

CALIFORNIA HORSE RACING BOARD
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WATCH AND WAGER LLC – CAL EXPO
TO THE CALIFORNIA HORSE RACING BOARD

HONORABLE EDMUND G. BROWN JR., GOVERNOR
HONORABLE KEITH BRACKPOOL, CHAIRMAN
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JACQUELINE WAGNER, ASSISTANT EXECUTIVE DIRECTOR

Proceedings of the Board of Stewards for the period of Monday, December 24, 2012 through Sunday, December 30, 2012. Steward William Meyers was the Reporting and Duty Steward for the enclosed period.

Monday

12/24/12 (1) **Scratches for Friday and Entries for Saturday**
Numerous driver changes were taken for Friday's card. One hundred fifteen (115) horses are entered in Saturday's fifteen (15) races.

12/24/12 (2) **Dark Day**

Tuesday

12/25/12 (1) **Dark Day**

Wednesday

12/26/12 (1) **Scratches for Saturday**
A few driver changes and two (2) scratches were taken for Saturday.

12/26/12 (2) **No Official Programs**
Due to the Christmas holiday schedule regular programs were unavailable. Management made copies to distribute. In addition, one (1) line was missing on two (2) horses in the seventh race. The television department will broadcast the missing lines and they will be announced. A letter of explanation from management will be attached to these minutes.

12/26/12 (3) **James Lackey Ruling [REF: 12/22/12 (2)]**

RULING # 01
AMENDED (ruling number)

DRIVER **JAMES LACKEY**, WHO DROVE #4 **“LADY’S ART”** IN THE FOURTH RACE ON SATURDAY, DECEMBER 22, 2012, IS HEREBY FINED THE SUM OF ONE HUNDRED (**\$100.00**)* DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1721 (1) (COMMIT ANY ACT WHICH SHALL IMPEDE THE PROGRESS OF ANOTHER HORSE). VIOLATION OCCURRED PAST THE ¼ MILE MARKER.

The above ruling was issued after Driver Lackey appeared and admitted to being too aggressive with his helmet to ward off a rival.

12/26/12 (4) **Harold Herrera Ruling [REF: 12/22/12 (3)]**

**RULING # 02
AMENDED (ruling number)**

DRIVER **HAROLD HERRERA**, WHO DROVE **“BLUE GEM”** IN THE FIFTH RACE ON SATURDAY, DECEMBER 22, 2012, IS HEREBY FINED THE SUM OF TWO HUNDRED (**\$200.00**)* DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1721 (J) (DRIVING RULES – CHANGE COURSE AFTER SELECTING A POSITION IN THE HOMESTRETCH, OR BEAR IN OR OUT IN SUCH A MANNER AS TO INTERFERE WITH ANOTHER HORSE OR CAUSE HIM TO CHANGE STRIDE OR BREAK). INCIDENT OCCURRED IN THE STRETCH – RESULTING IN A DISQUALIFICATION.

The above ruling was issued after Herrera appeared and reviewed the race. He admitted to going inside and out down the stretch causing interference. He stated the filly was green, but he could have done a better job.

12/26/12 (5) **Track Condition**

The track was listed as good for the first four races and fast for the remainder of the card.

12/26/12 (6) **Fourteenth Race Inquiry – Disqualification**

The inquiry sign was posted briefly to review the actions of the #8 “Exquisite Gem” (Williams Hernandez-Arriaga) who went off stride in the stretch and through the wire finishing ninth. #8 failed to lose ground in violation of the breaking rule and was placed eleventh for that violation.

12/26/12 (7) **Program Declarations**

4th Race Declaration - #6 “Fork In The Road” – Trainer Robert Bell

Refund:\$47.90

Injured – Robert Goodbary DVM

5th Race Declaration - #3 “Beach Crisis” – Trainer Tim Brown

Refund:\$71.90

Injured – Robert Goodbary DVM

6th Race Declarations - #3 “Devilish Donnie” – Trainer Richard Dunneback

Injured – Robert Goodbary DVM

#8 “Fairway Gypsy” – Trainer Amanda Fraser

Refund Total:\$73.50

Injured – Robert Goodbary DVM

8th Race Declarations - #6 “Spartan Law” – Trainer Dario Solares

	Injured – Robert Goodbary DVM
#8 “Jeff The Builder” – Trainer Richard Schneider	
Refund Total:\$58.70	Injured – Robert Goodbary DVM
12 th Race Declaration - #9 “Armbro Dane” – Trainer Gretchen Smith	
Refund:\$77.10	Injured – Robert Goodbary DVM
13 th Race Declaration - #1 “Terror Time” – Trainer Luke Plano	
Refund:\$264.50	Claimed 12/21/12 – Stewards

