

CALIFORNIA HORSE RACING BOARD  
1010 HURLEY WAY, SUITE 300  
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**CAL-EXPO HARNESS ASSOCIATION**  
**TO THE CALIFORNIA HORSE RACING BOARD**  
**HONORABLE EDMUND G. BROWN JR., GOVERNOR**  
**HONORABLE KEITH BRACKPOOL, CHAIRMAN**  
**HONORABLE DAVID ISRAEL, VICE CHAIRMAN**  
**HONORABLE JESSE H. CHOPER, MEMBER**  
**HONORABLE BO DEREK, MEMBER**  
**HONORABLE JOHN C. HARRIS, MEMBER**  
**HONORABLE JERRY MOSS, MEMBER**  
**HONORABLE RICHARD A. ROSENBERG, MEMBER**  
**KIRK E. BREED, EXECUTIVE DIRECTOR**

Proceedings of the Board of Stewards for the period of Monday, April 4, 2011 through Sunday, April 10, 2011. Steward Will Meyers was the Reporting and Duty Steward for the enclosed period.

**Monday**

04/04/11 (1) **Entries for Thursday**  
Thursday's nine (9) race card drew seventy three (73) entries. No Cal-Bred races were used.

04/04/11 (2) **Dark Day**

**Tuesday**

04/05/11 (1) **Changes for Thursday – Entries for Friday and Saturday**  
One scratch and a few driver changes were taken for Thursday.  
Friday's thirteen (13) race card drew one hundred two (102) entries. One hundred twenty (120) horses were entered for Saturday's sixteen (16) races (two (2) non-wagering Sire Stakes included).  
Four (4) Cal-Sired stakes are on tap for the weekend.

04/05/11 (2) **Dark Day**

**Wednesday**

04/06/11 (1) **Changes For Friday and Saturday**  
Numerous driver changes were made for the two days. One (1) scratch was taken for a horse that mistakenly ended up in an event not entered.

04/06/11 (2) **Dark Day**

**Thursday**

04/07/11 (1) **McConnell Hearing – Case #11SW-0018**  
A hearing was conducted on a complaint filed by Investigator Carol Nolan against Trainer Tricia McConnell. The rules cited were 1874 (2) (Disorderly Conduct), 1876 (A) (Financial Responsibility), 1989 (4, 5) (Removal or Denial

of Access), 1899 (Offenses Requiring Suspension) and 1900 (Grounds for Suspension or Revocation).

Ms. McConnell was afforded her rights and wished to proceed without an attorney.

At issue was an outstanding \$1,500 warrant the Ms. McConnell had not addressed at the time of filing. Also two (2) unpaid bills for services rendered by the Association and Tack Man George Dorr.

Trainer Frank Petrelli accused Ms. McConnell of stealing hay and causing a disturbance at his barn. Mr. Petrelli claimed to have a video that was seen by Cal-Expo Police and Stable Superintendent Rick Cisco showing McConnell stealing hay.

Present at the hearing were the Board of Stewards, Investigator Nolan and Ms. McConnell. Testimony was taken from witnesses Frank Petrelli (Trainer), Rick Cisco (Stable Superintendent) and Fred Kuebler (Racing Secretary), presented by Investigator Nolan. The hearing was recorded by Wendy Frazier CSR.

McConnell testified on her own behalf and presented no witnesses. Evidence was presented that McConnell had addressed the warrant and was to complete fourteen (14) hours of community service. The bill was paid to the association. A signed payment agreement between George Dorr and McConnell was also submitted.

Testimony from Petrelli and Cisco, and written reports from Cal-Expo Police left a grey area concerning the video and alleged hay stealing. The police report stated 'she is carrying something the size of a pizza box'. Both Cisco and Petrelli said the tape wasn't great and was late at night. Most curious, was the fact that the video was not saved and had been taped over since the recording machine continued running.

Racing Secretary Fred Kuebler testified that he knew of the video and sent Cisco to review it. He gave Cisco's report to Director of Racing Dave Elliott and did not know what Mr. Elliott did with the information.

After much deliberation over the matter at hand and no request from management to implement California Horse Racing Board Rule #1989 (4,5) (Removal or Denial of Access) it was decided to carry the hearing over to June 2, 2011 so the stewards could maintain authority to act if the payment agreement or community service is not completed. More to come.

04/07/11 (2) **Desomer Ruling**

**Ruling # 28**

*Driver Steve Desomer, who drove "Claim Jumper" in the Fifth Race on Saturday, April 2, 2011 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).*

The above ruling was issued after Desomer was contacted and accepted the ruling without explanation. Mr. Desomer was warned that penalties could increase for repeat offenses.

