

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

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Proceedings of the Board of Stewards for the period of Monday, December 1, 2014 through Sunday, December 7, 2014. Steward Grant Baker was the Reporting and Duty Steward for the enclosed period.

**Monday**

12/01/14 (1) **Dark Day**

**Tuesday**

12/02/14 (1) **Entry Day**

The Cal Expo racing office was open today accepting entries for Saturday, December 6<sup>th</sup> and Sunday, December 7<sup>th</sup>. Racing Secretary Robin Schadt had twenty three (23) racing options along with six (6) substitute events as possibilities for the weekend card. Twelve (12) races were drawn for Saturday, December 6<sup>th</sup>. One hundred three (103) pacers and/or trotters make up the racing card.

12/02/14 (2) **Dark Day**

**Wednesday**

12/03/14 (1) **Entry/ Scratch Day**

Scratches and changes for the races on Saturday, December 6<sup>th</sup> were taken in the racing office. No scratches were executed. Forty one (41) driver changes/selections were made. All changes activated after the 9:00AM deadline. Twelve (12) races were drawn today for Saturday, December 7<sup>th</sup>. Ninety seven (97) horses are scheduled to face Starter Ken Fowler.

12/03/14 (2) **Dark Day**

**Thursday**

12/04/14 (1) **Scratch Day**

The racing office was open today accepting scratches and changes for Sunday, December 7<sup>th</sup>. There were no scratches submitted. Twenty three (23) driver changes/ selections were made for the card. All changes were activated after today's 9:00AM deadline.

12/04/14 (2) **Dark Day**

**Friday**

12/05/14 (1) **Osmin Carrera Hearing (Case #14SW0012) [Ref: 03/10/14 (2)]**

A formal hearing was scheduled today for Owner Osmin Carrera. The horse "Nutmeg's Davey" was reported to have expired in his stall on March 9, 2014 here at Cal Expo. Carrera, was the registered owner of this horse and was allegedly his caretaker. This deceased horse was allegedly taken off the grounds to a private ranch in Southern Sacramento County. This was done without the knowledge and/or permission of CHRB officials. A complaint has been filed against Carrera alleging violation of CHRB Rule #1890 (Possession of Contraband) and Rule # 1846.5 (Postmortem Examination). This rule violation was amended/corrected prior to the opening of today's hearing. Present today were CHRB Supervising Investigator Dan Dailey, Stewards Baker, Oke, Meyers, Court Reporter Shari Carter (Frazier Reporting), Owner Osmin Carrera and Friend/Interpreter Luis Mendoza. Chair of this hearing, Wayne Oke, opened the proceedings. As the ten (10) questions were being read off of CHRB Form 205B (Non Represented Hearing Questionnaire) to Osmin Carrera he stated he wished to obtain counsel. The hearing then came to a close as the Stewards gave Carrera time to get an attorney. This matter will be adjourned until January 5<sup>th</sup>, 2015 at 10:00AM.

12/05/14 (2) **Dark Day**

**Saturday**

12/06/14 (1) **Steve Wiseman Film Review [Ref: 11/30/14 (4)]**

Driver Steve Wiseman appeared in the Stewards office in order to review his drive in the fifth race on Sunday, November 30<sup>th</sup>. Wiseman, who was aboard first place finisher #5 "Myrearsureview," altered course in the stretch drive of this race. Driver Wiseman was cautioned to give more clearance when shifting out in front of rivals. Current leading driver Wiseman has had a clean driving record as of late. Warning issued.

12/06/14 (2) **Steve Farrell Film Review [Ref: 11/30/14 (40)]**

Provisional Driver Stephen Farrell Jr. appeared in the Stewards office to review his drive in the eighth race on Sunday, November 30<sup>th</sup>. Farrell was aboard #7 "TM Valley Storm" who finished fifth in this race. He lodged an objection (unsuccessful) against third place finisher #5 "Me Tarzan" (Tim Maier) for alleged interference on the first turn. After film review it was clear to Driver Farrell that there was very little, if any, interference between these two (2) rivals.

12/06/14 (3) **Qualifying Races**

Two (2) qualifying races were held prior to this evenings twelve (12) race pari-mutuel card. Of the ten (10) contestants, eight (8) made the grade.

- 12/06/14 (4) **Track Rating**  
Recent rains have caused an off track this evening at Cal Expo. The Stewards listed the race track as 'good.'

- 12/06/14 (5) **Ryan Grundy Ruling [Ref: 11/29/14 (2)]**

**RULING # 17**

TRAINER **RYAN GRUNDY**, WHO FAILED TO START “**CENALTA POWER**” (EIGHTH RACE), “**SENGA SHAGNAPPI**” (ELEVENTH RACE), AND “**SENGA WATERFORD**” (TWELVTH RACE) ON SATURDAY NOVEMBER 22, 2014 AT CAL EXPO, CA IS HEREBY FINED TWO HUNDRED (**\$200.00**)\* DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #**1629** (PENALTY FOR LATE DECLARATION) PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #**1501** (WORKERS COMPENSATION INSURANCE REQUIRED).

