

CALIFORNIA HORSE RACING BOARD
1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825
(916) 263-6000
FAX (916) 263-6042



WATCH AND WAGER LLC – CAL EXPO
TO THE CALIFORNIA HORSE RACING BOARD
HONORABLE EDMUND G. BROWN JR., GOVERNOR
HONORABLE CHUCK WINNER, CHAIRMAN
HONORABLE RICHARD A. ROSENBERG, VICE-CHAIRMAN
HONORABLE MADELINE AUERBACH, MEMBER
HONORABLE STEVE BENETO, MEMBER
HONORABLE JESSE H. CHOPER, MEMBER
HONORABLE GEORGE KRIKORIAN, MEMBER
HONORABLE ALEX SOLIS, MEMBER
RICK BAEDEKER, EXECUTIVE DIRECTOR
JACQUELINE WAGNER, ASSISTANT EXECUTIVE DIRECTOR
ROBERT B. MILLER, CHIEF COUNSEL CHRB

Proceedings of the Board of Stewards for the period of Monday, November 30, 2015 through Sunday, December 6, 2015. Steward Will Meyers was the Reporting and Duty Steward for the enclosed period.

Monday

11/30/15 (1) **Dark Day**

Tuesday

12/01/15 (1) **Entries for Saturday & Sunday – Saturdays Draw**

The racing office was open for the taking of entries for the December 5th and 6th weekend. Saturday's draw was conducted at approximately 3:30PM with eighty nine (89) horses drawn into twelve (12) races. No cal-bred races were used. Sunday's draw will be conducted tomorrow.

12/01/15 (2) **Dark Day**

Wednesday

12/02/15 (1) **Scratches & Changes for Saturday**

One (1) scratch and a few driver changes were taken for Saturday.

12/02/15 (2) **The Draw for Sunday**

Ninety seven (97) horses are scheduled to compete in Sunday's twelve (12) race card. No cal-bred races were used.

12/02/15 (3) **Dark Day**

Thursday

12/03/15 (1) **Scratches & Changes for Sunday**

One (1) scratch and numerous driver changes were made this morning.

12/03/15 (3) **Dark Day**

Friday12/04/15 (1) **Galbraith Appears**

Patrick Galbraith appeared and was given the opportunity to have a hearing concerning alleged violation of Rule 1734 Whipping. Galbraith opted for a formal hearing. Safety Steward Tom McCarthy will direct Mr. Galbraith and the investigative for a future date and hearing.

12/04/15 (2) **Siegel Hearing – Cases 15SW0023, 15SW0079, 15SW0080**

A hearing was held today concerning three alleged violations of CHRB Rule 1734 (Whipping). Driver David Siegel was driving “Frankthebank” on April 4, 2015; “Hello Sevens” October 24, 2015 and “Endeavors King” also on October 24, 2015. All complaints allege “visible injury” due to aggressiveness with the whip.

Present at the hearing were the Stewards, Driver David Siegel representing himself and CHRB Staff Attorney Phillip Laird presenting for the CHRB. Mr. Laird had State Veterinarian Clifford Zucco, Safety Steward Tom McCarthy, Investigator Duane Tadlock, and Investigator Carol Nolan all testify for the State. Driver Siegel had Owner Derek Takahashi and Driver Luke Plano testify on his behalf. Siegel also testified at length on his own behalf. Horsemen’s Representative Robin Clements stayed for a short period of time at the beginning of the hearing as an observer. The proceedings were recorded by Yvonne Fenner of Frazier Reporting.

Testimony was taken from witnesses. Films, pictures, and reports were entered into the record and reviewed. Of significant interest was the fact that one incident occurred back in April and was held over until this hearing. Also, the quality of the photographs was very suspect in two of the three cases.

The hearing lasted upwards of four hours and a decision will take this board some time to complete. Mr. Siegel was told a decision will be rendered by Saturday, December 12, 2015

12/04/15 (3) **Dark Day****Saturday**12/05/15 (1) **Svensden Ruling****RULING # 12**

DRIVER LEMOYNE SVENDSEN, WHO DROVE “DEL RIO SEELSTER” IN THE FOURTH RACE ON NOVEMBER 28, 2015 IS HEREBY FINED THE SUM OF THREE HUNDRED (\$300.00)* DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1734 “WHIPPING” CAUSING VISIBLE INJURY (WHIP WELT).

The above ruling was issued after Svensden appeared and reviewed photos and films and accepted the penalty. Svensden stated he was hitting the sulky shaft and must have missed. He also waived his right to a formal hearing.

