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## CALIFORNIA HORSE RACING BOARD



### BIG FRESNO FAIR

Fresno, California 93702

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

Hon. Arnold Schwarzenegger, Governor  
Hon. Richard B. Shapiro, Chairman  
Hon. John C. Harris, Vice Chairman  
Hon. John Andreini, Member  
Hon. Jesse H. Choper, Member  
Hon. Bo Derek, Member  
Hon. David Israel, Member  
Hon. Jerry Moss, Member

Kirk E. Breed, Executive Director  
Richard Bon Smith, Assistant Executive Director

Report for the period Wednesday, October 8, 2008 through Monday, October 13, 2008.

#### Wednesday

10-08-08<sup>1</sup> **JOCKEY LICENSED**

**ROBERT BURNEY**, fresh from the Idaho Fair Circuit, was given a license today after providing proof of licensure from Idaho, Oregon and Nevada and weighing in under the limit. Burney will undergo a medical exam before being permitted to ride.

10-08-08<sup>2</sup> **RULING NO. 11 – AYARZA**

Jockey **JORGE AYARZA**, who rode **FIRST COMMITMENT** in the seventh race at The Big Fresno Fair on October 5, 2008, is suspended three (3) racing days (October 15, 16 and 17, 2008) for altering course without sufficient clearance in the stretch 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.

The above ruling was issued after Jorge viewed the tapes of the race and admitted he over corrected his mount thereby interfering with a fellow rider while both were racing in the rear of the pack.

10-08-08<sup>3</sup> **RULING NO. 12 – VALLEJO**

Trainer **GENARO VALLEJO**, who was scheduled to saddle **THREE ACROSS** in the ninth race on Sunday, October 5, 2008 at The Big Fresno Fair, is hereby fined the sum of one hundred dollars (\$100.00) for violation of California Horse Racing Board Rule #1894 (Duties of Trainer – failure to saddle horse).

The above ruling was issued after Vallejo was contacted by phone. Genaro stated that he arranged to have fellow trainer **Rene Amescua** attend to the horse in the paddock but Amescua failed to make an appearance and the horse was saddled by two valets.

10-08-08<sup>4</sup> **RULING NO. 13 – TOWELL** (Case # 08SW-0093)

Pony Rider **L. BRUCE TOWELL** is fined the sum of three hundred dollars (\$300.00) for violation of California Horse Racing Board Rule #1874 (Disorderly Conduct – toward a racing official) at the San Joaquin County Fair (Stockton) on September 7, 2008.

The above ruling was issued after Mr. Towell appeared and waived his right to a formal hearing. Bruce admitted he took exception to the way the Paddock Judge was conducting business at the Stockton Fair and voiced his displeasure in an inappropriate fashion.

10-08-08<sup>5</sup> **STEWARDS' INQUIRY – First Race – DOUBLE DISQUALIFICATION**

The stewards lit the inquiry lamp to review two incidents in the stretch of this 350 yard mule dash. The first incident involved #2 **COTTON TIME** (5<sup>th</sup>, Anthony Ayala) and #1 ACTION'S GENA (6<sup>th</sup>, Carlos Villalobos) when COTTON TIME came in and put pressure on ACTION'S GENA, who was racing along the rail.

The second cause for review involved #4 **OKIE BARBIE** (3<sup>rd</sup>, Francisco Rubio) and #3 LACEY NELSON (4<sup>th</sup>, Jesus Arriaga). Tapes showed that OKIE BARBIE drifted in and took the path of LACEY NELSON causing the latter to alter course to avoid heels.

After a thorough review, the stewards disqualified COTTON TIME from fifth and placed him sixth behind ACTION'S GENA. OKIE BARBIE was also disqualified from third and placed fourth behind LACEY NELSON.

Original Order of finish: 5 – 6 – **(4)** – 3 – **[2]** – 1

Official Order of finish: 5 – 6 – 3 – **(4)** – 1 – **[2]**

10-08-08<sup>6</sup> **STEWARDS' INQUIRY / OBJECTION – Second Race – NO CHANGE**

The stewards posted the inquiry sign to evaluate the start of #3 MERCEDESTWOFOURTWO, ridden by Joy Scott, after the horse and jockey parted company leaving the starting gate. Tapes showed the stall doors opening properly and the horse stumbling leaving the gate which caused Scott to be sent tumbling over MERCEDESTWOFOURTWO'S head. Scott was removed from the track in the ambulance and transported to the

hospital for examination.