12/26/12 (8) **Attendance and Handle**

Attendance	174
Live Handle (On Track)	\$40,936
Handle (In State)	\$209,513
<u>Handle (Out of State)</u>	<u>\$695,085</u>
Total Handle	\$945,534

Thursday

12/27/12 (1) **Desomer vs. Hunsucker [Case: 12SW0065]**

Trainer Vicki Desomer and Owner Lester Hunsucker appeared to try and resolve a past due bill owed by Mr. Hunsucker in the amount of four thousand five hundred ninety nine (\$4,599.00) dollars. After reviewing the charges and correcting a few billing errors, Ms. Desomer and Mr. Hunsucker agreed to an adjusted amount of one thousand two hundred eighty one (\$1,281.00) dollars to be paid by January 2, 2013. A financial agreement was prepared, signed and witnessed.

12/27/12 (2) **Desomer vs. Rosenberg [Case: 12SW0064]**

Owner Jay Neil Rosenberg failed to appear or contact this Board of Stewards to answer an alleged violation of CHRB Rule #1876 (Financial Responsibility) owing past due boarding bills to Vicki Desomer. Ms. Desomer appeared and was ready for the hearing.

12/27/12 (3) **Dark Day**

Friday

12/28/12 (1) **Rosenberg Ruling [REF: 12/27/12 (2)]**

RULING # 03

OWNER JAY NEIL ROSENBERG, HAVING FAILED TO RESPOND TO WRITTEN NOTICE TO APPEAR BEFORE THE BOARD OF STEWARDS AT CAL EXPO (SACRAMENTO, CA) ON OR BEFORE DECEMBER 27, 2012, TO ANSWER CHARGES ALLEGING VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1876 (FINANCIAL RESPONSIBILITY) IS HEREBY SUSPENDED PENDING AN 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 JAY NEIL ROSENBERG 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 above ruling was issued after Mr. Rosenberg failed to respond to yesterday's scheduled hearing.

- 12/28/12 (2) **Good Racing**
Tonight's thirteen (13) races were conducted without incident on a welcome fast racetrack.
- 12/28/12 (3) **Program Scratches**
2nd Race Declaration - #6 "Youremyaddiction" –Trainer Tim Brown
Refund:\$57.60 Injured – Robert Goodbary DVM
9th Race Declaration - #6 "Barona Hickory" – Trainer Gretchen Smith
Refund:\$86.90 Injured – Robert Goodbary DVM
- 12/28/12 (4) **Attendance and Handle**
- | | |
|------------------------|-----------|
| Attendance | 210 |
| Live Handle (On Track) | \$45,105 |
| Handle (In State) | \$311,706 |
| Handle (Out of State) | \$476,826 |
| Total Handle | \$833,637 |

Saturday

- 12/29/12 (1) **Svensen Ruling**

RULING # 04

DRIVER LEMOYNE SVENDSEN, WHO DROVE "PRECIOSITA" IN THE FIFTH RACE ON DECEMBER 28, 2012, IS HEREBY FINED THE SUM OF FIFTY (\$50.00)* DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1530 (CASES NOT COVERED – VIOLATION OF 'CAL-EXPO HOUSE WHIPPING RULE' – (2) DRIVER MUST KEEP ONE LINE IN EACH HAND AT ALL TIMES DURING THE RACE EXCEPT WHEN THE HORSE AND DRIVER REACH THE 7/8 MILE MARKER DURING THE RACE.

The above ruling was issued after Svensen admitted to whipping one handed before the 1/8 pole.

