-Bred Races**

There are no Cal-Bred races programmed this week.

06/17/09 (3) **Horseman Meeting**

There was a horseman's meeting held outside the race office at 12 noon today. The meeting was co-chaired by Cal Expo General Manager Dave Elliott and CHHA Executive Director Jim Perez.

The purpose of the meeting was to inform the horseman of the special conditions which apply to racing on the weekend of July 4 as well as the provisions being made to accommodate horseman during the state fair break. A well attended meeting with a very useful exchange of information.

Thursday

06/18/09 (1) **New Steward**

Steward Paul Nicolo has joined the stewards at Cal-Expo while Steward Will Meyers has moved on to the fair circuit.

06/18/09 (2) **Qualifying Entries and Sheet**

Entries were taken and a qualifying sheet produced for a qualifying card to be held today at 4:30 p.m. There are seventeen (17) head programmed to compete in four (4) events.

06/18/09 (3) **Qualifying Races**

There were four (4) qualifying races held today commencing at 4:30 p.m. under the supervision of Stewards Nicolo and McLaren.

In these events thirteen (13) of seventeen (17) participants were successful in their qualifying efforts.

06/18/09 (4) **Tote Problems**

The tote system in the steward's stand failed during the second race and continued to malfunction through Race #6.

Scientific Games personnel, in conjunction with “the hub”, finally were able to isolate the problem and correct it. From the seventh race forward, there were no more problems.

06/18/09 (5) **Twelfth Race – Inquiry/Change**

The stewards lit the “inquiry” sign at the conclusion of Race #12 to investigate an incident at the top of the stretch involving #2 “Preciosita” (Rick Plano) and #7 “Boss New York N” (Tim Maier), the eventual second (2nd) place finisher. After reviewing films, the stewards unanimously concluded that the incident cost #2 an opportunity at a better placing, thus #6 was disqualified and placed fourth (4th). Driver Tim Maier was ordered to film review.

Additionally, the stewards reviewed the stretch drive of #1A “Skyway Fantasy” (Steve Wiseman), who made a brief break in stride mid stretch. After reviewing film the stewards unanimously concluded that #1A complied with the breaking rule, thus no change.

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

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

06/18/09 (6) **Program Changes**

1st Race Declaration - #1 “OK Shark N” – Trainer Jason Maier

Refund: \$136 Injured – Dr. Robert Goodbary

8th Race Declaration - #7 “Persuade Me” – Trainer Bob Johnson

Refund: \$51 Injured – Dr. Robert Goodbary

9th Race Declaration - #9 “Pleasecashmybett” – Trainer Dario Solares

Refund: \$51 Injured – Dr. Robert Goodbary

10th Race Declaration - #2 “Taxi Dancer” – Trainer Vickie Desomer

Refund: \$9 Injured – Dr. Robert Goodbary

06/18/09 (7) **Attendance and Handle**

| | |
|------------------------|------------------|
| Attendance | 264 |
| Live Handle (On Track) | \$25,026 |
| Handle (In State) | \$286,821 |
| Handle (Out of State) | <u>\$186,468</u> |
| Total Handle | \$495,315 |

Friday

06/19/09 (1) **Tim Maier – Film Review**

Driver Tim Maier, who had been ordered to film review in Thursday night’s twelfth race, contacted the stewards by telephone and took responsibility for the incident in question. The stewards accepted Driver Maier’s explanation and issued the following ruling:

Ruling # 77

Driver Tim Maier, who drove “Boss New York N” in the Twelfth Race on Thursday, June 18, 2009, is hereby fined the sum of Two Hundred Dollars (\$200) for violation of California Horse Racing Board Rule #1721 (B) (Driving Rules – Jostle, Strike, Hook Wheels or Interfere with Another

Horse or Driver). The incident occurred at the head of the stretch—resulting in a Disqualification.

06/19/09 (2) **Eleventh Race – Inquiry/No Change**

The stewards lit the “inquiry” sign at the conclusion of Race #11 to investigate an incident mid stretch when #2 “Hoosier Rambo” (David Gullian), the eventual third (3rd) place finisher, and #4 “Little Rooster” (Jason Maier) were observed to be in close quarters approaching the wire. After reviewing films and speaking with the drivers involved the stewards determined there was no violation, thus no change.