A jockey objection was lodged by Francisco Rubio aboard the fifth place finisher, #1 J M LARRYS LEGACY, who claimed foul against the winner #6 BCR REALLY SMOKIN, ridden by Danny Boag and the fourth placed horse #2 MARIPOSA CHECK with Anthony Ayala in the saddle. Rubio alleged interference at the top of the far turn. After a thorough review the stewards dismissed the claim of foul. Tapes of the race showed close quarters between the three horses but did not document any interference that would warrant a disqualification.

10-08-08<sup>7</sup> **ATTENDANCE & HANDLE**

BFF	4,980	\$	217,841.30
NCOT	1,943	\$	138,947.10
SCOT		\$	231,810.70
Out of State		\$	274,780.00
<b>TOTAL</b>	<b>6,923</b>	<b>\$</b>	<b>863,379.10</b>

**Thursday**

10-09-08<sup>1</sup> **EARLY DECLARATIONS**

3<sup>rd</sup> race: #1 LUCKY RHYTHM NEW DOC (Tr. Elmer January)  
unsound

Fitness Veterinarian Don Dooley

REFUND: \$ 0.00

8<sup>th</sup> race: #6 STELLINA (Tr. Rene Amescua) sick  
Fitness Veterinarian Don Dooley

REFUND: \$ 0.00

10-09-08<sup>2</sup> **RULING NO. 14 – GONZALEZ** (Case# 08GG132)

Trainer **MIGUEL GONZALEZ**, who started the horse **FIXINTODASH**, winner of the first race at the San Mateo County Fair on August 9, 2008, is hereby fined the sum of five hundred dollars (\$500.00) pursuant to California Horse Racing Board Rule #1887 (a) (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rule #1843 (a) & (d) (Medication, Drugs and Other Substances: Dextrophan – Class IV).

**RULING NO. 15 – GONZALEZ** (Case# 08SW-0092)

Trainer **MIGUEL GONZALEZ**, who started the horse **BONOS CHARGER**, winner of the third race at the California Exposition & State Fair (Sacramento) on August 24, 2008, is hereby fined the sum of two thousand dollars (\$2,000.00) pursuant to California Horse Racing Board rule #1887 (a) (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rule #1843 (a) & (d) (Medication, Drugs and Other Substances: Dipyrone – Class IV – second offense).

The above rulings were issued following last week's sessions where

Miguel waived his right to a formal hearing. Gonzalez stated the test result for Dextrophan was the result of his administration of NyQuil, an over the counter human medication used to treat cough and cold symptoms.

Gonzalez was unable to explain the test result for Dipyrone which is a substance no longer approved by the FDA for use in the United States. Although an effective muscle relaxant used to treat colic, the substance was banned because it was entering the human food chain through milk cows.

Gonzalez was told to immediately tighten his medication procedures to prevent further violations and stiffer penalties.

10-09-08<sup>3</sup> **RULING NO. 16 – MORGAN** (Case# 08SW-0099)

Trainer **DAN MORGAN**, who started the horse **MANGAN'S SISTER**, the second place finisher in the fifth race at the San Joaquin County Fair (Stockton) on September 14, 2008, is hereby fined the sum of five hundred dollars (\$500.00) pursuant to California Horse Racing Board rule #1887 (a) (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rule #1843 (a) & (d) (Medication, Drugs and Other Substances: Phenylbutazone – 6.30 ug/ml [Class IV] ).

The above ruling was issued after Morgan appeared and waived his right to a formal hearing. Although Dan was unable to account for the high test result he was admonished to take all steps necessary so no further violations occur.