04/07/11 (3) **Siegel Ruling**

**Ruling # 29**

*Driver David Siegel, who drove "Thatwilldo A" in the Fourteenth Race on Saturday, April 2, 2011, is hereby fined the sum of One Hundred Dollars (\$100) for violation of California Horse Racing Board Rule #1721 (L) (Driving Rules – Drive or Cause to be Driven Any Unreasonably Slow Quarters or Fractions).*

The above ruling was issued after Mr. Siegel was contacted by phone and informed that a 102 sec half with a 33.1 sec second quarter was unacceptable.

04/07/11 (4) **Second Race – Inquiry/Disqualification**

The inquiry sign was posted to review the actions of #4 "Slicker N Quicker" (Luke Plano) who finished third (3<sup>rd</sup>) in this trotting event. After review it was determined that #4 switched gaits from trot to pace in the stretch and through the wire. #4 was placed sixth (6<sup>th</sup>) for the violation.

04/07/11 (5) **Fourth Race – Inquiry/No Change**

#9 "Live A Little" (Luke Plano) went off stride in the stretch, finishing fifth (5<sup>th</sup>). After review it was determined the breaking rule was complied with. No change.

04/07/11 (6) **Fourth Race – Program Error**

The stewards were informed following the 4<sup>th</sup> Race that #4 "Ally Chandon" had been transferred from Trainer Brian Solden to Trainer Lester Smith and the change failed to make the program.

04/07/11 (7) **Sixth Race – Inquiry/Disqualification**

#1 "Beach Beach Beach" (Lemoyne Svendsen) went off stride in deep stretch and through the finish, ending up fourth (4<sup>th</sup>). Two horses were lapped on #1 at the wire, resulting in a disqualification of #1 to sixth (6<sup>th</sup>) place.

04/07/11 (8) **Seventh Race – Inquiry – Disqualification**

The inquiry sign was posted to review possible interference near the 1/2 mile pole involving several horses. After review and talking to the drivers, it was determined that #4 "Garland Bot Joeefee", with Steve Wiseman driving, hit the wheel of #1 "Mr Me" (Sue Boyce) while attempting to pull out from behind said rival. #4 stumbled momentarily, which caused #8 "Santa Rosalia" (Luke Plano) and #9 "Irish Whiskey" (Rick Plano) to go off stride. #4 finished seventh (7<sup>th</sup>) in front of #8 so was disqualified to eighth (8<sup>th</sup>) for the infraction. #1 went on to win and #9 finished fourth (4<sup>th</sup>).

04/07/11 (9) **Ninth Race – Recall**

#6 "Saltwater Cowboy" (Richard Schneider) suffered broken equipment (overcheck), causing a recall. The overcheck was reattached and the race was off with about a three (3) minute delay.

04/07/11 (10) **Driver Changes and Scratches**

None

04/07/11 (11) **Attendance and Handle**

Attendance	158
Live Handle (On Track)	\$30,276
Handle (In State)	\$266,884
<u>Handle (Out of State)</u>	<u>\$274,678</u>
Total Handle	\$571,838

**Friday**04/08/11 (1) **Wiseman Ruling****Ruling # 30**

*Driver Steve Wiseman, who drove #4 "Garland Bot Joeffe" in the Seventh Race on Thursday, April 07, 2011 is hereby fined the sum of One Hundred (\$100) 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 – Struck Wheel). Incident occurred before the half mile marker – resulting in a disqualification.*

The above ruling was issued after Mr. Wiseman reviewed the race with the stewards and admitted to the error.

04/08/11 (2) **Silvestri III Hearing – Case #11SW0008**

A telephonic hearing was held today on an extremely high Flunixin reading (2,620 ng/ml) on the horse "Above Timberline", trained by Ralph Silvestri III. The horse finished first (1<sup>st</sup>) in the 9<sup>th</sup> Race on February 18, 2011.

Present at the hearing were the Board of Stewards, Investigator Carol Nolan and State Veterinarian Robert Goodbary, D.V.M. Silvestri testified by phone.

Testimony was taken and evidence submitted. The phone connection was not very good and much had to be repeated so Wendy Frazier could get the record transcribed.

Basically, Silvestri denied even having Banamine in his barn at the time of the incident. He testified that he felt someone was out to get him in trouble, but did not provide any names or incidents.

Dr. Goodbary testified that an overage of that amount could indicate a normal dose given closer than three (3) hours before the race or a double dose around four (4) to six (6) hours before the race.

Mr. Silvestri has moved his training operation to Florida after being notified of the high test results.

Decision to follow.

04/08/11 (3) **First Race – Inquiry/Disqualification**  
 #7 “Rare Wine” (Scott Cisco) went off stride in the stretch and through the wire, finishing sixth (6<sup>th</sup>). #5 “Cherry Tree Kate” (Richard Wojcio) was lapped on at the finish, so #7 was placed seventh (7<sup>th</sup>) for the violation.

