

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, October 04, 2010 through Sunday, October 10, 2010. Steward Michael W. "Wayne" Oke was the Reporting and Duty Steward for the enclosed period.

Monday

10/04/10 (1) **Entries for Thursday 10/07, Friday 10/08 & Saturday 10/09 – Draw for Thursday 10/07**

The race office was open accepting entries for this week's cards. The box closed at 9:00 a.m.

At the 1:00 p.m. draw for Thursday's card, seventy (70) head were drawn to compete in ten (10) races.

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

10/04/10 (2) **Driver Tim Maier**

Driver Tim Maier contacted the duty steward relative to his drive on #5 "Powergaiterdotcom" in Saturday's Ninth Race. The first (1st) place finisher was disqualified and placed second (2nd) for interference in the stretch.

Driver Maier acknowledged his culpability in the occurrence and accepted the following ruling:

Ruling # 25

Driver Tim Maier, who drove #5 "Powergaiterdotcom" in the Ninth Race on Saturday, October 02, 2010 is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule # 1721 (J) (Driving Rules – Change Course After Selecting a Position in the Homestretch, or Bear In or Out in Such a Manner as to Interfere With Another Horse or Cause Him to Change Stride or Break) – Resulting in a Disqualification.

10/04/10 (3) **Dark Day**

Tuesday

10/05/10 (1) **Scratch Time for Thursday's Card**

At scratch time for Thursday's card there were twenty (20) driver corrections and no other changes.

10/05/10 (2) **Draw for Friday 10/08 and Saturday 10/09**

A draw for Friday's program was conducted in which one hundred six (106) head were drawn to compete in thirteen (13) events, in addition to a California Sire Stake for 2 year old fillies trotters, with three (3) entries carded as an early non betting event.

Immediately following, a draw was conducted for Saturday's card with one hundred thirteen (113) horses drawn to compete in fourteen (14) races.

Additionally, four (4) head were drawn to compete in a California Sire Stake for 2 year old colts and gelding trotters and five (5) head drawn to compete in a California Sire Stake for 2 year old colts and gelding pacers.

Both races were scheduled as early non betting events.

Scratch time for these races is tomorrow at 9:00 a.m.

10/05/10 (3) **Driver Luke Plano [Ref 10/02/10 (6)]**

Driver Plano contacted the duty steward by telephone relative to his drive on #5 "Don't Dally Witch" in Saturday's (10/02) Thirteenth Race.

#5, the race winner, was disqualified and placed second (2nd) for carrying #3 "Pilgrim's Skyfire" (Ralph Silvestri III) out at the 3/4 mile marker.

Driver Plano acknowledged his responsibility in the situation and accepted the following ruling:

Ruling #26

Driver Luke Plano, who drove #5 "Don't Dally Witch" in the Thirteenth Race on Saturday, October 02, 2010, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1721 (F) (Driving Rules – Carry a Horse Out – Resulting in a Disqualification). Incident occurred at the 3/4 pole marker.

10/05/10 (4) **Dark Day**

Wednesday

10/06/10 (1) **Scratch Time for Friday and Saturday's Cards**

At scratch time there were numerous driver corrections and one (1) first time Lasix notation.

For Saturday's card there were numerous driver corrections and no other changes.

10/06/10 (2) **Dark Day**

Thursday

10/07/10 (1) **General Manager Visits Stand**

Cal Expo General Manager Dave Elliott visited the stand in an ongoing program of familiarization of all racing official's duties.

10/08/10 (2) **Seventh Race – House Whipping Rule Violation/Sanction**

At the conclusion of Race #7, Driver David Siegel (#7 “Pip’s Jenny G”), the sixth (6th) place finisher, was contacted by the Board of Stewards concerning a possible violation of the house ‘whipping’ rule. Driver Siegel accepted the steward’s assessment of the situation, waiving his opportunity for a hearing and accepting the following ruling:

Ruling # 29

Driver David Siegel, who drove #7 “Pips Jenny G” in the Seventh Race on October 08, 2010, is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Violation of ‘Cal-Expo House Whipping Rule’ – (2) Drivers Must Keep One Line or Rein or Handhold in Each Hand at All Times During the Race Except When the Horse and Driver Reach the 7/8 Pole Marker During The Race).