The ruling above was issued after the Steward's met with Driver/Trainer Ryan Grundy in the Stewards office.

- 12/06/14 (6) **Luke Plano Ruling [Ref: 11/29/14 (3)]**

**RULING # 18**

DRIVER **LUKE PLANO**, WHO DROVE “**HELLO SEVENS**” IN THE FOURTH RACE ON SATURDAY NOVEMBER 29, 2014 IS HEREBY FINED OF FIFTY (**\$50.00**)\* DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE # **1694** (PARADE OF HORSES – LATE TO POST PARADE).

Driver Luke Plano was informed of the ruling listed above at Cal Expo last weekend.

- 12/06/14 (7) **Bruce Clarke Ruling [Ref: 11/30/14 (6)]**

**RULING # 19**

DRIVER **BRUCE CLARKE**, WHO DROVE “**BROOKLET NEW YORK**” IN THE EIGHTH RACE ON NOVEMBER 29, 2014, IS HEREBY FINED THE SUM OF ONE HUNDRED (**\$100.00**)\* DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #**1734** (WHIPPING – UNNECESSARY FORCE).

Driver Bruce Clarke waived his right to a hearing and accepted the penalty listed above. “Brooklet New York” finished a well beaten eighth (last) in the eighth race on November 29<sup>th</sup>.

- 12/06/14 (8) **Fifth Race Inquiry**

The Stewards posted the 'inquiry' sign after viewing three (3) out of this races nine (9) entrants break stride during this one (1) mile trotting event. The breaking horses were:

- #8 “Flight Of The Kiwi” (James Kennedy – second place)  
 #3 “Nottin To Much” (David Siegel – fourth place)  
 #1 “Outta The Red” (Steve Wiseman – ninth place)

After film review the Stewards unanimously ruled that all three (3) horses complied with CHRB Rule #1722 (Breaking) and that no change in the order of finish was warranted.

12/06/14 (9) **Seventh Race Recall/ Inquiry**

Starter Ken Fowler flashed his ‘recall lights’ after #3 ‘Little Bit Country’ (Patrick Galbraith) was unmanageable during Fowler’s first attempt at getting the race started. #3 ‘Little Bit Country’ refused the starting gate during a second attempt, at which time the inquiry sign was posted and this horse was subsequently deemed a ‘non-starter’ by the Stewards following the race. All appropriate refunds were made by the mutuel department following the appropriate announcement. ‘Little Bit Country’ was placed on the Starter’s and Stewards’ list.

12/06/14 (10) **Program Changes**

2<sup>nd</sup> Race Declaration: #1 “Get Down Tonight” - Trainer James Kennedy  
 Refund:\$86.00 Injured – Clifford Zucco DVM  
 7<sup>th</sup> Race Declarations: #3 “Little Bit Country” - Trainer Richard Dunneback  
 Refused – Stewards  
 #5 “May Street Bon” – Trainer Justin Merton  
 Total Refunds:\$7845.62 Tied up on track – Eduardo De La Cruz DVM

12/06/14 (11) **Attendance and Handle**

Attendance	230
Live Handle (On Track)	\$42,168
Handle (In State)	\$263,321
<u>Handle (Out of State)</u>	<u>\$355,347</u>
Total Handle	\$660,836

**Sunday**

12/07/14 (1) **Informal Hearing**

An informal hearing was held today in the Cal Expo Stewards office. This hearing involved an alleged incident involving Trainer Richard Dunneback and Track Veterinarian Eduardo De La Cruz. This hearing was held due to the alleged actions of Trainer Dunneback before and after the eleventh race on Sunday, November 16, 2014. Trainer Dunneback, racing official De La Cruz and the Stewards were present today for all of today’s hearing. Also appearing were Safety Steward Tom McCarthy and Starter/Patrol Judge Ken Fowler who both witnessed the interactions between Dunneback and De La Cruz on November 16<sup>th</sup>. During the post parade on November 16<sup>th</sup> Dr. De La Cruz requested that #3 ‘Little Bit Country’ (Patrick Gailbraith) come down to the paddock area in order to be examined. Trainer Dunneback, according to witnesses, took exception to this. Testimony indicated that Dunneback threw his helmet in front of other licensees and also made boisterous and disrespectful comments to Dr. De La Cruz while in very close proximity to the track veterinarian. Witnesses indicated he was not cooperative with Dr. De La Cruz

in the performance of his duties. Things got heated both before and after the race. Dr. De La Cruz cleared 'Little Bit Country' to participate in this race and she went to pace on to an eighth place finisher. More to follow.

