

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



HUMBOLDT COUNTY FAIR
P. O. Box 637
Ferndale, California 95536

Report of the Board of Stewards
To the California Horse Racing Board

Honorable Arnold Schwarzenegger, Governor
Honorable John C. Harris, Chairman
Honorable David Israel, Vice Chairman
Honorable John Andreini, Member
Honorable Jesse H. Choper, Member
Honorable Bo Derek, Member
Honorable Jerry Moss, Member
Kirk E. Breed, Executive Director
Richard "Bon" Smith, Assistant Executive Director

Report for the period Wednesday, August 19, 2009 through Sunday, August 23, 2009.

Wednesday

08-19-09¹ **BILLY LEWIS HEARING – Case # 09GG269**

A hearing was held for trainer **BILLY LEWIS** for a positive test report that a urine sample obtained from him at the Solano County Fair tested positive for cocaine. The positive was reported by Quest Diagnostic Labs to be over 10,000 ng/ml. Lewis appeared with Winners Foundation representative Nora Lee. Investigator Charles Smith presented the case for the Board. Lewis was given his rights and the proceedings were tape recorded. Lewis testified that he had ingested cocaine the night before he was tested. Nora Lee testified that Lewis has been very cooperative and appears to want to get back on the right track. Lewis stated that he had been attending drug and alcohol meetings since the incident. All evidence was put into the record and the hearing was concluded. Decision to follow.

08-19-09² **DECLARATION**
2nd race: #1 SIS-Q LO-SO-ME (Tr. Jamey Thomas) re-enter
Stewards NO REFUND

08-19-09³ **ATTENDANCE & HANDLE**

| | | | |
|--------------|--------------|-----------|-------------------|
| HCF | 1,931 | \$ | 52,045.80 |
| NCOT | 1,957 | \$ | 98,497.00 |
| SCOT | | \$ | 61,013.80 |
| Out of State | | \$ | 62,961.40 |
| TOTAL | 3,888 | \$ | 274,518.00 |

Thursday

08-20-09¹ **OBJECTION – NO CHANGE – Mules / 220 yards – First Race**

Jockey **Genaro Tapia**, who rode fourth place finisher #3 LORETTA JONES, lodged a claim of foul against the winner, #2 IMAGE OF TOMAHAWK and jockey Rodrigo Maldonado at the start. #3 broke slowly at the start and as in quarter horse and mule races the mules on both sides, namely #2 and #4, filled the gap. It was unanimous that #3 caused its own problem. No Change.

08-20-09² **LARGE SHOW WAGER – MULES / 220 yards – Second Race**

Mutuels reported that the show pool on #3 BAR JF RED TICKET exceeded \$142,000. A large minus pool was created when #3 won easily. Reportedly, TVG and Santa Anita took most of the action. Minus pool figures were not yet available.

08-20-09³ **INQUIRY – DISQUALIFICATION – MULES / 220 yards – Third Race**

The stewards posted the inquiry sign to review the actions of third place finisher #1 **GUCCIS N DIAMONDS** and jockey **Anthony Ayala** in this 220 yard mule event. After review it was determined that #1 comes out pushing #1A BAR JF PARTY GIRL (April Boag, 6th) into #4 VALOR (Rodrigo Maldonado, 7th) causing interference. #1 was disqualified and placed seventh for the violation.

08-20-09⁴ **INQUIRY – DISQUALIFICATION – Seventh Race**

The stewards posted the inquiry sign to review an incident going into the first turn of this seven furlong event. After review and talking to the riders, the stewards voted to disqualify #8 **DOLLAR FACTOR (Nikeela Black)** from third to seventh for interference to #4 O’FIVER (April Boag) and #5 GAMBINI GOLD (James Wooten, Jr.) at the point of the turn. Tapes clearly show that #5 is attempting to take back before the point of the turn with the #4 just to its outside and #8 steps in and bumps #4 into #5 causing both riders to check sharply.

08-20-09⁵ **DECLARATIONS – REFUNDS**

| | | |
|-----------------------|---|------------------|
| 1 st race: | #1 CHINOOK PASS (Tr. Ruby Thomas) | injured |
| | Fitness Veterinarian Don Dooley | REFUND: \$ 64.90 |
| 2 nd race: | #2 BAR JF GENA BABY (Tr. Ray Thomas) | sick |
| | Fitness Veterinarian Don Dooley | REFUND: \$ 44.00 |
| 3 rd race: | #6 R/R CHARLIE P’S SECRET (Tr. Harley Kowalsky) | no rider |
| | Stewards | REFUND: \$ 29.80 |
| 6 th race: | #2 AFTERNOONSHADOWS (Tr. Jason Homer) | injured |
| | Fitness Veterinarian Don Dooley | REFUND: \$ 20.80 |