10-09-08<sup>4</sup> **FILM REVIEW**

Jockeys **Francisco Rubio** and **Anthony Ayala** viewed the tapes of yesterday's first race in which their respective mounts suffered disqualifications for causing interference. Rubio was able to demonstrate to the majority of stewards (Nicolo dissenting) that he made the effort to keep his mule from drifting in and causing interference. Ayala was unable to document a similar effort as he was whipping right handed when his mount bore in and caused a mule on the rail to check for lack of racing room. The following ruling resulted from the review:

**RULING NO. 17 – AYALA**

Jockey **ANTHONY AYALA**, who rode **COTTON TIME** in the first race at The Big Fresno Fair on Wednesday, October 8, 2008, is suspended three (3) racing days (October 16, 17 and 18, 2008) for failure to make a proper effort to maintain a straight course in mid-stretch and causing interference resulting in the disqualification of his mount from fifth to sixth; 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.

10-09-08<sup>5</sup> **OBJECTION – First Race – NO CHANGE**

The stewards posted the inquiry sign at the behest of trainer **Ruby Thomas** who alleged the winner, #4 LORETTA JONES, ridden by Sergio Ruiz, interfered with her mule, #5 NAVAHO LADY with Olivo Maldonado in the irons. After a thorough review the stewards dismissed the claim of foul. Tapes showed that LORETTA JONES did drift out towards NAVAHO LADY in late stretch but was well clear when doing so.

10-09-08<sup>6</sup> **ATTENDANCE & HANDLE**

BFF	2,632	\$	167,198.60
NCOT	1,988	\$	119,645.60
SCOT		\$	218,068.00
Out of State		\$	227,434.90
<b>TOTAL</b>	<b>4,620</b>	<b>\$</b>	<b>732,347.10</b>

**Friday**

10-10-08<sup>1</sup> **CAL-BRED REPORT**

Today's eighth and featured race was the *Harvest Futurity* for two year old fillies bred in California, racing six furlongs for a \$50,000 added purse and a field of eight was assembled.

10-10-08<sup>2</sup> **EARLY DECLARATIONS – REFUND**

4<sup>th</sup> race: #7 ATLANTIC STAR (Tr. Paul Aguirre) sick  
Fitness Veterinarian Don Dooley  
REFUND: \$ 5.00

5<sup>th</sup> race: #2 BLENDED RHYTHM (Tr. William Morey) sick  
Fitness Veterinarian Don Dooley  
REFUND: \$ 0.00

#5 HOUSE OF CRYSTAL (Tr. Elmer January) in-  
today horse

Stewards  
REFUND: \$ 0.00

7<sup>th</sup> race: #5 DA STREET LORD (Tr. Dennis Ward) sick  
Fitness Veterinarian Don Dooley  
REFUND: \$ 0.00

8<sup>th</sup> race: #3 MARQUEE PLAYER (Tr. Craig Lewis) Stake  
Race

Stewards  
REFUND: \$ 0.00

9<sup>th</sup> race: #1 CALL ME GRACIE (Tr. Steve Wickman) injured  
Fitness Veterinarian Don Dooley  
REFUND: \$ 0.00

10-10-08<sup>3</sup> **RULING NO. 18 – RUBIO**

Jockey **FRANCISCO RUBIO**, who rode **BEAUTYSBIGBOYEXPRESS** in the third race at The Big Fresno Fair on October 9, 2008, is suspended three (3) racing days (October 17, 18 and 19, 2008) for failure to make a 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.

The above ruling was issued after Rubio reviewed the tapes of the race with the stewards. Tapes showed that Francisco broke slowly from the #3 post and trailed the field. Rubio went to a right handed whip shortly after the start and continued whipping while the horse drifted in and made contact with the inside rail. Rubio's actions were considered careless by both Rubio and the stewards and the above penalty was imposed.

10-10-08<sup>4</sup> **RULING NO. 19 – FLORES**

Apprentice Jockey **PABLO FLORES** is fined the sum of fifty dollars (\$50.00) pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations) for reporting late to the paddock for the second race on Wednesday, October 9, 2008.

The above ruling was issued after Pedro appeared and admitted his nap ran too long causing his tardy appearance in the paddock.

