

CALIFORNIA HORSE RACING BOARD

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PACIFIC RACING ASSOCIATION

Golden Gate Fields

Albany, California

Report of the Board of Stewards

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 Jerome S. Moss, Member

Honorable Richard A. Rosenberg, Member

Kirk E. Breed, Executive Director

Report for the period Wednesday, October 26, 2011 through Sunday, October 30, 2011.

Wednesday

10-26-11¹ **ENTRIES AND DECLARATIONS**

Steward John Herbuveaux has the duties of attending to entries and declarations this week.

10-26-11² **STEVE SHERMAN MEDICATION HEARING**

A hearing was held today to address CHRB complaint 11SW0052 filed against trainer Steve Sherman for a class 4 medication positive (Dexamethasone). Mr. Sherman was cited after his horse, FARMER GILES, which raced on July 31, 2011 at Santa Rosa, post race tested for the substance.

Mr. Sherman stated he does not use Dexamethasone at his barn and was at a loss as to how his horse tested positive for the substance. Decision to follow.

10-26-11³ **TRAINER RAMON GONZALEZ HEARING**

A transcribed hearing was held today to address CHRB complaint 11GG189 filed against trainer Ramon Gonzalez. Mr. Gonzalez was cited for alleged violation of CHRB rules #1866 (b) (Veterinarian List) and #1902.5 (Animal Welfare).

The 1902.5 charge was subsequently dropped at the request of the California Horse Racing Board.

Present, in addition to stewards Dennis Nevin, John Herbuveaux and Darrel McHargue, were Ramon Gonzalez, Marcelina Gonzalez, Dr. Sara Sporer – Track Veterinarian, Mr. Gonzalez's veterinarian and CHRB investigator Barbara Chimero. Court Reporter Christine Niccoli recorded the proceedings.

Mr. Gonzalez was cited after he worked the horse UNBRIDLED BLAZE within 72 hours of the horse being declared from a race due to injury and the horse subsequently injured itself during the workout.

After hearing sworn testimony from all parties the hearing was closed and submitted for decision.

10-26-11⁴ **RULING NO. 9 – FRANKLIN**

Owner **LAURA ANN FRANKLIN**, having failed to respond to written notice to appear before the Board of Stewards at Golden Gate Fields on or before Sunday, October 23, 2011, to answer charges alleging violation of California Horse Racing Board rule #1876 (Financial Responsibility), is hereby suspended pending appearance before the Board of Stewards for violation of CHRB rule #1547 (Failure to Appear).

During the term of suspension, all licenses and license privileges of LAURA ANN FRANKLIN are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards), subject is denied access to all premises in this jurisdiction.

The ruling listed above was issued after Mrs. Franklin failed to show to address an alleged debt of \$11,655.00 owed to trainer Debbie Winick for training services.

Thursday

10-27-11¹ **CAL-BRED REPORT**

Purse \$9,500. For California bred or California sired maidens, three years old and upward, claiming price \$12,500 at one mile. The race was called off with one entry.

10-27-11² **DECLARATIONS – REFUNDS**

7 th race: #9 FARMER GILES	(Tr. Steve Sherman)	also eligible
Stewards		REFUND: \$846.80

10-27-11³ **THORESON FINANCIAL (11GG212) / LEWIS FIGONE (Frankfurt Stable) (11GG190)** Refer: 10-19-11²

CHRB complaint 11GG212 was filed by Equine Sports Medicine and Surgery against **Ricci and Leesa Thoreson** (Riverview Farms) for a debt of \$2,301.77 and was resolved between parties by a pay agreement.

CHRB complaint 11GG190 filed against owner **Lewis Figone** by San Francisco Equine (see reference) was dismissed after both parties settled the matter between themselves.

10-27-11⁴ **RULING NO. 10 – SHERMAN**

Trainer **STEVE M. SHERMAN**, who started the horse **FARMER GILES**, third place finisher in the fifth race at the Sonoma County Fair (Santa Rosa) on July 31, 2011, is fined the sum of five hundred dollars (\$500.00) pursuant to California Horse Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rule #1843 (a) & (d) (Medication, Drugs and Other Substances: Prohibited Substance – Dexamethasone [Class 4]).

The ruling listed above was issued after Mr. Sherman met with the stewards and failed to explain how the medication found its way into the horse's system.

