

**CALIFORNIA HORSE RACING BOARD**

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**PACIFIC RACING ASSOCIATION**

A Magna Entertainment Facility  
 Golden Gate Fields  
 Albany, California

**Report of the Board of Stewards**

To the California Horse Racing Board

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

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

Report for the period Wednesday, October 29, 2008 through Sunday, November 2, 2008.

**Wednesday**10-29-08<sup>1</sup> **CAL-BREDS**

The Cal-Bred race for three year olds and older, claiming price \$9,000 - \$10,000, failed to fill.

10-29-08<sup>2</sup> **DECLARATIONS – REFUNDS**

|                       |                        |                        |                   |
|-----------------------|------------------------|------------------------|-------------------|
| 2 <sup>nd</sup> race: | #1 VEGA'S LORD         | (Tr. Neil D. Drysdale) | sick              |
|                       | Examining Veterinarian | Diane Isbell           | REFUND: \$ 555.00 |
| 4 <sup>th</sup> race: | #3 SHENODINO           | (Tr. Genaro Vallejo)   | sick              |
|                       | Examining Veterinarian | Diane Isbell           | REFUND: \$ 353.50 |
|                       | #7 BETTERWINSOME       | (Tr. Efrain Miranda)   | sick              |
|                       | Examining Veterinarian | Diane Isbell           | REFUND: \$ 111.00 |
| 7 <sup>th</sup> race: | #9 GLITTER PRIZE       | (Tr. Carmela Anderson) | sick              |
|                       | Examining Veterinarian | Diane Isbell           | REFUND: \$ 88.50  |

10-29-08<sup>3</sup> **FILM REVIEW**

Jockey **Jorge Ayarza** met with the stewards for a review of the fourth race from Sunday, October 26, 2008.

Mr. Ayarza was cautioned about easing pressure when horses on his inside are in tight.

Trainer **JOHN MARTIN** appeared and waived his right to a formal hearing regarding an alleged high Phenylbutazone (15.42 ug/ml) in the post race blood sample taken from the horse FORMAL RUSH following the tenth race at the Sonoma County Fair (Santa Rosa) on August 1, 2008.

Mr. Martin stated the six year old mare was treated with bute paste the day before the race. He further stated he has no idea how the mare could have received any more bute as he does not employ a veterinarian for bute injections.

Decision forthcoming.

10-29-08<sup>5</sup> **INQUIRY – NO CHANGE – Fifth Race**

The stewards posted the inquiry sign following the fifth race for a review of the start as #3 SUMMIT KING (Alfredo Miranda) failed to break with the field.

After a thorough review #3 SUMMIT KING was declared a starter as the gate opened properly and the three year old gelding simply refused and will be placed on the starter's list.

10-29-08<sup>6</sup> **ATTENDANCE & HANDLE**

|              |              |                       |
|--------------|--------------|-----------------------|
| GGF          | 1,009        | \$ 259,514.90         |
| NCOT         |              | \$ 525,716.90         |
| SCOT         |              | \$ 450,871.80         |
| Out of State |              | <u>\$1,547,273.53</u> |
| <b>TOTAL</b> | <b>2,860</b> | <b>\$2,783,377.13</b> |

**Thursday**

10-30-08<sup>1</sup> **CAL-BRED REPORT**

The Cal-Bred race for three year olds and older, claiming price \$6,250, failed to fill.

10-30-08<sup>2</sup> **DECLARATION – REFUND**

|                       |                                     |                     |                   |
|-----------------------|-------------------------------------|---------------------|-------------------|
| 1 <sup>st</sup> race: | #1 MOTHER BRONSON                   | (Tr. Steve Sherman) | sick              |
|                       | Examining Veterinarian Diane Isbell |                     | REFUND: \$ 138.00 |

10-30-08<sup>3</sup> **RULING NO. 18 – MARTIN**

Trainer **JOHN F. MARTIN**, who started the horse FORMAL RUSH, ninth place finisher in the tenth race at the Sonoma County Fair (Santa Rosa) on August 1, 2008, is fined the sum of one thousand five hundred dollars (\$1,500.00) 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: Phenylbutazone – in excess of permitted level – 15.42 ug/ml).

The preceding ruling was issued subsequent to the hearing held on October 29, 2008.

The Board of Stewards arrived at their decision after considering the evidence and testimony presented at the hearing. The Board of Stewards also complied with California Horse Racing Board rule #1843.3 (Penalties for Medication Violations) which establishes penalty guidelines.