10-10-08<sup>5</sup> **BEAN HEARING** (Case# 08GG103)

A formal hearing was held this morning for trainer **ROBERT BEAN** who was cited for alleged violation of California Horse Racing Board rule #1865 (Altering of Sex of Horse). The horse **MANDATE HABIT**, trained by Bean, who ran in the eighth race at the Solano County Fair at Vallejo on July 16, 2008, was listed in the program as a colt when, in fact, the horse had been gelded on November 6, 2007.

Evidence and testimony were gathered and the matter deemed submitted. The stewards will deliberate and render a decision before the close of the meeting.

10-10-08<sup>6</sup> **OBJECTION – First Race – DISQUALIFICATION**

The stewards posted the inquiry sign at the request of jockey Danny Boag aboard the seventh place horse, #6 MOST ADORABLE, who lodged a claim of foul against the fourth place horse, #2 EAT MY STARDUST, ridden by Pablo Flores. Boag alleged interference at the 1/8.

After a thorough review the stewards disqualified EAT MY STARDUST from fourth and placed her seventh behind MOST ADORABLE. Tapes showed that EAT MY STARDUST stepped out at the 1/8 causing MOST ADORABLE to alter course and lose ground.

Original Order of Finish: 4 – 7 – 1a – **(2)** – 5 – 3 – 6 – 1

Official Order of Finish: 4 – 7 – 1a – 5 – 3 – 6 – **(2)** – 1

10-10-08<sup>7</sup> **STEWARDS' INQUIRY – Second Race – DISQUALIFICATION**

The stewards posted the inquiry sign to evaluate the actions of the winner, #3 **BAR JF FLYIN J** in this 350 yard mule event. After a thorough review the stewards disqualified BAR JF FLYIN J from first and placed him sixth behind #5 BAR JF ROCK ON, ridden by Carlos Villalobos.

Tapes showed that BAR JF FLYING J broke outward at the start and continued on that outward path throughout the race. Approaching the 1/8, #5 BAR JF ROCK ON steadied and altered course due to a lack of racing room caused by BAR JF FLYIN J's actions. Later in the stretch the winner also caused the show horse #7 BAR JF CALI, ridden by Javier Gomez, to check and alter course.

Original Order of Finish: **(3)** – 6 – 7 – 8 – 1 – 5 – 4 – 2

Official Order of Finish: 6 – 7 – 8 – 1 – 5 – **(3)** – 4 – 2

10-10-08<sup>8</sup> **OBJECTION – Seventh Race – NO CHANGE**

Jockey Jorge Ayarza, aboard the fourth place finisher #10 IRISH VOLUNTEER, lodged a claim of foul against the show horse #1 HIGHLY UNUSUAL, ridden by Chris Russell. Ayarza alleged interference at the 3/16. After a thorough review the stewards affirmed the original order of finish. Tapes showed that HIGHLY UNUSUAL shifted in slightly at the top of the stretch but the action did not cause IRISH VOLUNTEER any ground nor the opportunity at a better placing.

10-10-08<sup>9</sup> **ATTENDANCE & HANDLE**

BFF	8,250	\$	341,837.80
NCOT	2,186	\$	151,613.60
SCOT		\$	234,025.20
Out of State		\$	<u>265,215.20</u>
<b>TOTAL</b>	<b>10,436</b>	<b>\$</b>	<b>992,692.30</b>

**Saturday**

10-11-08<sup>1</sup> **EARLY DECLARATIONS**

1<sup>st</sup> race: #5 MILLIONS DASHER (Tr. Jesse Godinez)  
unsound

Fitness Veterinarian Don Dooley  
REFUND: \$ 0.00

6<sup>th</sup> race: #3 HUSSLE HOME (Tr. Antonio Soto) sick  
Fitness Veterinarian Don Dooley

REFUND: \$ 0.00

7<sup>th</sup> race: #5 ADVANCING VICTORY (Tr. Charles Hiatt) injured  
Fitness Veterinarian Don Dooley  
REFUND: \$ 0.00

10-11-08<sup>2</sup> **FILM REVIEW**

Jockeys Pablo Flores and Jesus Arriaga viewed the tapes of yesterday's first and second races respectively with the stewards. Each rider had his mount disqualified and the review was to determine if the riders contributed to the interference.