10-27-11⁵ **RULING NO. 11 – POPOVICH**

In the Matter of:

Owner **VLADIMIR POPOVICH**

Having made arrangements to satisfy the Eleven Thousand Six Hundred and Sixty Dollar (\$11,660.00) financial obligation to Ellen Jackson, Pacific Racing Association ruling #31, dated October 2, 2011, which suspended Vladimir Popovich for violation of California Horse Racing Board rule #1547 (Failure to Appear) is hereby set aside and subject is restored to good standing.

The foregoing ruling was issued after Ms. Jackson and Mr. Popovich presented this Board with a signed pay agreement.

10-27-11⁶ **RULING NO. 12 – HERNANDEZ**

Jockey **JUAN HERNANDEZ** is fined the sum of three hundred dollars (\$300.00) for failure to ride his mount out until the finish line is passed during the fifth race on Sunday, October 23, 2011; a violation of California Horse Racing Board rule #1692 (Requirements for Horse, Trainer and Jockey).

The preceding ruling was issued after Mr. Hernandez and his agent Ramon Silva met with the stewards, reviewed the stretch run and failed to offer a valid reason that would absolve him of a sanction.

The recording shows Mr. Hernandez ease up on his mount after racing on the lead as two rivals were passing him on the outside and subsequently finished third. Obviously, this Board did not feel his mount was cost a placing or the sanction would have been more severe.

10-27-11⁷ **ATTENDANCE & HANDLE**

GGF	1,483	\$	216,906.00
NCOT	1,827	\$	519,868.90
SCOT		\$	252,480.20
<u>Out of State</u>		\$	<u>816,879.15</u>
TOTAL	3,310	\$	1,806,134.25

Friday

10-28-11¹ **CAL-BRED REPORT**

Purse \$9,500. For California bred or California sired maidens, fillies and mares three years old and upward, claiming price \$12,500 at one mile. Two horses were entered in the race and the race was called off.

10-28-11² **DECLARATIONS – REFUNDS**

3 rd race:	#3 DIXIE COMMANDER	(Tr. Steve Miyadi)	injured
	Examining Veterinarian	Diane Isbell	REFUND: \$336.60
5 th race:	#9 COTTONWOOD CASH	(Tr. Greg James)	injured
	Examining Veterinarian	Diane Isbell	REFUND: \$107.80

10-28-11³ **RULING NO. 13 - BARKER**

Owner **SHANE LYMAN BARKER**, having failed to respond to written notice to appear before the Board of Stewards at Golden Gate Fields on or before Thursday, October 27, 2011, to answer charges alleging violation of California Horse Racing Board rule #1876 (Financial Responsibility), is hereby suspended pending appearance before the Board of Stewards for violation of CHRB rule #1547 (Failure to Appear).

During the term of suspension, all licenses and license privileges of SHANE LYMAN BARKER are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards), subject is denied access to all premises in this jurisdiction.

The ruling listed above was issued after Shane Barker failed to appear to address an alleged debt of \$946.33 owed to Equine Sports Medicine and Surgery. Dr. Parker was present and ready to address the complaint.

10-28-11⁴ **RULING NO. 14**

Jockey **ADRIAN G. PEREZ** is fined the sum of two hundred dollars (\$200.00) for violation of California Horse Racing Board rule #1689 (Safety Helmets Required) and for failure to follow the instructions of the outrider during morning training hours on Friday, October 28, 2011.

The preceding ruling was issued after Mr. Perez and Nancy Barney, the morning outrider, met with the stewards to address Mr. Perez's failure to wear a safety helmet while exercising horses and then disregarding instructions to dismount and walk the horse back to the barn.

10-28-11⁵ **JOCKEY OBJECTION – Third Race – NO CHANGE**

Following the running of the third race jockey Jesus Velazquez, rider of second place finisher #4 MAN FROM LAGOS, lodged a claim of foul against the winner, #5 GHOST REIGN (Jockey Aaron Gryder), for interference through the stretch. After talking to the riders involved and reviewing the recordings of the stretch run, no change was made to the order of finish.

The recordings show #5 follows #4 toward the inside rail with minor contact between the two near the wire which, in the stewards' unanimous opinion, did not affect the placings.