The Board of Stewards determined the amount of Phenylbutazone detected in the post race blood sample (15.42 ug/ml) to be an aggravating circumstance in imposing a penalty beyond the minimum.

10-30-08<sup>4</sup> **RULING NO. 19 – AYARZA**

Jockey **JORGE AYARZA**, who rode MISS POPPY in the seventh race at Golden Gate Fields on Wednesday, October 29, 2008, is suspended five (5) racing days (November 6, 7, 8, 9 and 12, 2008) for failure to make a proper effort to maintain a straight course down the backstretch and causing interference; a violation of California Horse Racing Board rule 1699 (d) & (f) (Riding Rules – careless riding).

The term of this suspension shall no prohibit participation in designated races in California.

The foregoing was issued after Mr. Ayarza and the stewards reviewed the tapes of the seventh race from October 29, 2008.

Mr. Ayarza acknowledged he erred in allowing his mount to drift in and impede horses along the rail.

The journeyman rider was given a warning yesterday for a similar offense and received a three day suspension at the Fresno District Fair on October 8, 2008, therefore a five day suspension is warranted.

10-30-08<sup>5</sup> **INQUIRY – NO CHANGE – Sixth Race**

The stewards conducted an inquiry following the running of the sixth race for a review of the start.

Tapes show #4 MOUNTAIN VILLAGER (Barrington Harvey) lifted simultaneous to the gate opening and was considered a starter.

10-30-08<sup>6</sup> **ATTENDANCE & HANDLE**

|              |              |           |                       |
|--------------|--------------|-----------|-----------------------|
| GGF          | 1,032        | \$        | 259,724.00            |
| NCOT         | 2,003        | \$        | 625,141.80            |
| SCOT         |              | \$        | 441,503.40            |
| Out of State |              |           | <u>\$1,668,468.20</u> |
| <b>TOTAL</b> | <b>3,035</b> | <b>\$</b> | <b>\$2,994,837.40</b> |

**Friday**

10-31-08<sup>1</sup> **CAL-BRED REPORT**

The Cal-Bred race for fillies and mares, claiming price \$6,250, six furlongs, was used open with seven starters.

10-31-08<sup>2</sup> **DECLARATIONS – REFUNDS**

|                       |  |                    |
|-----------------------|--|--------------------|
| 1 <sup>st</sup> race: | #2 LITTLE GOLD RECORD (Tr. Howard Belvoir) | injured            |
|                       | Examining Veterinarian Diane Isbell        | REFUND: \$ 592.00  |
|                       | #6 YOGOTMECONFUSED (Tr. Art Riesgo)        | unsound            |
|                       | Track Veterinarian Heather Kerr            | REFUND: \$2,333.24 |

With the above declarations the field of horses for the first race was reduced to four wagering interests and in compliance with California Horse Racing Board rule #1954 (Pari-mutuel Pools) no show wagering was offered.

|                       |                               |                      |                               |
|-----------------------|-------------------------------|----------------------|-------------------------------|
| 3 <sup>rd</sup> race: | #3 MYSTERY HUNTER<br>Stewards | (Tr. Sherrie Monroe) | off turf<br>REFUND: \$ 101.00 |
| 5 <sup>th</sup> race: | #1 WILD YANKEE<br>Stewards    | (Tr. John F. Martin) | off turf<br>REFUND: \$ 893.20 |
| 7 <sup>th</sup> race: | #6 NOT SO BRIEF<br>Stewards   | (Tr. Steve Miyadi)   | off turf<br>REFUND: \$ 336.00 |

10-31-08<sup>3</sup> **RULING NO. 20 – PORRECA** (08GG137)

Owner **ANTHONY E. PORRECA**, having failed to respond to written notice to appear before the Board of Stewards at Golden Gate Fields on or before October 30, 2008, to answer charges of alleged violation of California Horse Racing Board rule #1876 (Financial Responsibility), is hereby suspended pending appearance before the Board of Stewards for violation of California Horse Racing Board rule #1547 (Failure to Appear).

During the term of suspension, all licenses and license privileges of ANTHONY E. PORRECA 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 foregoing ruling was issued as Mr. Porreca failed to appear for a scheduled hearing regarding a financial complaint filed against him by trainer Terri Eaton.

The complaint alleges an outstanding training bill totaling \$2,567.25.

