

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



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

**HONORABLE ARNOLD SCHWARZENEGGER, GOVERNOR  
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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, November 02, 2009 through Sunday, November 08, 2009. Steward Michael W. "Wayne" Oke was the Reporting and Duty Steward for the enclosed period.

**Monday**

11/02/09 (1) **Entries and Double Draw for Thursday 11/05/09 & Friday 11/06/09**

Entries were taken and a double draw conducted for Thursday's and Friday's cards.

At the 4:00 p.m. draw ninety-three (93) head were drawn to compete in ten (10) events on Thursday's card.

Immediately thereafter, one hundred twenty eight (128) head were drawn to compete on Friday's fifteen (15) race card.

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

11/02/09 (2) **New Condition Offered/2,500 Claiming**

The race office offered a new class effective this week. The class is for \$2,500 claimers with an open draw (no classification by the race office), hopefully allowing less talented stock an opportunity to increase their earning potential.

11/02/09 (3) **New Contract/Purse Increase**

As a result of a new contract agreement between Cal Expo and the California Harness Horsemen's Association, the new condition sheet reflects a fifteen (15) percent across the board purse increase.

11/02/09 (4) **Dark Day**

**Tuesday**

11/03/09 (1) **Scratch Time for Thursday & Friday's Card**  
 At scratch time for Thursday's card there were six (6) driver corrections, one (coupling) correction and one (1) steward's scratch due to an owner/trainer dispute.

For Friday's card there were twenty two (22) driver corrections and one (1) injured scratch.

11/03/09 (2) **Entries and Double Draw for Saturday 11/07/09 & Sunday 11/08/09**  
 Entries were taken and a double draw conducted for Saturday's and Sunday's racing program.

At the 12:40 a.m. draw for Saturday's card one hundred five (105) head were drawn to compete in fourteen (14) races. In addition, one (1) "non-betting" race for Cal Sired 2 year old colt and gelding pacers was scheduled for a 5:00 p.m. post time with four (4) horses programmed to compete for a \$15,000 purse.

Immediately following, a draw was held for Sunday's ten (10) race program with eighty (80) head scheduled to compete.

Scratch time for both days is tomorrow (Wednesday) at 9:00 a.m.

11/03/09 (3) **Dark Day**

**Wednesday**

11/04/09 (1) **Scratch Time for Saturday 11/07/09 & Sunday 11/08/09**  
 At scratch time for Saturday's card there were two (2) driver corrections and one (1) injured scratch.

At scratch time for Sunday's card there were six (6) driver corrections, one (1) horse added to the Lasix list and no other changes.

11/04/09 (2) **California Sire Stakes**  
 Friday evening's card has sire stake action for 2 year old filly pacers and trotters, while Saturday's program features similar events for 2 year old colt and gelding pacers and trotters.

11/04/09 (3) **Dark Day**

**Thursday**

11/05/09 (1) **Qualifying Entries and Sheet**  
 Entries were taken and a qualifying sheet produced with four (4) qualifying events with nineteen (19) participants scheduled to go postward at 4:30 p.m. today.

11/05/09 (2) **Qualifying Race**  
 Four (4) qualifying races were held today under the supervision of Stewards Baker and Oke with first post at 4:30 p.m.

In these events fifteen (15) of nineteen (19) participants were successful in their qualifying effort.

11/05/09 (3) **Seventh Race – Inquiry/Disqualification**

The stewards lit the “Inquiry” sign at the conclusion of Race #7 to investigate an incident mid-stretch when #1 “Britts” (Luke Plano) and #4 “Maxalax” (Steve Wiseman) appeared to make contact.

After reviewing film and speaking with the drivers involved, the stewards unanimously concluded that #4 had shifted out into the path of #1, thus initiating contact, costing #1 a chance at better placing. Consequently, the stewards disqualified #4 and placed him seventh, behind #1. Driver Steve Wiseman was ordered to film review.

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

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

11/05/09 (4) **Program Changes**

4<sup>th</sup> Race Declaration - #5 “A Girl Thing” – Trainer Ralph Silvestri III

Refund: \$62                      Injured – Dr. Robert Goodbary

6<sup>th</sup> Race Declaration - #4 “Ailene’s Last” – Trainer Raul Escobedo

Refund: \$167                      Injured – Dr. Robert Goodbary

#7 “West Nile Skeeter” – Trainer Frank Petrelli

Refund: \$57                      Injured – Dr. Robert Goodbary

7<sup>th</sup> Race Declaration - #1A “Drama Princess” – Trainer Ralph Silvestri III

Refund: \$0                      Injured – Dr. Robert Goodbary

7<sup>th</sup> Race Driver Change - #7 “Mellowroad”

