

State of California  
CALIFORNIA HORSE RACING BOARD

**Official Ruling**  
Of the  
**Board of Stewards**

**Hollywood Park Racing Association**  
(Association)

**July 01, 2007**  
(Date)

**HRT# #84**

Based upon a report from University of California, Davis Laboratories, an official testing laboratory for the California Horse Racing Board, that blood sample #TC90522L, obtained from the horse THEORY, the third place finisher in the sixth race at Bay Meadows Race Track on February 28, 2007, contained a Total Carbon Dioxide level (37.8 millimoles per liter of TCO<sub>2</sub>) in excess of the permitted regulatory level (37.0 millimoles per liter of TCO<sub>2</sub>), it is ordered that THEORY be disqualified from all purse monies earned in said race, in accordance with California Horse Racing Board Rule #1859.5 (Disqualification Upon Positive Test Finding).

It is further ordered that the purse money earned in said race (\$1,500.00) be returned by owner Black Diamond Racing, LLC (Dennis E. Decauwer, Don L. Beardsworth, Peter H. Lurie) to the Paymaster of Purses and be redistributed in accordance with the revised order of finish.

**Revised Order of Finish**

- 1<sup>st</sup> – Muddy Rose
- 2<sup>nd</sup> – Outside Dining
- 3<sup>rd</sup> – Army Actress
- 4<sup>th</sup> – Ms Vermont
- 5<sup>th</sup> – Dream Destination

All records are ordered changed to reflect this ruling. In accordance with California Horse Racing Board Rule #1956 (Race Declared Official), neither the pari-mutuel payout nor the distribution of any pari-mutuel pool shall be affected.

Case: #07BM028

BY ORDER OF THE  
BOARD OF STEWARDS

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