10-28-11⁶ **ATTENDANCE & HANDLE**

GGF	1,171	\$	226,757.20
NCOT	1,801	\$	584,912.80
SCOT		\$	250,855.70
Out of State		\$	920,855.70
TOTAL	2,972	\$	\$1,982,755.27

Saturday10-29-11¹ **CAL-BRED REPORT**

Purse \$12,200. For California bred or California sired three year olds and upward, claiming price \$10,000 at six furlongs. Only two horses were entered in the race and the race was called off.

10-29-11² **DECLARATIONS – REFUNDS**

6 th race: #2 RISING ABOVE	(Tr. Frances Henderson)	unsound
Track Veterinarian Sara Sporer		REFUND: \$ 2,652.50
#11 SIBERIAN RUSH	(Tr. Richard Miller)	also eligible
Stewards		REFUND: \$ 32.00
#12 GOOD DEFENSE	(Tr. Armando Lage)	also eligible
Stewards		REFUND: \$ 74.00
#13 PLEASANT SOUL	(Tr. Robert Troeger)	also eligible
Stewards		REFUND: \$ 75.00

10-29-11³ **RULING NO. 15 – GONZALEZ**

Owner/Trainer **RAMON GONZALEZ** is fined the sum of five hundred dollars (\$500.00) for violation of California Horse Racing Board rule 1866 (b) (Veterinarian's List) on July 10, 2011 for working the horse UNBRIDLED BLAZE within 72 hours of the horse being placed on the veterinarian's list.

The foregoing ruling was issued after due deliberation following the hearing held on October 26, 2011. (Refer: 10-26-11³)

10-29-11⁴ **RULING NO. 16 – COUTON**

Jockey **JULIEN H. COUTON** is fined the sum of three hundred dollars (\$300.00) for violation of California Horse Racing Board rule #1902.5 (Animal Welfare) on February 21, 2011.

The ruling listed above was issued after this Board reviewed the evidence and testimony presented at the hearing. (Refer: 10-22-11²)

10-29-11⁵ **VIDEO PROBLEMS**

Prior to the first race the video signal to the stewards' stand went off line. A quick response by the video department identified what they thought was the problem and resolved the issue for a while. The problem resurfaced while the horses were in the warm up process for the sixth race resulting in an eight minute delay of the start until the signal was brought back on line. Early reports indicate the problem was caused by a faulty modulator.

10-29-11⁶ **ATTENDANCE & HANDLE**

GGF	1,711	\$	355,061.00
NCOT	2,900	\$	963,938.10
SCOT		\$	536,437.10
<u>Out of State</u>			<u>\$1,203,060.26</u>
TOTAL	4,611	\$	\$3,058,496.46

Sunday

10-30-11¹ **CAL-BRED REPORT**

Purse \$14,000. For California bred or California sired three year olds and upward, claiming price \$12,500 at six furlongs. The race was called off with four entries.

10-30-11² **DECLARATIONS – REFUNDS**

5 th race:	#5 AL SWEARENGEN	(Tr. John Martin)	injured
	Examining Veterinarian	Diane Isbell	REFUND: \$ 638.00
6 th race:	#3 VICTORY KID	(Tr. Sam DiLaura)	injured
	Examining Veterinarian	Diane Isbell	REFUND: \$ 743.80
7 th race:	#9 CAN DO IT AGAIN	(Tr. Steve Specht)	also eligible
	Stewards		REFUND: \$ 103.40
8 th race:	#5 INDIAN GRACEY	(Tr. Jerry Hollendorfer)	sick
	Examining Veterinarian	Diane Isbell	REFUND: \$ 855.10
	#7 THE GANG AND I	(Tr. Jim Penney)	injured
	Examining Veterinarian	Diane Isbell	REFUND: \$ 94.00
9 th race:	#1 SKEP N SCORE	(Tr. Leeanne Aiello)	unsound
	Track Veterinarian	Sara Sporer	REFUND:\$20,289.00

10-30-11³ **RULING NO. 17 – PUERTAS**

Trainer **JERALD F. PUERTAS**, who started the horse RUNAWAY COMET, third place finisher in the fifth race at Sonoma County Fair (Santa Rosa) on August 13, 2011, is fined the sum of five hundred dollars (\$500.00) pursuant to California Horse Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of CHRB rule #1843 (a) & (d) (Medication, Drugs and Other Substances: Flunixin – in excess of permitted level – 66.3 ng/ml [Class 4]).