Lemoyne Svendsen for programmed driver Frank Petrelli

8<sup>th</sup> Race Driver Change - #9 “Cherry Tree Rojo”

Richard Wojcio for programmed driver Jason Maier

8<sup>th</sup> Race Declaration - #10 “K D Rowdy One” – Trainer Frank Petrelli

Refund: \$8                      Injured – Dr. Robert Goodbary

10<sup>th</sup> Race Declaration - #8 “Charter Ridge” – Trainer Rick Cisco

Refund: \$14                      Injured – Dr. Robert Goodbary

11<sup>th</sup> Race Driver Change - #4 “Mercury Blues”

Tim Maier for programmed driver Frank Petrelli

11/05/09 (5) **Attendance and Handle**

Attendance	216
Live Handle (On Track)	\$31,889
Handle (In State)	\$287,494
<u>Handle (Out of State)</u>	<u>\$256,222</u>
Total Handle	\$575,605

**Friday**

11/06/09 (1) **Film Review/Steve Wiseman**

Driver Steve Wiseman visited in the steward’s office to review his drive in Thursday’s seventh race.

The stewards were of the unanimous opinion that contact was initiated by Wiseman's mount, thus making him culpable in the incident. After some discussion, Driver Wiseman reluctantly agreed, thus the following ruling was issued:

**Ruling # 23**

*Driver Steve Wiseman, who drove "Maxalax" in the Seventh Race on Thursday, November 05, 2009, is hereby fined the sum of Two Hundred Dollars (\$200) for violation of California Horse Racing Board Rule #1721 (I) (Driving Rules – Commit an Act Which Shall Impede the Progress of Another Horse (Stretch) – Resulting in a Disqualification).*

11/06/09 (2) **Third Race – Inquiry/No Change**

The stewards 'lit' the inquiry sign at the conclusion of Race #3 to investigate an incident mid-stretch when #3 "Spreeguy" (Richard Wojcio) was observed to 'break stride' briefly. After viewing film the stewards unanimously concluded that #3 'complied' with the breaking rule, thus no change.

11/06/09 (3) **Seventh Race – Off Gate/Film Review**

The stewards contacted Driver Richard Wojcio after Race #8 to inquire as to the reason that #7 "Serious Art", the eventual fifth (5<sup>th</sup>) place finisher, was 'off the gate' at the start; subsequently, the stewards ordered Driver Wojcio to film review.

11/06/09 (4) **Twelfth Race – Inquiry/No Change**

The stewards 'lit' the inquiry sign to investigate the actions of several 'breakers' in the race. Particularly #6 "My Tryin Ryan" (Steve Wiseman), the eventual third (3<sup>rd</sup>) place finisher. After reviewing film, the stewards concluded that all had 'complied', thus no change.

11/06/09 (5) **Program Changes**

5<sup>th</sup> Race Driver Change - #8 "Suzette Seelster"

Tim Maier for programmed driver Jason Maier

8<sup>th</sup> Race Declaration - #8 "Cinnamon" – Trainer Rick Cisco

Refund: \$83                      Injured – Dr. Robert Goodbary

9<sup>th</sup> Race Driver Change - #3 "Hope Tu Place"

Rick Plano for programmed driver Jason Maier

11<sup>th</sup> Race Driver Change - #3 "Little Rooster"

Tim Maier for programmed driver Jason Maier

12<sup>th</sup> Race Declaration - #4 "Anns Nestegg" – Trainer Tom Wine II

Refund: \$92                      Injured – Dr. Robert Goodbary

14<sup>th</sup> Race Driver Change - #4 "Camelot Cavalier"

James Kennedy for programmed driver Jason Maier

11/06/09 (6) **Attendance and Handle**

Attendance	328
Live Handle (On Track)	\$51,408
Handle (In State)	\$458,033
<u>Handle (Out of State)</u>	<u>\$334,859</u>
Total Handle	\$844,300

**Saturday**

11/07/09 (1)

**Film Review/Driver Wojcio**

Driver Richard Wojcio met with the stewards, as requested, to review his drive in Race #8 on Friday's card. Wojcio's mount #7 "Serious Art" was observed to be 'off the gate' and having 'crossed-over' before the start. After reviewing film and having Driver Wojcio offer the explanation that the horse was 'rough gaited' prior to the start, Wojcio acknowledged that he could have made a better effort, thus the Board of Stewards issued the following ruling:

**Ruling # 24**

*Driver Richard Wojcio, who drove #7 "Serious Art" in the Eighth Race on Friday, November 06, 2009, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731 (D) (Driving Rules – Failure to Come Up Into Position).*

11/07/09 (2)

**Clean Card/No Reportable Incidents**

Saturday's card consisting of one (1) early non-betting sire stake and fourteen (14) pari-mutuel events was conducted with no problems.