08-20-09⁶ **ATTENDANCE & HANDLE**

| | | |
|---------------------|--------------|----------------------|
| HCF | 1,912 | \$ 50,699.30 |
| NCOT | 2,014 | \$ 116,114.10 |
| SCOT | | \$ 167,508.20 |
| <u>Out of State</u> | | <u>\$ 74,218.60</u> |
| TOTAL | 3,926 | \$ 408,540.20 |

Friday

08-21-09¹ **BLACK IN – RULING NO. 6**

Jockey **Nikeela Black** was in to review her ride aboard #8 DOLLAR FACTOR who was disqualified from third to seventh. After film review Ms. Black saw her error in judgment and accepted the following ruling:

Jockey **NIKEELA BLACK**, who rode **DOLLAR FACTOR** in the seventh race at the Humboldt County Fair on Thursday, August 20, 2009, is suspended three (3) racing days (August 28, 29 and 30, 2009) for failure to make the proper effort to maintain a straight course and causing interference; a violation of California Horse Racing Board rule #1699 (d) & (f) (Riding Rules – careless riding).

The term of this suspension shall not prohibit participation in designated races in California.

08-21-09² **RULING NO. 7 – AYALA**

Jockey **ANTHONY AYALA**, who rode **GUCCIS N DIAMONDS** in the third race at the Humboldt County Fair on Thursday, August 20, 2009, is suspended three (3) racing days (August 28, 29 and 30, 2009) for failure to make the proper effort to maintain a straight course and causing interference resulting in the disqualification of his mount from third to seventh; a violation of California Horse Racing Board rule #1699 (d) & (f) (Riding Rules – careless riding).

The term of this suspension shall not prohibit participation in designated races in California.

The above ruling was issued after Ayala appeared on the disqualification of his mule from yesterday's third race. Although his effort did not warrant a pass, the stewards took into consideration that the mule was a little tough to handle and gave three instead of the normal five day suspension for a second offense in a short period of time.

08-21-09³ **INQUIRY – NO CHANGE / ACCIDENT – First Race**

#1 VICTORY BALLAD wheeled at the start unseating rider **Saul Duarte**. After review it was determined that #1 was a starter and created its own problem. No Change. Jockey and horse were both unhurt.

08-21-09⁴ **INQUIRY – NO CHANGE – Fifth Race**

The inquiry sign was posted to review the start of #1 SWORD LEGEND. After review it was determined that the gate opened properly and #1 refused to break. No Change.

08-21-09⁵ **DECLARATIONS – REFUNDS**

7th race: #1 RINGMASTER (Tr. William E. Morey) sick
Fitness Veterinarian Don Dooley
#7 DA NICKY (Tr. Bret Layne) lame at gate
Track Veterinarian Henry Cook

Refund for the above declarations totaled \$2,203.00.

8th race: #1 RED FLAG (Tr. Don Roberson) injured in paddock
Track Veterinarian Henry Cook REFUND: \$ 811.30

08-21-09⁶ **JOCKEY CHANGES**

1st race - Ashton Dale for Anthony Ayala – sick
4th race - Saul Duarte for Jesus Arriaga – family emergency

| | | | |
|-----------------------|--------------------------------|--------------|----------------------|
| 08-21-09 ⁷ | ATTENDANCE & HANDLE | | |
| | HCF | 2,395 | \$ 89,791.50 |
| | NCOT | 2,167 | \$ 173,336.40 |
| | SCOT | | \$ 227,262.40 |
| | <u>Out of State</u> | | <u>\$ 171,281.30</u> |
| | TOTAL | 4,562 | \$661,671.60 |

Saturday

08-22-09¹ **RULING NO. 8 – LEWIS** (Ref: 08-19-09¹)

Pursuant to California Horse Racing Board rule #1900 (Grounds for Suspension or Revocation), Assistant Trainer **BILLY G. LEWIS, JR.** is suspended thirty (30) days, August 31, 2009 through September 29, 2009, for violation of California Horse Racing Board rules #1489(h) (Grounds for Denial or Refusal of License – use of cocaine) and #1874 (4) (Disorderly Conduct).

During the term of suspension, all licenses and license privileges of Billy G. Lewis, Jr., are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend or Fine) subject is denied access to all premises in this jurisdiction.

Furthermore, as a condition of reinstatement Billy G. Lewis, Jr. shall show proof of a rehabilitation program acceptable to the stewards and sign a test agreement with the California Horse Racing Board.

In addition, trainer Billy G. Lewis, Jr. is placed on probation for the term of his license (08-2010).

The above ruling was issued after Lewis appeared and was told of our decision. So far, Lewis has been very cooperative and seems to want to get drug and alcohol free. Time will tell.