- 12/05/15 (2) **Quentin Schneider**
Driver Quentin Schneider was in and opted to go to a formal hearing for alleged violation of CHRB Rule 1734 (Whipping). Safety Steward Tom McCarthy will set the ball in motion with the investigative staff.
- 12/05/15 (3) **Qualifiers**
Twelve (12) of fourteen (14) made the grade in today's two (2) qualifying races.
- 12/05/15 (4) **Inquiry Fourth Race – No Change**
#1 "Livie" (Harold Herrera) and #7 "Strong Like Bull" (Craig Fletcher) altered a course in the stretch. The inquiry sign was posted to investigate the reason for the movement. After review it was determined that both horses were taken off course to avoid #8 "Cody Shark" (James Lackey) who stopped abruptly at the top of the stretch and eventually finished last. No change was warranted.
- 12/05/15 (5) **Program Change**
5th Race Declaration: #1 "Tour Guide" – Trainer Desomer
Refund:\$74.90 Injured – Clifford Zucco DVM
12th Race Declaration: #9 "Put To The Test" – Trainer Steve Wiseman
Refund:\$15.20 Injured – Clifford Zucco DVM
- 12/05/15 (6) **Attendance and Handle**
- | | |
|------------------------|-----------|
| Attendance | 234 |
| Live Handle (On Track) | \$45,020 |
| Handle (In State) | \$269,960 |
| Handle (Out of State) | \$404,876 |
| Total Handle | \$719,856 |
- Sunday**
- 12/06/15 (1) **Track Good**
Due to recent rains the track condition was listed as good for tonight's racing.
- 12/06/15 (2) **First Race Recall**
#1 "Little Bit Country" (Mike Jarvis) had broken equipment (over check) as the field moved toward the starting point. Starter Ken Fowler flashed the recall lights, reorganized the field and they were off after about a four (4) minute delay with no further problems.
- 12/06/15 (3) **First Race Scratch**
#8 "Gentle Dragon" (Trainer Lester Smith) was deemed lame in the post parade by Track Veterinarian Eduardo DeLa Cruz. The Stewards declared #8 and he was placed on the Veterinarian List.
- 12/06/15 (4) **Third Race – Failure to Finish**
#5 "Slow and Easy" was pulled up by Driver Lemoyne Svendsen just past the half mile pole. Track Vet DeLa Cruz's preliminary diagnosis was an irregular heart rhythm. "Slow and Easy" was transported by horse ambulance off the track.

12/06/15 (5) **Seventh Race Stewards Review**

The Stewards reviewed the stretch drive noting second place finisher #5 "Pismo Beach" (Lemoyne Svendsen) had to alter course. After a quick review it was determined fourth place finisher #3 "Lislea Bonita" (Frank Petrelli) was the cause. Thus no inquiry was needed since #5 finished ahead of #3. Driver Petrelli was ordered to the Stewards office.

12/06/15 (6) **Late Payoffs**

The payoffs for the eleventh race were delayed approximately five (5) minutes.

12/06/15 (7) **Program Changes**

1st Race Declaration: #8 "Gentle Dragon" – Trainer Lester Smith
 Refund:\$2,912.70 Lame Post Parade – Dr. DeLa Cruz
 2nd Race Declaration: #9 "Get Ziggy" – Trainer Lester Smith
 Refund:\$314.60 Injured – Clifford Zucco DVM
 7th Race Declaration: #4 "Cheryls Surprise" – Trainer Nathalie Tremblay
 Refund:\$179.85 Injured – Clifford Zucco DVM
 9th Race Declaration: #1 "Capitol Hill" – Trainer Stephen Crump
 Refund:\$105.50 Injured – Clifford Zucco DVM

12/05/15 (5) **Attendance and Handle**

Attendance	152
Live Handle (On Track)	\$31,070
Handle (In State)	\$173,475
<u>Handle (Out of State)</u>	<u>\$469,851</u>
Total Handle	\$674,396

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

Date	Race No.	Horse	Trainer	Reason	Vet	Refund
5-Dec	5	1 TOUR GUIDE	DESOMER	Injured	Zucco	\$ 74.90
5-Dec	12	9 PUT TO THE TEST	WISEMAN	Injured	Zucco	\$ 15.20
6-Dec	1	8 GENTLE DRAGON	SMITH	LamePostParade	DeLa Cruz	\$2,912.70
6-Dec	2	9 GET ZIGGY	SMITH	Injured	Zucco	\$ 314.60
6-Dec	7	4 CHERYLS SURPRISE	TREMBLAY	Injured	Zucco	\$ 179.85
6-Dec	9	1 CAPITOL HILL	CRUMP	Injured	Zucco	\$ 105.50

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bay Meadows		
Eureka		
Fresno	\$	1,880.30
Fresno Club One	\$	169.60
Golden Gate	\$	19,893.90
Monterey	\$	4,508.60
Pleasanton	\$	9,766.50
Sacramento	\$	60,872.30
San Jose	\$	14,447.90
San Mateo	\$	23,408.40
Santa Rosa	\$	2,901.30
Stockton	\$	7,983.10
Tulare	\$	-
Turlock	\$	-
Vallejo	\$	4,553.10
No. California	\$	-
Out of State	\$	-

**WATCH AND WAGER LLC – CAL EXPO
SUMMARY 2015**

	Mon 11/30	Tues 12/01	Wed 12/02	Thurs 12/03	Fri 12/04	Sat 12/05	Sun 12/06	Total Week	Total Meet
Accidents	D	D	D	D	D	0	0	0	4
Cal-Bred Races	A	A	A	A	A	0	0	0	0
Claims	R	R	R	R	R	1	0	1	3
Disqualifications	K	K	K	K	K	0	0	0	1
Inquiries	D	D	D	D	D	1	0	1	2
Refunds	A	A	A	A	A	2	4	6	22
Rulings	Y	Y	Y	Y	Y	1	0	1	12

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

Will Meyers, Steward

Grant Baker, Steward

Michael W. "Wayne" Oke, Steward