10-31-08<sup>4</sup> **OFF TURF**

The first rain of the season necessitated three (3<sup>rd</sup>, 5<sup>th</sup> and 7<sup>th</sup>) turf races being moved to the main course.

10-31-08<sup>5</sup> **INQUIRY – NO CHANGE – Eighth Race**

The stewards posted the inquiry sign following the eighth race in order to review an incident near the finish involving #6 CHARM DOLL (Russell Baze) second and #7 SHAWKLIT SUNDAE (Alex Bisono) third.

After a thorough review, the stewards decided unanimously to make the original order of finish official.

The tapes show both horses contributed to the minor contact near the wire and the incident had no bearing on the outcome.

10-31-08<sup>6</sup> **ATTENDANCE & HANDLE**

|              |              |                       |
|--------------|--------------|-----------------------|
| GGF          | 983          | \$ 324,878.50         |
| NCOT         | 2,228        | \$ 746,364.90         |
| SCOT         |              | \$ 434,933.00         |
| Out of State |              | \$1,743,855.88        |
| <b>TOTAL</b> | <b>3,211</b> | <b>\$3,250,032.28</b> |

**Saturday**11-01-08<sup>1</sup> **CAL-BRED REPORT**

The Cal-Bred race for three year olds and older, claiming price \$9,000 - \$10,000, failed to fill.

11-01-08<sup>2</sup> **DECLARATIONS – REFUNDS**

|                       |   |                    |
|-----------------------|---|--------------------|
| 1 <sup>st</sup> race: | #4 MUSCULAR MARVIN (Tr. Gil Matos)      | injured            |
|                       | Track Veterinarian Heather Kerr         | REFUND: \$ 388.00  |
|                       | #6 INVISIBLE EDGE (Tr. Doug O'Neill)    | sick               |
|                       | Track Veterinarian Heather Kerr         | REFUND: \$ 536.00  |
| 3 <sup>rd</sup> race: | #3 AWARD WINNING (Tr. Joanne Chandler)  | off turf           |
|                       | Stewards                                | REFUND: \$ 103.00  |
|                       | #4 A DAISYFIELD (Tr. Joseph Brook)      | off turf           |
|                       | Stewards                                | REFUND: \$ 341.00  |
|                       | #5 PATRANZI (Tr. Greg Gilchrist)        | off turf           |
|                       | Stewards                                | REFUND: \$ 817.60  |
| 6 <sup>th</sup> race: | #7 HONOR GULCH (Tr. Tim Bellasis)       | enter back         |
|                       | Stewards                                | REFUND: \$ 496.00  |
| 7 <sup>th</sup> race: | #1 PERFCT LORE (Tr. Rafael A. Martinez) | sick               |
|                       | Track Veterinarian Heather Kerr         | REFUND: \$1,309.80 |
| 8 <sup>th</sup> race: | #8 RON BOB (Tr. William E Morey)        | off turf           |
|                       | Stewards                                | REFUND: \$ 895.30  |
| 9 <sup>th</sup> race: | #6 LUCKY STRIKER (Tr. William E. Morey) | unsound            |
|                       | Track Veterinarian Heather Kerr         | REFUND: \$ 837.80  |

11-01-08<sup>3</sup> **RULING NO. 21 – MATIAS**

Apprentice Jockey **RODRIGO N. MATIAS**, having provided documentation of a racing injury which rendered him unable to ride for a period of two hundred forty-five (245) calendar days, is granted an extension of his apprenticeship for a like period of time. The apprentice allowance will continue through May 4, 2009.

The foregoing ruling was issued upon receipt of well documented reports of injury and illness along with the number of days lost (245) during Mr. Matias' apprentice period.

Track physician David Seftel, M.D., prepared the reports as he attended to Mr. Matias during the last year.

Mr. Matias' apprenticeship was scheduled to expire on September 1, 2008 and the 245 days he missed will commence from that date.

11-01-08<sup>4</sup> **HORSE EUTHANIZED**

#6 IRON ROOSTER (William Antongeorgi) went wrong near the ¾ pole during the running of the eighth race and was immediately pulled up by jockey Antongeorgi.

Track Veterinarian Heather Kerr, D.V.M. reported the four year old gelding fractured his right hind leg and was euthanized on the track.

11-01-08<sup>5</sup> **NEW INVESTIGATOR**

Supervising Investigator Anne Glasscock introduced a new member of the investigative staff, Ms. Barbara Madarang, to the Board of Stewards.