10/08/10 (3) **Ninth Race – Inquiry/Change**

The ‘inquiry’ sign was posted to inquire into an incident past the 1/4 pole mile marker when #3 “Jane The Brain” (David Siegel) was attempting to create a ‘hole’ in front of #1 “Charmer” (James Kennedy), resulting in #1 breaking stride.

While the stewards were examining films, they were contacted by Driver David Siegel, who took full responsibility for the incident, waiving his right to a hearing and accepting the following ruling. #3 finished eighth (8th) and was placed ninth (9th) as a result.

Original order of finish: 7-9-8-2-5-4-6-3-1

Official order of finish: 7-9-8-2-5-4-6-1-3

Ruling # 30

Driver David Siegel, who drove #3 “Jane The Brain” in the Ninth Race on Friday, October 08, 2010 is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule # 1721 (I) (Driving Rules – Commit Any Act Which Shall Impede the Progress of Another Horse or Cause Him to Break). Incident occurred past the 1/4 mile marker – resulting in a disqualification.

10/08/10 (4) **Eleventh Race – House ‘Whipping Rule’ Violation/Sanction**

Driver Tony Succarotte (#7 “Jeff The Builder”) (2nd) was contacted by the Board of Stewards with respect to a possible violation of the Cal Expo ‘House Whipping Rule’. Driver Succarotte offered no plausible explanation for his actions and accepted the following ruling:

Ruling # 31

Driver Tony Succarotte, who drove #7 “Jeff The Builder” in the Seventh Race on October 08, 2010, is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Violation of ‘Cal-Expo House Whipping Rule’ – (4)(A) (Any Blatant or Exaggerated Movements of the Whipping Arm Which Will Result From Raising the Elbow Above the Drivers Shoulder Height and/or

Allow the Hand Holding the Whip to Reach Behind the Driver During the Use of the Whip).

10/08/10 (5) **Twelfth Race – Inquiry/No Change**

The ‘inquiry’ sign was posted to investigate an incident immediately after the start in which #1 “Brooklet’s Drifter” (Rocky Stidham) broke stride and ‘scattered’ the field. After reviewing film, the stewards concluded that #1 inconvenienced all participants in the race, with the exception of #7 “Heartland Express” (Scott Cisco), the second (2nd) place finisher. As #1 finished seventh (or last) in the race, no further change was necessary. Driver Rocky Stidham was held blameless in the incident.

10/08/10 (6) **Program Changes**

10th Race Declaration - #6 “Muzhik Hanover” – Trainer Christopher Landry
Refund: \$120 Injured – Dr. Robert Goodbary

10/08/10 (7) **Attendance and Handle**

| | |
|------------------------|------------------|
| Attendance | 307 |
| Live Handle (On Track) | \$32,139 |
| Handle (In State) | \$309,827 |
| Handle (Out of State) | <u>\$269,662</u> |
| Total Handle | \$611,628 |

Saturday

10/09/10 (1) **Qualifying Entries and Sheet**

The race office was open this morning accepting entries for qualifying races to be conducted this afternoon with first post at 4:30 p.m.

10/09/10 (2) **Qualifying Races**

Five (5) qualifying events, under the supervision of Stewards McLaren and Meyers, were conducted commencing at 4:30 p.m. In these races, sixteen (16) of twenty four (24) contestants were successful in their qualifying efforts.

10/09/10 (3) **First Race – Starting Infraction**

At the behest of Starter Gene Montgomerie, the stewards issued the following ruling relative to Driver Susan Boyce (#7 “Natty Lite”)

Ruling # 33

Driver Susan Boyce, who drove “Natty Lite” in the First Race on Saturday, October 09, 2010 is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule # 1731 (G) (Starting Rules - Failure to Come Up into Position).

10/09/10 (4) **Second Race – Open Pace/Race Fractions**

At the conclusion of Race #2, the stewards held a brief discussion concerning the race fractions, the quarter times being 27², 30¹, 29 and 26¹. Steward Oke felt these quarter times were unsatisfactory for the best pacing horses on the grounds and were a violation of the California Horse Racing Board Rule #1721 (L) “Drive or cause to be driven any

unreasonably slow quarters or fractions”. Stewards McLaren and Meyers felt there was no violation of the rule.

10/09/10 (5) **Fifth Race – Driver Illness**

Driver Richard Wojcio contacted the Board of Stewards at the conclusion of Race #5 to report his not feeling well and requesting to be excused from his remaining drivers on the card. The stewards allowed the request and substitute drivers were named in races 8,9,11, and 13.