06/19/09 (3) **Program Changes**

3rd Race Program Correction - #5 “Little Kiera”

Program should read – “Off Lasix”

4th Race Declaration - #6 “Ailene’s Prince” – Trainer Troyce Thomas

Refund: \$31 Injured – Dr. Robert Goodbary

6th Race Declaration - #9 “Never Nasty” – Trainer Dario Solares

Refund: \$113 Stewards

9th Race Program Correction - #1 “Whatafinale”

Steve Wiseman for Programmed Driver David Gullian

9th Race Program Correction - #2 “Exit Hanover”

Program should read – Owner Jason Ricco

11th Race Declaration - #6 “OK Reilly N” – Trainer Chris Hernandez

Refund: \$560 Injured – Dr. Robert Goodbary

12th Race Declaration - #2 “Scarlet O’Hio” – Trainer James Kennedy

Refund: \$136 Injured – Dr. Robert Goodbary

12th Race Program Correction - #3 “Mighty Kicker”

James Lackey for Programmed Driver Lou Pena

12th Race Program Correction - #4 “Hope Tu Place”

Jason Maier for Programmed Driver Tim Maier

06/19/09 (4) **Attendance and Handle**

| | |
|------------------------|------------------|
| Attendance | 455 |
| Live Handle (On Track) | \$42,844 |
| Handle (In State) | \$458,154 |
| Handle (Out of State) | <u>\$229,090</u> |
| Total Handle | \$730,088 |

Saturday

06/20/09 (1) **First Race – Inquiry/Disqualification**

At the conclusion of Race #1, the stewards lit the “inquiry” sign in order to investigate an incident at the 3/4 mile marker when four (4) horses “broke stride”. After reviewing films the stewards unanimously concluded that #1 “Chartleysmonalisa” (Steve Wiseman), the eventual second (2nd) place finisher, despite the efforts of Driver Wiseman, caused #8 “Mygiveadamnsbusted” (Rick Plano), to take evasive action and subsequently lose momentum causing #8 an opportunity for a better placing. #1 was disqualified and placed sixth (6th) for causing interference while on a break. Driver Wiseman was held blameless in the incident.

Trainer Frank Petrelli contacted the stewards by telephone after the race was declared “official” and was extremely vocal in his disagreement with the stewards’ decision. Trainer Petrelli was invited to the steward’s office to review film of the incident. He declined.

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

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

06/20/09 (2) **Ninth Race – Inquiry/Disqualification**

At the conclusion of Race #9 the stewards lit the “inquiry” sign to investigate an incident in the stretch when #4 “Rod’s Famous Ribs” (Lemoyne Svendsen) was observed inside multiple pylons. After reviewing film the stewards unanimously concluded that #4 attempted to improve his position along the pylons without sufficient clearance, forcing #4 to go inside the pylons in order to avoid contact with #5 “Axelrod” (James Lackey); Thus #4, who finished fifth (5th), was placed eighth (8th) for violation of the “pylon rule”.

Driver Svendsen was ordered to film review.

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

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

06/20/09 (3) **Program Changes**

1st Race Program Correction - #1A

Program should read “Trainer – Frank Petrelli”

3rd Race Declaration - #2 “Giverherthecredit” – Trainer Brian Solden

Refund: \$15 Injured – Dr. Robert Goodbary

7th Race Declaration - #7 “Drive By Scooter” – Trainer Raul Escobedo

Refund: \$45 Injured – Dr. Robert Goodbary

8th Race Declaration - #9 “Thecurrentoperator” – Trainer Lou Pena

Refund: \$15 Injured – Dr. Robert Goodbary

06/20/09 (4) **Attendance and Handle**

| | |
|------------------------|------------------|
| Attendance | 660 |
| Live Handle (On Track) | \$49,207 |
| Handle (In State) | \$392,920 |
| Handle (Out of State) | <u>\$332,208</u> |
| Total Handle | \$774,335 |

RULINGS ISSUED THIS WEEK

06/18/09 75 Driver Kevin Anderson, who drove “Sayitoutloud” in the Seventh Race on Thursday, June 11, 2009, is hereby fined the sum of Two Hundred Dollars (\$200) for violation of California Horse Racing Board Rule #1721 (B) (Driving Rules – Jostle, Strike, Hook Wheels or Interfere with Another Horse or Driver). The incident occurred mid stretch—resulting in a Disqualification.