Ms. Madarang is a retired Emeryville police officer and looking forward to working for the California Horse Racing Board.

11-01-08<sup>6</sup> **ATTENDANCE & HANDLE**

|              |              |                       |
|--------------|--------------|-----------------------|
| GGF          | 2,160        | \$ 551,556.10         |
| NCOT         | 3,495        | \$1,292,958.90        |
| SCOT         |              | \$ 758,048.70         |
| Out of State |              | \$2,075,757.86        |
| <b>TOTAL</b> | <b>5,655</b> | <b>\$4,678,321.56</b> |

**Sunday**11-02-08<sup>1</sup> **CAL-BRED REPORT**

There were no Cal-Bred races offered for today's card.

11-02-08<sup>2</sup> **DECLARATIONS – REFUNDS**

9<sup>th</sup> race: #9 J.R.'S RAIDER (Tr. A. L. Diaz) sick  
Examining Veterinarian Diane Isbell REFUND: \$ 129.40

11-02-08<sup>3</sup> **RULING NO. 22 – BEAN** (08GG148)

Owner/Trainer **ROBERT A. BEAN**, having failed to respond to written notice to appear before the Board of Stewards at Golden Gate Fields on or before Saturday, November 1, 2008, to answer charges of alleged 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 ROBERT A. BEAN 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 foregoing ruling was issued as Mr. Bean failed to appear for a scheduled hearing regarding a complaint filed against him by groom **Warren Brown** alleging non-payment of wages totaling \$1,483.00.

11-02-08<sup>4</sup> **RULING NO. 23 – DAB OF LIGHTNING** (08GG119)

Acting on a report from University of California, Davis Laboratories, an Official Laboratory for the California Horse Racing Board, that urine sample #F03891, taken from the horse **DAB OF LIGHTNING**, first place finisher in the ninth race at Solano County Fair (Vallejo) on July 20, 2008, tested positive for 3-Hydroxylidocaine (Class II), it is ordered that DAB OF LIGHTNING be disqualified from all purse monies earned in that race in accordance with California Horse Racing Board rule #1859.5 (Disqualification Upon Positive Test Finding).

It is further ordered that all purse monies (\$3,840.00) earned or awarded to owners Robert E. Miller, Sharon P. Miller, Maria L. Miller (d.b.a. Tumbledown Farm Racing, LLC) trainer Sean McLaughlin (\$480.00) and jockey Joe Castro (\$480.00) be returned to the paymaster of purses for redistribution pursuant to California Horse Racing Board rule #1760 (Purse Award or Prize to be Withheld).

The revised order of finish is as follows:

- |                                 |                                    |
|---------------------------------|------------------------------------|
| 1 <sup>st</sup> – HOLY COYOTE   | 5 <sup>th</sup> – AWOL n’ RUNNING  |
| 2 <sup>nd</sup> – JACHONIC      | 6 <sup>th</sup> – O’ MALI’S ANGEL  |
| 3 <sup>rd</sup> – ROYAL ROBERT  | 7 <sup>th</sup> – SHADOW KING      |
| 4 <sup>th</sup> – ALLEY K’ KATS | 8 <sup>th</sup> – YUOGOTMECONFUSED |

All records are ordered changed to reflect this ruling. In accordance with California Horse Racing Board rule #1956 (Race Declared Official) this ruling shall not affect the pari-mutuel payoffs.

The preceding ruling was issued after the formal hearing held on October 31, 2008. The California Horse Racing Board presented authenticated documents from the University of California, Davis Laboratories, indicating 3-Hydroxylidocaine was detected in the post race urine sample obtained from DAB OF LIGHTNING.

The owners, Robert E. Miller, Sharon P. Miller and Maria L. Miller, were properly notified regarding the scheduled hearing but did not appear to contest the report or its finding.

11-02-08<sup>5</sup> **ATTENDANCE & HANDLE**

|              |              |                       |
|--------------|--------------|-----------------------|
| GGF          | 3,264        | \$ 692,966.60         |
| NCOT         | 3,253        | \$1,108,408.30        |
| SCOT         |              | \$ 876,833.70         |
| Out of State |              | \$2,010,152.14        |
| <b>TOTAL</b> | <b>6,517</b> | <b>\$4,688,360.74</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 program.