10/09/10 (6) **Tenth Race – Driver Sanction**

Driver Luke Plano (#3 “Jet Tet Tet”) was contacted by the Board of Stewards after being observed with his foot out of the stirrup between the 1/4 mile marker and the 3/4 mile marker.

Driver Plano acknowledged the rule violation and agreed to the following ruling:

Ruling # 34

Driver Luke Plano, who drove #3 “Jet Tet Tet” in the Tenth Race on October 09, 2010, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Driving With Foot Out of Stirrup/Urging by Contact) Third Offense.

Driver Plano was further advised that any further rule violations of this nature would result in much more severe penalties.

10/09/10 (7) **Thirteenth Race – Driver No Show/Late Scratch**

As the field was preparing to leave the paddock for Race #13, the Board of Stewards were informed by Paddock Judge Walter Petersen that Driver Tim Maier, programmed to drive #6 “Princess Joy”, could not be located and that Luke Plano would drive the horse.

The Board of Stewards ordered the horse held in the paddock and after a hasty discussion, unanimously determined the horse should be scratched (Ref’ 04/28/10 (4) and 04/30/10 Ruling #65) as the remainder of the field was already post parading and the public had no knowledge of the situation; A decision which proved to be very unpopular in the paddock. More to follow.

10/09/10 (8) **Cal Sired Events**

This week’s racing included 2 year old California Sire Stake Race with events on the trot and pace for each gender. These races are contested for a purse of Fifteen Thousand (\$15,000) Dollars for each race; A very attractive purse for these freshman trotters and pacers.

10/09/10 (9) **Program Changes**

3rd Race Declaration - #2 “Little Rooster” – Trainer Jason Maier

Refund: \$510 Injured – Dr. Robert Goodbary

5th Race Declaration - #6 “Missniobekniobe” – Trainer Jason Maier

Refund: \$63 Injured – Dr. Robert Goodbary

8th Race Driver Change - #2 “Still Stylin”

Rocky Stidham for programmed driver Richard Wojcio
 9th Race Driver Change – #1 “Pedal Pad”
 Steve Wiseman for programmed driver James Kennedy
 #4 “Falcon Forte N”
 Tim Maier for programmed driver Richard Wojcio
 11th Race Driver Change - #2 “Well Heeled”
 Gene Vallandingham for programmed driver Richard Wojcio
 11th Race Declaration - #9 “Ogs Si Bon” – Trainer Matias Ruiz
 Refund: \$31 Injured – Dr. Robert Goodbary
 13th Race Driver Change - #5 “My Tryin Ryan”
 Scott Cisco for programmed driver Richard Wojcio
 14th Race Declaration - #9 “RS Falcon” – Trainer Larry Hastings
 Refund: \$431 Injured – Dr. Robert Goodbary

10/09/10 (10) **Attendance and Handle**

| | |
|------------------------|------------------|
| Attendance | 429 |
| Live Handle (On Track) | \$36,054 |
| Handle (In State) | \$416,417 |
| Handle (Out of State) | <u>\$270,091</u> |
| Total Handle | \$722,562 |

RULINGS ISSUED THIS WEEK

- 10/07/10 24 Driver Richard Wojcio, who drove “Bewareofthisaffair” in the Eighth Race on October 02, 2010, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Driving With Foot Out of Stirrup/Urging by Contact).
- 10/07/10 25 Driver Tim Maier, who drove #5 “Powergaiterdotcom” in the Ninth Race on Saturday, October 02, 2010 is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule # 1721 (J) (Driving Rules – Change Course After Selecting a Position in the Homestretch, or Bear In or Out in Such a Manner as to Interfere With Another Horse or Cause Him to Change Stride or Break) – Resulting in a Disqualification.
- 10/07/10 26 Driver Luke Plano, who drove #5 “Don’t Dally Witch” in the Thirteenth Race on Saturday, October 02, 2010, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1721 (F) (Driving Rules – Carry a Horse Out – Resulting in a Disqualification). Incident occurred at the 3/4 pole marker.
- 10/08/10 27 Driver Tim Maier, who drove “Meringue” in the Second Race on Thursday, October 07, 2010 is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule # 1731 (G) (Starting Rules - Failure to Come Up into Position) – (Second Offense).