Flores' mount ducked out after a left handed whip was applied. He reacted quickly to gather in his horse and was held blameless. Jesus allowed his mount to drift out half the width of the racetrack and admitted he should have done a better job at correcting his horse's path. The stewards issued the following ruling:

**RULING NO. 20**

Jockey **JESUS ARRIAGA**, who rode **BAR JF FLYIN J** (mule) in the second race at The Big Fresno Fair on Friday, October 10, 2008, is suspended three (3) racing days (October 18, 19 and 22, 2008) for failure to make a proper effort to maintain a straight course in the stretch and causing interference resulting in the disqualification of his mount from first to sixth; 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.

10-11-08<sup>3</sup> **BEAN DECISION** (Case #08GG103) **RULING NO. 21**

Trainer **ROBERT A. BEAN** is fined the sum of five hundred dollars (\$500.00) for failure to properly report the gelding of the horse **MANDATE HABIT** that ran in the eighth race at the Solano County Fair (Vallejo) on Wednesday, July 16, 2008. This constitutes a violation of California Horse Racing Board Rule #1865 (Altering of Sex of Horse).

The above ruling was issued following yesterday's formal hearing. Bean maintained he provided adequate notice that **MANDATE HABIT** was a gelding by entering the horse as such. The stewards are of the opinion that California Horse Racing Board rule #1865 (Altering of Sex of Horse) requires more notification to the proper departments than the mere entrance of a horse as a gelding in a race.

Upon notification of the stewards' decision, Bean voiced his intention to appeal the penalty.

10-11-08<sup>4</sup> **OBJECTION – Fifth Race – NO CHANGE**

Jockey **JOY SCOTT**, aboard fifth placed horse #1 **SULTRY KAHUNA**, lodged an objection against the place horse, #4 **MY CALL**, ridden by

Chris Russell. Scott alleged interference around the far turn. After a thorough review the stewards dismissed the claim of foul. The tapes showed Scott's horse getting out around the turn and initiating contact with MY CALL.

10-11-08<sup>5</sup> **OBJECTION – Seventh Race – NO CHANGE**

The stewards illuminated the objection sign at the request of Pablo Flores who rode the show horse, #4 FAST AND LOOSE. Flores felt he was interfered with at the 5/16 by the winner, #6 PRANCIN 'N DANCIN with Chris Russell in the saddle. After investigating the incident the stewards affirmed the original order of finish. Tapes showed a minor contact between the two as PRANCIN 'N DANCIN passed FAST AND LOOSE but the incident was insufficient to warrant a disqualification.

10-11-08<sup>6</sup> **OBJECTION – Ninth Race – NO CHANGE**

Jockey Chris Russell (2<sup>nd</sup>, #8 SECRETARIAT SECRET) lodged a claim of foul against the winner, #3 PROUD BONITA, Osmon Cedeno up, for interference around the turn. After a thorough review the stewards disallowed the objection. Russell attempted to angle out from behind traffic and Cedeno held his position.

10-11-08<sup>7</sup> **LATE SCRATCH – Ninth Race – REFUND**

#4 TEXILA SUNRISE, trained by Bret Layne, was scratched on the advice of track veterinarian Shan Collette, DVM, as the field neared the starting gate, after he reported the mare was off in the right front. On Vet's list. The refund amounted to \$ 1,505.20.

10-11-08<sup>8</sup> **ATTENDANCE & HANDLE**

BFF	10,410	\$	306,823.60
NCOT	3,625	\$	187,083.40
SCOT		\$	327,037.10
Out of State		\$	<u>241,292.90</u>
<b>TOTAL</b>	<b>14,035</b>	<b>\$</b>	<b>1,062,237.00</b>

**Sunday**

10-12-08<sup>1</sup> **HARRELL HEARING** (Case #08SW-0095)

An informal hearing was held for trainer **DANNY HARRELL** who was the subject of a complaint alleging violations of California Horse Racing Board rules #1843 (d) (Medication, Drugs and Other Substances), #1844(c) (Authorized Medication) and #1866 (Veterinarian's List). Harrell waived his right to a formal hearing.

The complaint stated that Harrell worked the horse OH WHAT A MEMORY at Stockton on September 10, 2008 in order to have the horse removed from the veterinarian's list.