06/18/09 76 Driver Steve Wiseman, who drove “Yes I’ll Fly” in the Tenth Race on Friday, June 12, 2009, is hereby fined the sum of Two Hundred

Dollars (\$200) for violation of California Horse Racing Board Rule #1721(F) (Driving Rules – Carry a Horse Out). This incident occurred at the 3/4 mile marker – resulting in a disqualification.

- 06/19/09 77 Driver Tim Maier, who drove “Boss New York N” in the Twelfth Race on Thursday, June 18, 2009, is hereby fined the sum of Two Hundred Dollars (\$200) for violation of California Horse Racing Board Rule #1721 (B) (Driving Rules – Jostle, Strike, Hook Wheels or Interfere with Another Horse or Driver). The incident occurred at the head of the stretch–resulting in a Disqualification.
- 06/19/09 78 Trainer David Merrick, who started “Whatafinale” in the Ninth Race on Friday, June 19, 2009, is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Failure to Name the Proper Driver by the Prescribed Time Necessitating a Late Driver Change).
- 06/19/09 79 Trainer Brian Solden who started “Mighty Kicker” in the Twelfth Race on Friday, June 19, 2009, is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Failure to Name the Proper Driver by the Prescribed Time Necessitating a Late Driver Change).

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> |
|-------------|-------------|------------|--------------------|----------------|---------------|------------|---------------|
| 18-Jun | 1 | 1 | OK SHARK N | MAIER | Injured | Goodbary | \$136.00 |
| | 8 | 7 | PERSUADE ME | JOHNSON | Injured | Goodbary | \$51.00 |
| | 9 | 9 | PLEASECASHMYBETT | SOLARES | Injured | Goodbary | \$51.00 |
| 19-Jun | 10 | 2 | TAXI DANCER | DESOMER | Injured | Goodbary | \$9.00 |
| | 4 | 6 | AILENE'S PRINCE | THOMAS | Injured | Goodbary | \$31.00 |
| | 11 | 6 | OK REILLY N | HERNANDEZ | Injured | Goodbary | \$560.00 |
| 20-Jun | 12 | 2 | SCARLET O'HIO | KENNEDY | Injured | Goodbary | \$136.00 |
| | 3 | 2 | GIVEHERTHECREDIT | SOLDEN | Injured | Goodbary | \$15.00 |
| | 7 | 7 | DRIVE BY SCOOTER | ESCOBEDO | Injured | Goodbary | \$45.00 |
| | 8 | 9 | THECURRENTOPERATOR | PENA | Injured | Goodbary | \$15.00 |

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

| | | |
|-----------------|----|------------|
| Bakersfield | \$ | 7,806.40 |
| Eureka | \$ | 6.00 |
| Fresno | \$ | 4,301.60 |
| Fresno Club One | \$ | 2,147.70 |
| Golden Gate | \$ | 50,153.60 |
| Monterey | \$ | 8,095.10 |
| Pleasanton | \$ | 29,884.80 |
| Sacramento | \$ | 102,231.90 |
| San Jose | \$ | 38,883.70 |

| | | |
|----------------|----|------------|
| San Mateo | \$ | 61,244.00 |
| Santa Rosa | \$ | 10,380.60 |
| Stockton | \$ | 18,650.70 |
| Tulare | \$ | 738.40 |
| Turlock | \$ | 2,555.00 |
| Vallejo | \$ | 18,780.60 |
| Racing Fairs | \$ | - |
| So. California | \$ | 555,404.10 |
| Out of State | \$ | 747,767.09 |

**CAL-EXPO HARNESS ASSOCIATION
SUMMARY
2009**

| | Mon 06/15 | Tues 06/16 | Wed 06/17 | Thurs 06/18 | Fri 06/19 | Sat 06/20 | Total Week | Total Meet |
|--------------------------|----------------------|-----------------------|----------------------|------------------------|----------------------|----------------------|-----------------------|-----------------------|
| Accidents | D | D | D | 0 | 0 | 0 | 0 | 1 |
| Cal-Bred Races | A | A | A | 0 | 0 | 0 | 0 | 17 |
| Claims | R | R | R | 0 | 0 | 0 | 0 | 48 |
| Disqualifications | K | K | K | 1 | 0 | 2 | 3 | 47 |
| Inquiries | D | D | D | 1 | 1 | 2 | 4 | 86 |
| Refunds | A | A | A | 4 | 4 | 3 | 11 | 227 |
| Rulings | Y | Y | Y | 2 | 3 | 0 | 5 | 79 |

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