The ruling listed above was issued after Mr. Puertas contacted the stewards, waived his rights to a hearing and pled guilty with an explanation that there was an error made at the barn.

10-30-11⁴ RULING NO. 18 – GOLDSMITH

In the matter of:

Owner **THERESA GOLDSMITH**

Having resolved the outstanding financial obligation to San Francisco Equine in the amount of \$855.47, the license privileges of THERESA GOLDSMITH are restored to good standing and Pacific Racing Association ruling #7, dated September 5, 2011, suspending her for failure to appear is hereby set aside.

The foregoing ruling was issued after notification was received from Doris Walker, representing San Francisco Equine, Inc., that Ms. Goldsmith has paid an outstanding debt of \$855.47.

10-30-11⁵ INQUIRY – Fifth Race – NO CHANGE

The inquiry was posted following the running of the fifth race for a review of the start involving #8 GOLDEN JET (6th, Pablo Flores) and #9 RED SEA (3rd, David Lopez). After reviewing all the recorded views, no change was made to the order of finish.

The recordings show #8 catch the heels of #9 and stumble after breaking outward onto that rival's heels.

10-30-11⁶ ATTENDANCE & HANDLE

GGF	4,665	\$	501,700.90
NCOT	2,383	\$	782,938.80
SCOT		\$	502,598.80
Out of State			<u>\$1,361,021.98</u>
TOTAL	7,048	\$	\$3,148,260.48

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 and the afternoon racing program. Formal hearings were conducted on the non-racing day, October 26.

VETERINARIAN RECOMMENDED SCRATCHES

Date	Race	No	Horse	Trainer	Reason	Vet	Refund
28-Oct	3	3	DIXIE COMMANDER	Miyadi	injured	Isbell	\$336.00
	5	9	COTTONWOOD CASH	James	injured	Isbell	\$107.80
29-Oct	6	2	RISING ABOVE	Henderson	unsound	Isbell	\$2,652.50
30-Oct	5	5	AL SWEARENGEN	Martin	injured	Isbell	\$638.00
	6	3	VICTORY KID	Dilaura	injured	Isbell	\$743.80
	8	5	INDIAN GRACEY	Hollendorfer	sick	Isbell	\$855.10
		7	THE GANG AND I	Penney	injured	Isbell	\$94.00
	9	1	SKEP N SCORE	Aiello	unsound	Sporer	\$20,289.00

VETERINARY REPORT**Euthanized / Died**

10-28-11 Amazingly Awsome (Tr. Jeff Bonde) dropped dead 3/16 pole (Pleasanton)

Veterinarian's List

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

Sick: 1

Injured: 5

Unsound: 5

There were four (4) horses removed from the vet's list:

Sick: 1

Injured: 1

Bled: 1

Medication: 1

Shockwave Therapy: There was one (1) shockwave therapy treatment reported.

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	78	\$	18,538.50
Bakersfield	332	\$	78,436.30
Fresno	221	\$	49,263.30
Fresno Club One	84	\$	42,116.70
Monterey	341	\$	124,225.30
Pleasanton	1288	\$	489,719.80
Sacramento	960	\$	290,921.10
San Jose	1482	\$	393,230.10
San Mateo	2509	\$	900,560.00
Santa Rosa	573	\$	117,155.10
Stockton	681	\$	228,622.50
Tulare	159	\$	35,406.80
Turlock	310	\$	110,843.60
Vallejo	598	\$	171,954.00
So. California		\$	1,542,371.80
Out of State		\$	4,301,190.96

	27-Oct	28-Oct	29-Oct	30-Oct	Week	Meet
ACCIDENTS	0	0	0	0	0	1
CAL-BRED RACES	0	0	0	0	0	0
CLAIMS	1	4	2	0	7	15
DISQUALIFICATIONS	0	0	0	0	0	0
INQUIRIES/OBJECTIONS	0	1	0	1	2	5
REFUNDS	1	2	4	6	13	29
RULINGS	4	2	2	1	9	17

Respectfully submitted,

Darrel McHargue, Steward

John B. Herbuveaux, Steward

Dennis Nevin, Steward