11/07/09 (3)

**Program Changes**

1<sup>st</sup> Race Driver Change - #7 "Carl Lewis N"

John Chappell for programmed driver Jason Maier

3<sup>rd</sup> Race Declaration - #1 "Thatsmyson" – Trainer Frank Petrelli

Refund: \$0                      Injured – Dr. Robert Goodbary

5<sup>th</sup> Race Driver Change - #3 "I Look Special"

James Lackey for programmed driver David Siegel

6<sup>th</sup> Race Driver Change - #1 "Hoosier Wildcat"

Richard Wojcio for programmed driver Jason Maier

6<sup>th</sup> Race Declaration - #6 "Minnie's Surprize" – Trainer Frank Petrelli

Refund: \$118                      Injured – Dr. Robert Goodbary

7<sup>th</sup> Race Driver Change - #5 "Pleasecashmybett"

James Lackey for programmed driver Jason Maier

8<sup>th</sup> Race Driver Change - #1 "Shock And Awe"

Gilbert Herrera for programmed driver David Siegel

10<sup>th</sup> Race Driver Change - #6 "Steady As A Rock"

James Lackey for programmed driver David Siegel

11<sup>th</sup> Race Driver Change - #2 "Schemes"

Gilbert Herrera for programmed driver David Siegel

12<sup>th</sup> Race Declaration - #2 "Franco Smoothie N" – Trainer Tom Wine II

Refund: \$72                      Injured – Dr. Robert Goodbary

12<sup>th</sup> Race Declaration- #3 "Money Market" – Trainer Nathalie Tremblay

Refund: \$178                      Injured – Dr. Robert Goodbary

12<sup>th</sup> Race Program Correction - #5 "Gee Gee Cyril Lee"

Claiming price should be \$18,000

13<sup>th</sup> Race Declaration - #4 "Algebra" – Trainer Jason Ricco

Refund: \$193                      Injured – Dr. Robert Goodbary

14<sup>th</sup> Race Declaration - #6 "Art's Clown" – Trainer Frank Petrelli

Refund: \$122                      Injured – Dr. Robert Goodbary

14<sup>th</sup> Race Program Correction - #8 "Happy Gilmour N"

Owner should read "Dean Eckley"

11/07/09 (4)	<b><u>Attendance and Handle</u></b>	
	Attendance	460
	Live Handle (On Track)	\$52,808
	Handle (In State)	\$481,001
	<u>Handle (Out of State)</u>	<u>\$257,955</u>
	Total Handle	\$791,764

**Sunday**11/08/09 (1) **Another Clean Card**

Sunday's ten race card was contested with no notable incidents.

11/08/09 (2) **Influenza Hits Driver Colony**

As demonstrated by the number of driver changes during the week's card, the flu bug is still affecting the driver's ability to fulfill their driving assignments.

11/08/09 (3) **Wagering Pattern Changes**

Friday 11/06 Race #2 – No place or show – The provision for no place wagering was not listed in the official program. The Board of Stewards attempted to notify the public through public address announcements and the video scroll.

Saturday 11/07 Race #2 - The provision for no place or show wagering was not listed in the official program. The Board of Stewards attempted to notify the public through public address announcements and the video scroll.

While the Board of Stewards recognizes management's right to restrict wagering in order to guard against 'minus pools', it is of concern to the Board of Stewards that some of these changes are not being listed in the 'Official Program'.

11/08/09 (4) **Program Changes**

1<sup>st</sup> Race Declaration - #7 "Have A Nice Day" – Trainer Ralph Silvestri III

Refund: \$54                      Injured – Dr. Robert Goodbary

3<sup>rd</sup> Race Declaration - #4 "The Pan The Myth" – Trainer Earl Kennedy

Refund: \$198                      Injured – Dr. Robert Goodbary

#5 "GH Jasmin" – Trainer Larry Hastings

Refund: \$165                      Injured – Dr. Robert Goodbary

6<sup>th</sup> Race Driver Change - #1 "Bob Lee"

John Chappell for programmed driver Jason Maier

7<sup>th</sup> Race Declaration - #5 "Quasimodo Normand" – Trainer Pierre Girard

Refund: \$32                      Stewards

10<sup>th</sup> Race Driver Change - #7 "Boss New York N"

Tim Maier for programmed driver Jason Maier

11/08/09 (5)	<b><u>Attendance and Handle</u></b>	
	Attendance	181
	Live Handle (On Track)	\$19,857
	Handle (In State)	\$247,923
	Handle (Out of State)	<u>\$186,001</u>
	Total Handle	\$453,781