08-22-09² **ACCIDENT AFTER 1ST RACE – MULES**

#6 BAR JF LOTTOTICKET unseated jockey Shelley Smith while pulling up following the first race. Smith was taken to the hospital and released. Accident report attached.

08-22-09³ **OBJECTION – NO CHANGE – Second Race**

Apprentice Jockey Genaro Tapia, aboard #4 CHUDD, lodged a claim of foul against #5 EISUS and jockey Matt Garcia, for alleged interference entering the stretch. After talking to the riders and reviewing the films the stewards could detect only a slight shift with no interference at all. No Change.

08-22-09⁴ **INQUIRY – DISQUALIFICATION – Fourth Race**

The inquiry sign was posted to review an incident around the first turn. #3 DARLIN NATALIA, ridden by Nikeela Black, bolts carrying #5 VERMONT'S SUZIE Q (G. Tapia) and #6 SHESASOLDIER (E. Demesme) to the outside rail. #3 finished fifth and was disqualified and placed last for the interference. Jockey Black was held blameless.

08-22-09⁵ **HUGE SHOW PAYOFFS – Eighth Race**

#2 THUNDER ONE paid \$97.40, #3 LENDELL (BRZ) paid \$172.40 and #4 ELVISHASLEFTTHEBLDG paid \$138.60 to show in today's eighth race. There was over \$98,000 bet in the show pool, the majority of which was bet on one to nine

shot, #5 SNATCH THE CASH, who finished fifth after a head to head duel with #6 FACE OF FORTUNE, who finished fourth.

08-22-09⁶ **DECLARATIONS – REFUNDS**

6th race: #7 RED SEATTLE (Tr. James Haverty) sick
Fitness Veterinarian Don Dooley REFUND: \$ n/a

8th race: #1 MR. RANCHO VISTA (Tr. Andy Mathis) sick
Fitness Veterinarian Don Dooley REFUND: \$ n/a

9th race: #8 JOAQUIN HOME (Tr. Gary Greiner) sick
Fitness Veterinarian Don Dooley REFUND: \$ n/a

08-22-09⁷ **JOCKEY CHANGES**

1st race - Shelley Smith for Jesus Arriaga – personal emergency

3rd race – Saul Duarte for Jesus Arriaga – personal emergency

4th race - Genaro Tapia for Jesus Arriaga – personal emergency

7th race - Genaro Tapia for Jesus Arriaga – personal emergency

9th race – Nikeela Black for Saul Duarte – injured

08-22-09⁸ **ATTENDANCE & HANDLE**

HCF 3,671 \$ 114,588.40

NCOT 3,125 \$ 154,851.10

SCOT \$ 164,373.40

Out of State \$ 117,416.40

TOTAL 6,796 \$ 551,229.10

Sunday

08-23-09¹ **GOODGAME IN**

Jockey **Rachel Goodgame** reviewed the start of yesterday's eighth race. She was cautioned to straighten her mount a little quicker in the future.

08-23-09² **SHOW MINUS POOL – MULE - Second Race**

A minus show pool of \$28,525 was reported when prohibitive favorite BAR JF RED TICKET won.

08-23-09³ **PLACE & SHOW MINUS POOL – Third Race**

A minus place pool of \$209.00 and a minus show pool of \$38,239.00 were reported when mule superstar BAR JF HOT TICKET set a new track record of 38:34 for the 660 yards.

08-23-09⁴ **INQUIRY – REFUND – Arabian Stake – Fourth Race**

The inquiry sign was posted to review a mishap at the start in which #5 WIKKAT broke without his jockey Jorge Herrera. The stewards ordered all monies refunded. Total refund amounted to \$6,241.00. An accident report will be attached.

08-23-09⁵ **INQUIRY – ACCIDENT – NO CHANGE – Sixth Race**

The inquiry sign was posted to review an incident entering the 3 ½ furlong turn in which #2 WARFOX clips heels with #1 ECHOTERIA and unseats apprentice rider Genaro Tapia. After review it was determined that #2 ran up on the heels of #1 causing his own problem. No Change. Jockey Tapia suffered minor bruises according to ambulance personnel. An accident report will be attached.