**VETERINARIAN RECOMMENDED SCRATCHES**

| Date   | Race | No. | Horse              | Trainer  | Reason  | Vet    | Refund            |
|--------|------|-----|--------------------|----------|---------|--------|-------------------|
| 29-Oct | 2    | 1   | VEGA'S LORD        | Drysdale | sick    | Isbell | <b>\$555.00</b>   |
|        |      | 4   | 3 SHENODINO        | Vallejo  | sick    | Isbell | <b>\$353.50</b>   |
|        | 7    | 7   | BETTERWINSOME      | Miranda  | sick    | Isbell | <b>\$111.00</b>   |
|        |      | 9   | GLITTER PRIZE      | Anderson | sick    | Isbell | <b>\$88.50</b>    |
| 30-Oct | 1    | 1   | MOTHER BRONSON     | Sherman  | sick    | Isbell | <b>\$138.00</b>   |
| 31-Oct | 1    | 2   | LITTLE GOLD RECORD | Belvoir  | injured | Isbell | <b>\$592.00</b>   |
|        |      | 6   | YUOGOTMECONFUSED   | Riesgo   | unsound | Kerr   | <b>\$2,333.24</b> |
| 1-Nov  | 1    | 4   | MUSCULAR MARVIN    | Matos    | injured | Kerr   | <b>\$388.00</b>   |
|        |      | 6   | INVISIBLE EDGE     | O'Neill  | sick    | Kerr   | <b>\$536.00</b>   |
|        |      | 7   | 1 PERFECT LORE     | Martinez | sick    | Kerr   | <b>\$1,309.80</b> |
| 9      | 6    | 6   | LUCKY STRIKER      | Morey    | unsound | Kerr   | <b>\$837.80</b>   |
|        |      | 9   | 9 J. R.'S RAIDER   | Diaz     | sick    | Isbell | <b>\$129.40</b>   |

**VETERINARY REPORT****Euthanized / Died**

10-28-08 Horses Wild (Tr. Rick Hunter) pneumonia (Pleasanton)  
 11-01-08 Iron Rooster (Tr. Greg James) disarticulated right hind @coffin bone –  
 Tapeta, racing

**Veterinarian's List**

There were seventeen (17) horses placed on the vet's list:

Sick: 8  
 Injured: 3  
 Unsound: 6  
 Bled: 0

There were sixteen (16) horses removed from the vet's list:

Sick: 8  
 Injured: 4  
 Unsound: 4  
 Bled: 0

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

**WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES**

|                 |      |                |
|-----------------|------|----------------|
| Anderson        | 125  | \$36,116.80    |
| Bakersfield     | 354  | \$120,288.50   |
| Eureka          | 50   | \$19,459.80    |
| Fresno          | 339  | \$143,682.20   |
| Fresno Club One | 97   | \$50,778.30    |
| Monterey        | 343  | \$157,890.30   |
| Pleasanton      | 1697 | \$592,923.20   |
| Sacramento      | 1309 | \$410,790.40   |
| San Jose        | 1568 | \$502,676.90   |
| San Mateo       | 3547 | \$1,255,574.40 |
| Santa Rosa      | 854  | \$226,258.60   |
| Stockton        | 1048 | \$313,539.20   |
| Tulare          | 219  | \$56,451.20    |
| Turlock         | 486  | \$158,229.70   |
| Vallejo         | 794  | \$253,931.30   |
| So. California  |      | \$2,962,190.60 |
| Out of State    |      | \$9,050,940.77 |

|                      | 29-Oct | 30-Oct | 31-Oct | 1-Nov | 2-Nov | Week | Meet |
|----------------------|--------|--------|--------|-------|-------|------|------|
| ACCIDENTS            | 0      | 0      | 0      | 0     | 0     | 0    | 5    |
| CAL-BRED RACES       | 0      | 0      | 0      | 0     | 0     | 0    | 1    |
| CLAIMS               | 2      | 4      | 4      | 0     | 2     | 12   | 53   |
| DISQUALIFICATIONS    | 0      | 0      | 0      | 0     | 0     | 0    | 1    |
| INQUIRIES/OBJECTIONS | 1      | 1      | 0      | 0     | 0     | 2    | 14   |
| REFUNDS              | 4      | 1      | 5      | 9     | 1     | 20   | 114  |
| RULINGS              | 0      | 2      | 1      | 1     | 2     | 6    | 23   |

Respectfully submitted,

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**Dennis Nevin, Steward**

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**John B. Herbuveaux, Steward**

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**Darrel McHargue, Steward**

DN/BOS:kjk