12/07/14 (2) **Track Ratings**

The track was rated 'good' for the first race. The track was rated fast for races two (2) thru twelve (12).

12/07/14 (3) **First Race Inquiry**

The Stewards posted the inquiry sign after viewing third place finisher #7 'Lil Stevie Oneder' (James Kennedy) go on a break both before and after the start. The Stewards reviewed race replays and unanimously ruled that #7 'Lil Stevie Oneder' complied with CHRB Rule #1722 (Breaking) by losing ground after his breaks. There was 'no change' made in the order of finish. This decision was unanimous.

12/07/14 (4) **Eighth Race Inquiry – California Sires Stakes – Purse \$10,000**

The Stewards posted the inquiry sign after viewing an incident involving three (3) horses just after the ¼ mile marker at the horses were entering the backstretch. The Stewards were viewing the breaks in stride of fifth place finisher #2 'Perfect Pitch' (Lemoyne Svendsen) and sixth (last) place finisher #7 'Clara Bea' (James Lackey). The horses simultaneously left their pacing gait just after the ¼ mile marker. Of particular focus were the actions of first place finisher #1 'Brewski' (Luke Plano) who appeared to 'bear out slightly' at this same juncture of the race. Race replays show Driver Plano grab 'Brewski' quickly while he bore out. Although his two (2) rivals broke stride, the Stewards were unable to determine if the actions of 'Brewski' could be defined as interference. Ultimately the Stewards ruled, in a unanimous decision, that there was significant doubt that 'Brewski' indeed committed interference. The Stewards allowed the original results to stand as posted. No change.

12/07/14 (5) **Very Foggy Racing**

Steward Grant Baker rode in the Starter's car for races eleven (11) and twelve (12). Baker called 'running numbers' to the other Stewards and placing judges during the running of the races. Stewards in the judge's stand could not 'pick up' the field until the majority of contestants in these two (2) races entered mid-stretch.

12/07/14 ( ) **Program Changes**

8<sup>th</sup> Race Declaration: #8 "La Diva De Rosa" – Trainer Lester Smith  
 Refund:\$64.37 Stake race – Stewards  
 11<sup>th</sup> Race #6 "Senga Shagnappi" – Should read – 'Gelding'

12/07/14 ( ) **Attendance and Handle**

Attendance	110
Live Handle (On Track)	\$33,964
Handle (In State)	\$193,621
<u>Handle (Out of State)</u>	<u>\$573,264</u>
Total Handle	\$800,849

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

### ATTENDANCE REPORT -

The full Board of Stewards were in session each day during this reporting period for both morning business and the afternoon racing program.

### VETERINARIAN RECOMMENDED SCRATCHES

<u>Date</u>	<u>Race</u>	<u>No.</u>	<u>Horse</u>	<u>Trainer</u>	<u>Reason</u>	<u>Vet</u>	<u>Refund</u>
6-Dec	2	1	GET DOWN TONIGHT	KENNEDY	Injured	Zucco	\$ 86.00
6-Dec	7	3	LITTLE BIT COUNTRY	DUNNEBACK	Refused	Stewards	\$3,922.81
6-Dec	7	5	MAY STREET BON	MERTON	Tied up on track	DelaCruz	\$3,922.81
7-Dec	8	6	LA DIVA DE ROSA	SMITH	Stake race	Stewards	\$ 64.37

### WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	-
Fresno	\$	3,420.60
Fresno Club One	\$	456.90
Golden Gate	\$	21,644.90
Monterey	\$	2,466.90
Pleasanton	\$	8,571.60
Sacramento	\$	63,715.50
San Jose	\$	14,928.80
San Mateo	\$	24,422.90
Santa Rosa	\$	3,023.00
Stockton	\$	8,789.20
Tulare	\$	-
Turlock	\$	-
Vallejo	\$	8,796.20
No. California	\$	-
So. California	\$	1,000.60
Out of State	\$	-

# WATCH AND WAGER LLC – CAL EXPO

## SUMMARY

2014

	Mon 12/01	Tues 12/02	Wed 12/03	Thurs 12/04	Fri 12/05	Sat 12/06	Sun 12/07	Total Week	Total Meet
<b>Accidents</b>	D	D	D	D	D	0	0	0	0
<b>Cal-Bred Races</b>	A	A	A	A	A	0	1	1	2
<b>Claims</b>	R	R	R	R	R	1	2	3	17
<b>Disqualifications</b>	K	K	K	K	K	0	0	0	16
<b>Inquiries</b>	D	D	D	D	D	2	2	4	26
<b>Refunds</b>	A	A	A	A	A	3	1	4	44
<b>Rulings</b>	Y	Y	Y	Y	Y	3	0	3	19

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

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**Grant Baker, Steward**

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**Will Meyers, Steward**

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**Michael W. "Wayne" Oke, Steward**