- 12/29/12 (2) **Qualifiers**
Fifteen (15) of the eighteen (18) made the grade in tonight's four (4) qualifiers.
- 12/29/12 (3) **Good Racing**
Tonight's year end program was conducted without incident.
- 12/29/12 (4) **Program Scratches**
5th Race Declaration - #7 "Try This" – Trainer Dario Solares
Refund:\$327.30 Injured – Robert Goodbary DVM

7th Race Declaration - #6 "Emery Vern" – Trainer George Anthrop
 Refund:\$155.70 Sick – Robert Goodbary DVM
 14th Race Declaration - #6 "Blue Gem" – Trainer Harold Herrera
 Refund:\$94.60 Sick – Robert Goodbary DVM

12/29/12 (5) **Attendance and Handle**

Attendance	210
Live Handle (On Track)	\$43,959
Handle (In State)	\$333,031
<u>Handle (Out of State)</u>	<u>\$570,808</u>
Total Handle	\$947,798

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

Date	Race	No.	Horse	Trainer	Reason	Vet	Refund
26-Dec	4	6	FORK IN THE ROAD	ROBERT BELL	Injured	Goodbary	\$ 47.90
26-Dec	5	3	BENCH CRISIS	TIM BROWN	Injured	Goodbary	\$ 71.90
26-Dec	6	3	DEVILISH DONNIE	RICHARD DUNNEBACK	Injured	Goodbary	\$ 36.75
26-Dec	6	8	FAIRWAY GYPSY	AMANDA FRASER	Injured	Goodbary	\$ 36.75
26-Dec	8	6	SPARTAN LAW	DARIO SOLARES	Injured	Goodbary	\$ 29.35
26-Dec	8	8	JEFF THE BUILDER	RICHARD SCHNEIDER	Injured	Goodbary	\$ 29.35
26-Dec	12	9	ARMBRO DANE	GRETCHEN SMITH	Injured	Goodbary	\$ 77.10
28-Dec	2	6	YOUREMYADDICTION	TIM BROWN	Injured	Goodbary	\$ 57.60
28-Dec	9	6	BARONA HICKORY	GRETCHEN SMITH	Injured	Goodbary	\$ 86.90
29-Dec	5	7	TRY THIS	DARIO SOLARES	Injured	Goodbary	\$ 327.30
29-Dec	7	6	EMERY VERN	GEORGE ANTHROP	Sick	Goodbary	\$ 155.70
29-Dec	14	6	BLUE GEM	HAROLD HERRERA	Sick	Goodbary	\$ 94.60

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	4,550.20
Fresno	\$	1,944.10
Fresno Club One	\$	2,695.70
Golden Gate	\$	41,301.60
Monterey	\$	6,485.10
Pleasanton	\$	15,927.30
Sacramento	\$	104,970.50
San Jose	\$	20,783.50
San Mateo	\$	43,181.90
Santa Rosa	\$	7,464.00
Stockton	\$	16,167.90
Vallejo	\$	12,426.50
No. California	\$	-
So. California	\$	329,881.90
Out of State	\$	-

**CAL-EXPO HARNESS ASSOCIATION
SUMMARY
2012**

	Mon 12/24	Tues 12/25	Wed 12/26	Thurs 12/27	Fri 12/28	Sat 12/29	Total Week	Total Meet
Accidents	D	D	0	D	0	0	0	0
Cal-Bred Races	A	A	0	A	0	0	0	0
Claims	R	R	0	R	0	0	0	0
Disqualifications	K	K	1	K	0	0	1	1
Inquiries	D	D	1	D	0	0	1	1
Refunds	A	A	8	A	2	3	13	13
Rulings	Y	Y	2	Y	0	1	3	3

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

All drivers submitted to a breath analyzer test.

Will Meyers, Steward

Grant Baker, Steward

Michael W. "Wayne" Oke, Steward

Re: stews email

Kate Phariss [katephariss@gmail.com]

Sent: Wednesday, December 26, 2012 4:42 PM

To: [Stewards Office @ Cal Expo](#)

Cc:

Will - Per your request, this is the information:

The print shop in Southern California that normally prints our programs was closing early due to the holiday season. As a result and so we could get a program to our patrons, we drew early for Wednesday's (12/26) races. Two of the horses in 12/26 raced on Saturday (12/22) after the program was finalized. Therefore, the morning lines for those horses on that day were not part of the past performances in the 12/26 program.

In an additional effort to get all the information that is normally listed in the program to the patrons, we downloaded and printed a program for on track and northern satellite sites. Programs were delivered prior to 1:30 this afternoon. Cal Expo's races were delivered in Southern California by the print shop's courier. Balmoral's races for this evening were delivered to Southern California sites 12/26.

All sites were also e-mailed a copy of the program to download if they wished.

If you have any other questions, please let me know.

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Kate Phariss
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