- 10/08/10 28 Driver Steve Wiseman, who drove “Berkshire” in the Second Race on Thursday, October 07, 2010 is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule # 1731 (G) (Starting Rules - Failure to Come Up into Position).
- 10/09/10 29 Driver David Siegel, who drove #7 “Pips Jenny G” in the Seventh Race on October 08, 2010, is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Violation of ‘Cal-Expo House Whipping Rule’ – (2) Drivers Must Keep One Line or Rein or Handhold in Each Hand at All Times During the Race Except When the Horse and Driver Reach the 7/8 Pole Marker During The Race).
- 10/09/10 30 Driver David Siegel, who drove #3 “Jane The Brain” in the Ninth Race on Friday, October 08, 2010 is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule # 1721 (I) (Driving Rules – Commit Any Act Which Shall Impede the Progress of Another Horse or Cause Him to Break). Incident occurred past the 1/4 mile marker – resulting in a disqualification.
- 10/09/10 31 Driver Tony Succarotte, who drove #7 “Jeff The Builder” in the Seventh Race on October 08, 2010, is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Violation of ‘Cal-Expo House Whipping Rule’ – (4)(A) (Any Blatant or Exaggerated Movements of the Whipping Arm Which Will Result From Raising the Elbow Above the Drivers Shoulder Height and/or Allow the Hand Holding the Whip to Reach Behind the Driver During the Use of the Whip).
- 10/09/10 32 Driver Troyce Thomas, who drove #4 “No Storm Damage” in the First Race on Thursday, September 30, 2010 is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule # 1721 (F) (Driving Rules – Take Up Abruptly in Front of Other Horses So As to Cause Confusion or Interference Among the Trailing Horses).

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 |
|-------|------|-----|-----------------|----------|---------|----------|----------|
| 7-Oct | 3 | 2 | HANOVER D G N | SOLDEN | Injured | Goodbary | \$289.00 |
| 8-Oct | 10 | 6 | MUZHNIK HANOVER | LANDRY | Injured | Goodbary | \$120.00 |
| 9-Oct | 3 | 2 | LITTLE ROOSTER | MAIER | Injured | Goodbary | \$510.00 |
| | 5 | 6 | MISSNIOBEKNIOBE | MAIER | Injured | Goodbary | \$63.00 |
| | 11 | 9 | OGS SI BON | RUIZ | Injured | Goodbary | \$31.00 |
| | 14 | 9 | RS FALCON | HASTINGS | Injured | Goodbary | \$431.00 |

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

| | | |
|-----------------|----|------------|
| Bakersfield | \$ | 3,965.40 |
| Fresno | \$ | 4,276.40 |
| Fresno Club One | \$ | 2,253.60 |
| Golden Gate | \$ | 30,550.90 |
| Monterey | \$ | 8,136.50 |
| Pleasanton | \$ | 23,194.60 |
| Sacramento | \$ | 70,507.10 |
| San Jose | \$ | 25,387.00 |
| San Mateo | \$ | 40,707.50 |
| Santa Rosa | \$ | 5,837.10 |
| Stockton | \$ | 13,302.60 |
| Tulare | \$ | 379.60 |
| Turlock | \$ | 820.70 |
| Vallejo | \$ | 17,214.00 |
| So. California | \$ | 366,059.20 |
| Out of State | \$ | 710,779.67 |

CAL-EXPO HARNESS ASSOCIATION**SUMMARY 2010**

| | Mon 10/04 | Tues 10/05 | Wed 10/06 | Thurs 10/07 | Fri 10/08 | Sat 10/09 | Total Week | Total Meet |
|--------------------------|--------------|---------------|--------------|----------------|--------------|--------------|---------------|---------------|
| Accidents | D | D | D | 0 | 0 | 0 | 0 | 2 |
| Cal-Bred Races | A | A | A | 0 | 2 | 2 | 4 | 4 |
| Claims | R | R | R | 0 | 2 | 2 | 4 | 28 |
| Disqualifications | K | K | K | 0 | 1 | 0 | 1 | 15 |
| Inquiries | D | D | D | 0 | 2 | 0 | 2 | 33 |
| Refunds | A | A | A | 1 | 1 | 4 | 6 | 50 |
| Rulings | Y | Y | Y | 3 | 2 | 4 | 9 | 32 |

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

All drivers submitted to a breath analyzer test.

Michael W. "Wayne" Oke, Steward

Brent McLaren, Steward

Will Meyers, Steward