#### RULINGS ISSUED THIS WEEK

- 11/06/09      23      Driver Steve Wiseman, who drove “Maxalax” in the Seventh Race on Thursday, November 05, 2009, is hereby fined the sum of Two Hundred Dollars (\$200) for violation of California Horse Racing Board Rule #1721 (I) (Driving Rules – Commit an Act Which Shall Impede the Progress of Another Horse (Stretch) – Resulting in a Disqualification).
- 11/07/09      24      Driver Richard Wojcio, who drove #7 “Serious Art” in the Eighth Race on Friday, November 06, 2009, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731 (D) (Driving Rules – Failure to Come Up Into Position).
- 11/07/09      25      Trainer Brian Solden, who started the horse “Mac Jonathan VP” in a Qualifying Race at Cal Expo on October 08, 2009, is hereby fined the sum of Five Hundred (\$500) Dollars pursuant to California Horse Racing Board Rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board Rule #1843 (D) (Medications, Drugs and Other Substances - Phenylbutazone (7.56 ug/ml) in Excess of Permitted Level) and #1866 (Veterinarians List) Class IV that carries a Class C penalty.
- 11/08/09      26      Trainer Quentin Schneider, who started “Smooth Rockette” in the Sixth Race on Saturday, November 07, 2009, is hereby fined the sum of Fifty Dollars (\$50) for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Late Arriving in Paddock).

## 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
5-Nov	4	5	A GIRL THING	SILVESTRI	Injured	Goodbary	\$62.00
	6	4	AILENE'S LAST	ESCOBEDO	Injured	Goodbary	\$167.00
	6	7	WEST NILE SKEETER	PETRELLI	Injured	Goodbary	\$57.00
	7	1A	DRAMA PRINCESS	SILVESTRI	Injured	Goodbary	\$0.00
	8	10	K D ROWDY ONE	PETRELLI	Injured	Goodbary	\$8.00
6-Nov	10	8	CHARTER RIDGE	CISCO	Injured	Goodbary	\$14.00
	8	8	CINNAMON	CISCO	Injured	Goodbary	\$83.00
	12	4	ANNS NESTEGG	WINE II	Injured	Goodbary	\$92.00
7-Nov	3	1	THATSMYSON	PETRELLI	Injured	Goodbary	\$0.00
	6	6	MINNIE'S SURPRIZE	PETRELLI	Injured	Goodbary	\$118.00
	12	2	FRANCO SMOOTHIE N	WINE II	Injured	Goodbary	\$72.00
	12	3	MONEY MARKET	TREMBLAY	Injured	Goodbary	\$178.00
	13	4	ALGEBRA	RICCO	Injured	Goodbary	\$193.00
8-Nov	14	6	ART'S CLOWN	PETRELLI	Injured	Goodbary	\$122.00
	1	7	HAVE A NICE DAY	SILVESTRI	Injured	Goodbary	\$54.00
	3	4	THE PAN THE MYTH	KENNEDY	Injured	Goodbary	\$198.00
	3	5	GH JASMIN	HASTINGS	Injured	Goodbary	\$165.00

**WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES**

Bakersfield	\$	12,226.00
Bay Meadows	\$	-
Eureka	\$	-
Fresno	\$	6,351.40
Fresno Club One	\$	2,528.10
Golden Gate	\$	68,625.20
Monterey	\$	8,994.70
Pleasanton	\$	42,777.90
Sacramento	\$	127,140.50
San Jose	\$	49,286.20
San Mateo	\$	88,500.00
Santa Rosa	\$	14,546.30
Stockton	\$	29,354.50
Tulare	\$	-
Turlock	\$	36.00
Vallejo	\$	29,540.60
So. California	\$	593,995.60
Out of State	\$	1,035,037.10

# CAL-EXPO RACING ASSOCIATION

## SUMMARY

2009

	Mon 11/02	Tues 11/03	Wed 11/04	Thurs 11/05	Fri 11/06	Sat 11/07	Sun 11/08	Total Week	Total Meet
<b>Accidents</b>	D	D	D	0	0	0	0	0	1
<b>Cal-Bred Races</b>	A	A	A	0	2	2	0	4	8
<b>Claims</b>	R	R	R	0	0	0	1	1	9
<b>Disqualifications</b>	K	K	K	1	0	0	0	1	14
<b>Inquiries</b>	D	D	D	1	1	1	1	4	28
<b>Refunds</b>	A	A	A	5	2	5	4	16	54
<b>Rulings</b>	Y	Y	Y	0	1	2	1	4	26

**Stewards Attendance: Stewards Oke, Baker and Meyers were in attendance.**

**All drivers submitted to a breath analyzer test.**

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**Michael W. "Wayne" Oke, Steward**

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**Grant Baker, Steward**

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**Will Meyers, Steward**