04/08/11 (4) **Driver Changes and Scratches**  
 8<sup>th</sup> Race Declaration - #1 “Gutsy Winds Ahead” – Trainer Rick Cisco  
 Refund: \$103                      Injured – Dr. Robert Goodbary

04/08/11 (5) **Attendance and Handle**

Attendance	258
Live Handle (On Track)	\$37,061
Handle (In State)	\$385,445
<u>Handle (Out of State)</u>	<u>\$308,558</u>
Total Handle	\$731,064

### **Saturday**

04/09/11 (1) **Qualifiers**  
 Twenty one (21) of thirty one (31) participants made the grade in today’s five (5) qualifying races.

04/09/11 (2) **Adams Ruling**

**Ruling # 31**

*Trainer Darrell Adams, who started “Dreamway Clocker” in the First Race on Friday, April 8, 2011, 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).*

The above ruling was issued after Adams was contacted and accepted the penalty for “Dreamway Clocker”, arriving late for the first race. He said time just got away and promised no further tardiness.

04/09/11 (3) **Arnoldo Carrera Ruling**

**Ruling # 32**

*Owner Osmond Arnoldo Carrera is hereby fined the sum of Fifty (\$50) Dollars for not wearing his helmet while returning his horse “Anelectricmachine” to the barn area after the Thirteenth (13<sup>th</sup>) Race on April 8, 2011; A violation of California Horse Racing Board Rule #1689 (Safety Helmets Required).*

The above ruling was issued after Carrera appeared at the behest of Outrider Billy Don Wainscott. Carrera admitted to failing to put his helmet on while taking a horse back to the barn.

04/09/11 (4) **Long But Uneventful Evening**  
 Tonight’s sixteen (16) races (including 2 non-wagering Sire Stakes) were conducted without incident.

04/09/11 (5) **Driver Changes and Scratches**  
None

04/09/11 (6) **Attendance and Handle**

Attendance	438
Live Handle (On Track)	\$51,945
Handle (In State)	\$410,916
Handle (Out of State)	<u>\$335,189</u>
Total Handle	\$798,050

**RULINGS ISSUED THIS WEEK**

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- 04/09/11      32      Owner Osmond Arnaldo Carrera is hereby fined the sum of Fifty (\$50) Dollars for not wearing his helmet while returning his horse "Anelectricmachine" to the barn area after the Thirteenth (13<sup>th</sup>) Race on April 8, 2011; A violation of California Horse Racing Board Rule #1689 (Safety Helmets Required).

## 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**

<b>Date</b>	<b>Race</b>	<b>No.</b>	<b>Horse</b>	<b>Trainer</b>	<b>Reason</b>	<b>Vet</b>	<b>Refund</b>
8-Apr	8	1	GUTSY WINDS AHEAD	CISCO	Injured	Goodbary	\$103.00

### **WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES**

Bakersfield	\$	8,747.00
Fresno	\$	4,548.00
Fresno Club One	\$	2,772.00
Golden Gate	\$	42,519.90
Monterey	\$	9,140.20
Pleasanton	\$	22,645.80
Sacramento	\$	93,020.30
San Jose	\$	38,922.80
San Mateo	\$	49,772.00
Santa Rosa	\$	5,473.00
Stockton	\$	14,970.50
Tulare	\$	-
Turlock	\$	-
Vallejo	\$	14,423.30
So. California	\$	436,711.90
Out of State	\$	918,424.94

# CAL-EXPO HARNESS ASSOCIATION

## SUMMARY

2011

	<b>Mon 04/04</b>	<b>Tues 04/05</b>	<b>Wed 04/06</b>	<b>Thurs 04/07</b>	<b>Fri 04/08</b>	<b>Sat 04/09</b>	<b>Total Week</b>	<b>Total Meet</b>
<b>Accidents</b>	<b>D</b>	<b>D</b>	<b>D</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>2</b>
<b>Cal-Bred Races</b>	<b>A</b>	<b>A</b>	<b>A</b>	<b>0</b>	<b>2</b>	<b>2</b>	<b>4</b>	<b>0</b>
<b>Claims</b>	<b>R</b>	<b>R</b>	<b>R</b>	<b>0</b>	<b>0</b>	<b>1</b>	<b>1</b>	<b>24</b>
<b>Disqualification's</b>	<b>K</b>	<b>K</b>	<b>K</b>	<b>3</b>	<b>1</b>	<b>0</b>	<b>4</b>	<b>22</b>
<b>Inquiries</b>	<b>D</b>	<b>D</b>	<b>D</b>	<b>4</b>	<b>1</b>	<b>0</b>	<b>5</b>	<b>61</b>
<b>Refunds</b>	<b>A</b>	<b>A</b>	<b>A</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>1</b>	<b>149</b>
<b>Rulings</b>	<b>Y</b>	<b>Y</b>	<b>Y</b>	<b>2</b>	<b>1</b>	<b>2</b>	<b>5</b>	<b>32</b>

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

**All drivers submitted to a breathalyzer test.**

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**Will Meyers, Steward**

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

\_\_\_\_\_  
**Grant Baker, Steward**