The post work blood sample showed the presence of bute at a level of 7.76 ug/ml which is in excess of the permitted level.

Harrell did not contest the test results and explained the owner brought the horse on the grounds from the ranch the night before the work and that the owner administered bute to the horse too close to the workout.

10-12-08<sup>2</sup> **EARLY DECLARATIONS**

9<sup>th</sup> race: #10 SWISSPEALEDOCIOUS (Tr. Paul Aguirre) sick  
Fitness Veterinarian Don Dooley  
REFUND: \$ 0.00

10<sup>th</sup> race: #3 NORWAY HOUSE (Tr. Harry Nelson) sick  
Fitness Veterinarian Don Dooley

REFUND: \$ 0.00  
#8 HOT CONTEST (Tr. George Frousiakis)  
transportation  
Stewards  
REFUND: \$ 0.00

11<sup>th</sup> race: #9 COLE DANCER (Tr. Silverio Martinez) injured  
Fitness Veterinarian Don Dooley  
REFUND: \$ 0.00

10-12-08<sup>3</sup> **OBJECTION – First Race – NO CHANGE**

The connections of #6 BAR JF ROSEANNA (4<sup>th</sup>, Francisco Rubio) lodged a claim of foul against the winner #8 DASH ON JOHNNY, ridden by Pablo Castillo. After a thorough review the stewards by majority vote (Herbiveaux dissenting) opted to affirm the original order of finish. Tapes showed that DASH ON JOHNNY did drift in front of BAR JF ROSEANNA and that Rubio steadied momentarily. The tapes were inconclusive however as to whether DASH ON JOHNNY had sufficient clearance when he came in front of BAR JF ROSEANNA so no change was made.

10-12-08<sup>4</sup> **DOUBLE OBJECTION – Third Race – NO CHANGE**

The stewards turned on the objection sign to review two incidents in this 350 yard Quarter Horse Stake

The first involved the start between #1 I GREEDYCUZISEPERTIST (4<sup>th</sup>, Rodrigo Aceves) and #2 EL CHINO DAVALOS (10<sup>th</sup>, Olivo Maldonado). Maldonado believed he was bothered by #1 at the start. Tapes showed that EL CHINO DAVALOS broke in at the start and initiated contact with I GREEDYCUZISEPERTIST causing the latter to be turned out into EL CHINO DAVALOS. No Change.

The second incident involved #5 SARA TOGA (5<sup>th</sup>, Martin Lomeli) and #6 JESSA GOODTIME GAL (2<sup>nd</sup>, Julio DeLaTorre). Sandy Torok, trainer of SARA TOGA, felt JESSA GOODTIME GAL took her path in mid-stretch. Tapes showed that SARA TOGA drifted out behind JESSA GOODTIME GAL who was on an inward drift at the same time. Since both horses contributed to the incident there was no change.

10-12-08<sup>5</sup> **LATE SCRATCH – Eighth Race - REFUND**

#4 SUMATRA'S HOPE, trained by Ray Thomas was scratched on way to the starting gate when Dr. Collette reported the horse was off in his hind quarters. On Vet's List. The refund amounted to \$ 1,277.10.

10-12-08<sup>6</sup> **STEWARDS' INQUIRY – Ninth Race – DISQUALIFICATION**

The stewards posted the inquiry sign to evaluate contact between the winner, #6 **MADERA CORSAIR** with Jorge Ayarza and the place horse #7 HASTY TEXAN, ridden by Catalino Martinez. After a thorough review the stewards disqualified MADERA CORSAIR from first and placed him second behind HASTY TEXAN.

Tapes showed the two horses racing head and head at the 3/8 entering the far turn with MADERA CORSAIR on the inside. The two were in the three and four paths respectively. Around the turn Madera Corsair made contact with HASTY TEXAN and at the 3/16 bumped that horse on more than one occasion. By the time they entered the stretch MADERA CORSAIR had carried HASTY TEXAN out to the middle of the racetrack. In the unanimous opinion of the stewards MADERA CORSAIR caused HASTY TEXAN to lose ground and the opportunity at a better placing.