08-23-09⁶ **DECLARATIONS – REFUNDS**
 2nd race: #5 SIS-Q LO-SO-ME (Tr. Jamey Thomas) no rider
 Stewards REFUND: \$ 24.20
 3rd race: #1 BAR JF FLYIN J (Tr. Dianne Skinner) no rider
 Stewards REFUND: \$ 0.00
 6th race: #5 HEAVEN GAINED (Tr. Harley Kowalsky) unsound
 #7 POWER HOUSE ROAD (Tr. Diana Skinner) sick
 Both horses were scratched on recommendation by Fitness Veterinarian Don Dooley.
 REFUND: \$ 185.40

08-23-09⁷ **JOCKEY CHANGES**
 1st race - James Wooten for Shelly Smith – injured
 7th race - Ashton Dale for Jesus Arriaga – family emergency
 Nikeela Black for Genaro Tapia – injured

08-23-09³ **ATTENDANCE & HANDLE**
 Ferndale handled close to \$1 million for the first time ever today. The meet total was \$4,965,143.

| | | |
|--------------|--------------|----------------------|
| HCF | 4,034 | \$ 125,721.00 |
| NCOT | 2,705 | \$ 203,843.60 |
| SCOT | | \$ 356,366.60 |
| Out of State | | \$ 303,357.50 |
| TOTAL | 6,739 | \$ 989,288.70 |

W E E K L Y S U M M A R Y

ATTENDANCE REPORT – The full Board of Stewards was in attendance each racing day during this reporting period for both morning business matters and the afternoon racing program.

VETERINARIAN RECOMMENDED SCRATCHES

| Date | Race | No. | Horse | Trainer | Reason | Vet | Refund |
|--------|------|-----|------------------|--------------|--------------------|--------|-------------------|
| 20-Aug | 1 | 1 | CHINOOK PASS | Thomas, Ruby | injured | Dooley | \$64.90 |
| | 2 | 2 | BAR JF GENA BABY | Thomas, Ray | sick | Dooley | \$29.80 |
| | 6 | 2 | AFTERNOONSHADOWS | Homer | injured | Dooley | \$20.80 |
| 21-Aug | 7 | 1 | RINGMASTER | Morey | sick | Dooley | |
| | | 7 | DA NICKY | Layne | lame at gate | Cook | \$2,203.00 |
| | 8 | 1 | RED FLAG | Roberson | injured in paddock | Cook | \$811.80 |
| 22-Aug | 6 | 7 | RED SEATTLE | Haverty | sick | Dooley | n/a |
| | 8 | 1 | MR. RANCHO VISTA | Mathis | sick | Dooley | n/a |
| | 9 | 8 | JOAQUIN HOME | Greiner | sick | Dooley | n/a |
| 23-Aug | 6 | 5 | HEAVEN GAINED | Kowalsky | lame at gate | Dooley | |
| | | 7 | POWER HOUSE ROAD | Skinner | sick | Dooley | \$185.40 |

VETERINARY REPORT

Euthanized / Died

08-21-09 Sword Legend (Tr. Steve Miyadi) fractured pelvis; racing - dirt

Veterinarian's List

There were eleven (11) horses placed on the vet's list:

- Sick: 7
- Injured: 2
- Unsound: 2
- Bled: 0

There were ten (10) horses removed from the vet's list:

- Sick: 1
- Injured: 5
- Unsound: 4
- Bled: 0

Shockwave Therapy: There weren't any shockwave therapy treatments reported.

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

| | | |
|-----------------|------|--------------|
| Anderson | 130 | \$2,508.80 |
| Bakersfield | 374 | \$9,692.30 |
| Fresno | 350 | \$16,043.50 |
| Fresno Club One | 99 | \$5,264.40 |
| Golden Gate | 0 | \$248,546.50 |
| Monterey | 349 | \$20,787.30 |
| Pleasanton | 1641 | \$68,317.10 |
| Sacramento | 932 | \$58,698.10 |
| San Jose | 1816 | \$63,577.20 |
| San Mateo | 3014 | \$146,343.30 |
| Santa Rosa | 749 | \$24,017.20 |
| Stockton | 1051 | \$41,281.60 |
| Tulare | 245 | \$12,018.80 |
| Turlock | 450 | \$17,765.90 |
| Vallejo | 768 | \$33,638.30 |
| So. California | | \$976,524.40 |
| Out of State | | \$729,235.00 |

| | 8/19 | 8/20 | 8/21 | 8/22 | 8/23 | Week | Meet |
|----------------------|------|------|------|------|------|------|-----------|
| ACCIDENTS | 0 | 0 | 1 | 1 | 2 | 4 | 4 |
| CAL-BRED RACES | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| CLAIMS | 0 | 0 | 0 | 1 | 0 | 1 | 2 |
| DISQUALIFICATIONS | 0 | 2 | 0 | 1 | 1 | 4 | 5 |
| INQUIRIES/OBJECTIONS | 0 | 3 | 2 | 2 | 2 | 9 | 14 |
| REFUNDS | 0 | 4 | 3 | 3 | 4 | 14 | 19 |
| RULINGS | 0 | 0 | 2 | 1 | 0 | 3 | 8 |

Respectfully submitted,

Will Meyers, Steward

Dennis Nevin, Steward

James Dreyer, Steward

WM/BOS:kjk