Original Order of Finish: **(6)** – 7 – 4 – 8

Official Order of Finish: 7 – **(6)** – 4 – 8

10-12-08<sup>7</sup> **LATE SCRATCH – Eleventh Race – REFUND**

#3 MY FAVORITE SONGH, trained by Robert Allen, was scratched on the advice of Dr. Collette after he reported the filly became fractious in the starting gate and was injured. On Vet's list. The refund amounted to \$2,114.30.

10-12-08<sup>8</sup> **OBJECTION – Eleventh Race – NO CHANGE**

The stewards posted the objection sign when jockey Chris Russell, aboard the fifth place finisher #2 JANS DYNASTY, claimed a foul against the fourth place horse #5 TILTED ANGEL, ridden by Edgar Montehermoso.

Russell alleged interference at the ½. After a thorough review the stewards dismissed the objection. Tapes showed close quarters between the two but nothing on the part of TILTED ANGEL that would require a disqualification.

10-12-08<sup>9</sup> **HANDLE & ATTENDANCE**

BFF	11,822	\$	330,260.60
NCOT	2,975	\$	182,315.80
SCOT		\$	277,753.50
Out of State		\$	220,867.00
<b>TOTAL</b>	<b>14,797</b>	<b>\$</b>	<b>1,021,196.90</b>

**Monday**

10-13-08<sup>1</sup>

**EARLY DECLARATIONS**

1<sup>st</sup> race: #3 MY GIRL SANDY (Tr. Keith Craigmyle) sick  
Fitness Veterinarian Don Dooley

REFUND: \$ 0.00

5<sup>th</sup> race: #3 MAGNIFICENT VALOR (Tr. Rene Amescua) sick  
Fitness Veterinarian Don Dooley

REFUND: \$ 0.00

8<sup>th</sup> race: #2 OL' RAZZLE DAZZLE (Tr. Rene Amescua) sick  
Fitness Veterinarian Don Dooley

REFUND: \$ 0.00

10-13-08<sup>2</sup>

**CAL-BRED REPORT**

For the six day race week one race, written exclusively for horses bred in California, filled and was carded on the program.

10-13-08<sup>3</sup>

**RULING NO. 22 – HARRELL**

Trainer **DANNY HARRELL**, who worked the horse OH WHAT A MEMORY at Stockton on September 10, 2008 for removal from the Veterinarian's List, is fined one thousand dollars (\$1,000.00) pursuant to California Horse Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rules #1843 (a) & (d) (Medication, Drugs and Other Substances: Phenylbutazone – 7.76 ug/ml – in excess of permitted level – Second Offense [Class VI] ) and #1866 (Veterinarian's List).

The above ruling was issued following yesterday's informal hearing.

10-13-08<sup>4</sup>

**FILM REVIEW**

Jockey **Jorge Ayarza** viewed the tapes of yesterday's ninth race in which his horse was disqualified from first to second when his mount bore out around the turn and entered the stretch. Jorge was able to document he was trying to keep his horse from getting out and was held blameless.

10-13-08<sup>5</sup>

**LATE SCRATCH – Fourth Race – REFUND**

#2 CONCERT GOER, trained by Gary Eickerman, was scratched, as the field approached the starting gate, on the advice of Dr. Collette after he reported the horse failed to warm up satisfactorily (off right knee). On Vet's list. The refund amounted to \$2,289.50.

10-13-08<sup>6</sup>

**LATE SCRATCH – Seventh Race – REFUND**

#1 FIRST COMMITMENT, trained by Gary Eickerman, was scratched by

the stewards after Dr. Collette diagnosed the horse as off in the right rear during the warm up period. On Vet's list. The refund was \$585.40.

10-13-08<sup>7</sup> **LATE SCRATCH – Eleventh Race – REFUND**

#3 YANKEE STORM, trained by Harry Nelson, was scratched on the way to the post after Dr. Collette reported the horse was off in the left front. On Vet's list. The refund totaled \$794.40.

10-13-08<sup>8</sup> **ATTENDANCE & HANDLE**

GGF	6,120	\$	260,892.80
NCOT	2,109	\$	142,349.10
SCOT		\$	211,120.00
Out of State		\$	316,366.60
<b>TOTAL</b>	<b>8,229</b>	<b>\$</b>	<b>930,728.50</b>

**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 period.

**VETERINARIAN RECOMMENDED SCRATCHES**

Date	Race	No.	Horse	Trainer	Reason	Vet	Refund
9-Oct	3	1	LUCKY RHYTHM NEW DOC	January	unsound	Dooley	\$0.00
	8	6	STELLINA	Amescua	sick	Dooley	\$0.00
10-Oct	4	7	ATLANTIC STAR	Aguirre	sick	Dooley	\$5.00
	5	2	BLENDED RHYTHM	Morey	sick	Dooley	\$0.00
	7	5	DA STREET LORD	Ward	sick	Dooley	\$0.00
11-Oct	9	1	CALL ME GRACIE	Wickman	injured	Dooley	\$0.00
	1	5	MILLIONS DASHER	Godinez	unsound	Dooley	\$0.00
	6	3	HUSSLE HOME	Soto	sick	Dooley	\$0.00
	7	5	ADVANCING VICTORY	Hiatt	injured	Dooley	\$0.00
12-Oct	9	4	TEXILA SUNRISE	Layne	unsound	Collette	\$1,505.20
	8	4	SUMATRA'S HOPE	Thomas	unsound	Collette	\$1,277.10
	9	10	SWISSPEALEDOCIOUS	Aguirre	sick	Dooley	\$0.00
13-Oct	10	3	NORWAY HOUSE	Nelson	sick	Dooley	\$0.00
	11	3	MY FAVORITE SONGH	Allen	injured	Collette	\$2,114.30
		9	COLE DANCER	Martinez	injured	Dooley	\$0.00
	1	3	MY GIRL SANDY	Craigmyle	sick	Dooley	\$0.00
	4	2	CONCERT GOER	Eickerman	unsound	Collette	\$2,289.50
	5	3	MAGNIFICENT VALOR	Amescua	sick	Dooley	\$0.00
	7	1	FIRST COMMITMENT	Eickerman	unsound	Collette	\$585.40
	8	2	OL' RAZZLE DAZZLE	Amescua	sick	Dooley	\$0.00
	11	3	YANKEE STORM	Nelson	unsound	Collette	\$794.40

## VETERINARY REPORT

### **Euthanized / Died**

No reports submitted.

### **Injuries**

No reports submitted.

### **Veterinarian's List**

There were twenty-three (23) horses placed on the vet's list:

Sick: 10  
Injured: 4  
Unsound: 7  
Bled: 2

There were eight (8) horses removed from the vet's list:

Sick: 8  
Injured: 0  
Unsound: 0  
Bled: 0

**Shockwave Therapy:** There were no shockwave therapy treatments reported.

## WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	164	\$4,816.30
Bakersfield	412	\$15,426.80
Eureka	71	\$2,413.20
Golden Gate	0	\$233,396.20
Monterey	429	\$22,201.20
Pleasanton	1874	\$100,818.00
Sacramento	1626	\$76,974.20
San Jose	1939	\$81,125.70
San Mateo	4405	\$209,388.80
Santa Rosa	924	\$31,996.00
Stockton	1242	\$64,155.00
Tulare	300	\$12,917.10
Turlock	570	\$24,565.80
Vallejo	870	\$41,760.30
So. California		\$1,499,815.00
Out of State		\$1,549,011.60

	10/8	10/9	10/10	10/11	10/12	10/13	Week	Meet
ACCIDENTS	0	0	0	0	0	0	0	<b>0</b>
CAL-BRED RACES	0	0	1	0	0	0	1	<b>2</b>
CLAIMS	0	0	0	0	0	1	1	<b>3</b>
DISQUALIFICATIONS	2	0	2	0	2	0	6	<b>9</b>
INQUIRIES/OBJECTIONS	2	1	3	3	5	0	14	<b>19</b>
REFUNDS	0	0	1	1	2	3	5	<b>9</b>
RULINGS	3	4	2	2	0	1	12	<b>22</b>

Respectfully submitted,

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**John B. Herbuveaux, Steward**

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**Luis Jauregui, Steward**

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**Paul Nicolo, Steward**

JBH/BOS:kjk