



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, November 5, 2008 through Sunday, November 9, 2008.

Wednesday

11-05-08¹ **MOGER HEARING** (Case #08GG109)

An informal hearing was conducted for trainer **ED MOGER** who was the subject of a complaint alleging violation of California Horse Racing Board Rule #1843 (a) & (d) and 1844 (c) after the horse **PLANCANDU** showed the presence of bute in excess of the permitted level. The horse won the ninth race at the Alameda County Fair and showed a post race sample level of 5.45 ug/ml.

Moger could not account for the high reading. He stated he did not do anything different with his medication procedures. Decision to follow.

11-05-08² **RULING NO. 24 – BEAN**

In the matter of:
Owner/Trainer **ROBERT A. BEAN**

Owner/Trainer ROBERT A. BEAN, having now resolved the outstanding financial obligation to Warren Brown, is hereby restored to good standing and Pacific Racing Association ruling #22, dated Sunday, November 2, 2008, suspending Mr. Bean for violation of California Horse Racing Board rule #1547 (Failure to Appear) is set aside.

The preceding ruling was issued after the stewards received notice from the Hollywood Park stewards that Bean brought in a paymaster's check in the amount of \$1,483.00 to resolve the wage issue with former groom **Warren Brown**.

11-05-08³ **First Race – KALAHARI**

#5 KALAHARI, trained by Steve Bulluck and ridden by Leslie Mawing, went wrong at the 3/8 and was eased and dismounted at the 5/16. Dr. Kerr stated the horse suffered an injury to the left front leg and was euthanized at the scene.

11-05-08⁴ **TRAINER OBJECTION – Third Race – NO CHANGE**

The stewards posted the inquiry sign at the request of **William E. Morey**, trainer of the place horse, #1 FRUITFULLY, ridden by Russell Baze. Morey lodged a claim of foul against the winner, #4 BE SO SPECIAL, with Alex Bisono in the saddle alleging interference in the stretch. After viewing the tapes the stewards dismissed the objection because BE SO SPECIAL did cross in front of FRUITFULLY but the former was well clear when doing so.

11-05-08⁵ **Eighth Race – BLACKTIE TONIGHT**

#6 BLACKTIE TONIGHT, trained by Genaro Vallejo and ridden by David Lopez, went wrong at the 1/2 suffering a disarticulated right fetlock. The horse was eased and dismounted without incident and euthanized on site.

11-05-08⁶ **ATTENDANCE & HANDLE**

GGF	1,547	\$	342,359.10
NCOT	2,115	\$	732,006.80
SCOT		\$	485,466.80
Out of State		\$	1,544,406.34
TOTAL	3,662	\$	3,104,239.04

Thursday

11-06-08¹ **EARLY DECLARATIONS – REFUNDS**

5th race: #1 BELLE OF THE BAY (Tr. Steve Miyadi) sick
Examining Veterinarian Diane Isbell REFUND: \$ 569.00

7th race: #5 GULP (Tr. Donald Jeffries) sick
Examining Veterinarian Diane Isbell REFUND: \$ 66.10

11-06-08² **DOUTRICH HEARING** (Case 08GG147)

The stewards conducted an informal hearing for Fresno Racing Secretary TOM DOUTRICH who was the subject of a complaint filed by California Horse Racing Board investigator Gabriel Palomar alleging irregularities at the draw at the Fresno Fair on October 8, 2008.

Doutrich acknowledged he redrew a race that had left the counter after he discovered a valid entry on his desk that had not been included in the original draw.

11-06-08³ **RULING NO. 25 – MOGER** (Refer 11-05-08¹)

Trainer **ED MOGER, JR.**, who started the horse PLANCANDU, first place finisher in the ninth race at the Alameda County Fair (Pleasanton) on July 6, 2008, is fined the sum of 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 Rule #1843 (a) & (d) (Medication, Drugs and Other Substances: Phenylbutazone – in excess of the permitted level – 5.45 ug/ml – second offense).

The above ruling was issued following yesterday's informal hearing. For a second offense within 365 days the above penalty was deemed appropriate.

11-06-08⁴ **WELL RUN**

The afternoon's eight race program was conducted without noteworthy incident.

11-06-08⁵ **ATTENDANCE & HANDLE**

GGF	1,561	\$ 378,955.30
NCOT	2,320	\$ 801,294.50
SCOT		\$ 474,926.10
Out of State		\$1,610,258.18
TOTAL	3,881	\$3,265,434.08

Friday

11-07-08¹ **EARLY DECLARATIONS – REFUNDS**

1 st race:	#6 IT'S A MAGIC LIFE	(Tr. Diane Garrison)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 442.00
6 th race:	#4 TASTE'S SIS	(Tr. Gary Mandella)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 686.10

11-07-08² **RULING NO. 26 – DOUTRICH** (Refer 11-06-08²)

Racing Secretary **TOM S. DOUTRICH** is fined the sum of five hundred dollars (\$500.00) pursuant to California Horse Racing Board Rule #1530 (Cases Not Covered by Rules and Regulations) for failure to follow proper procedures at the draw at Fresno County Fair on October 8, 2008.

The above ruling was issued after yesterday's informal hearing. Doutrich acknowledged he redrew a race after it left the counter without informing the stewards that a problem had arisen at the draw. Since Doutrich was fined \$300.00 at the Alameda County Fair in June for a similar breach of policy the above penalty was deemed appropriate.

11-07-08³ **QUIET AFTERNOON**

The eight race program was conducted without noteworthy incident.

GGF	2,048	\$	430,990.90
NCOT	2,460	\$	848,001.90
SCOT		\$	265,165.20
<u>Out of State</u>			<u>\$2,084,838.60</u>
TOTAL	4,508	\$	\$3,628,996.60

Saturday

11-08-08¹ **EARLY DECLARATIONS - REFUNDS**

1 st race:	#4 BOY HOWDY	(Tr. Greg James)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 328.00
2 nd race:	#6 PACE TO BURN	(Tr. Robert Bean)	injured
	Examining Veterinarian Diane Isbell		REFUND: \$ 340.70
4 th race:	#13 I CATHERINE	(Tr. Lisa Lewis)	also eligible
	Stewards		REFUND: \$1,206.00

11-08-08² **LATE DECLARATIONS – Fourth Race – REFUNDS**

#12 DENAES A CAT, trained by Dennis Ward, was scratched on advice from Dr. Kerr who reported the filly became fractious in the paddock and injured her shoulder. On Vet's list. The refund amounted to \$1,527.72.

#11 MY BUDDY HOLLY, trained by William Anton, was scratched on the recommendation of Dr. Kerr after she reported the filly flipped and fell during the loading process. On Vet's List. The refund totaled \$18,187.56.

11-08-08³ **STEWARDS' INQUIRY – Accident – Fifth Race – DISQUALIFICATION**

The stewards posted the inquiry sign to determine the cause of an accident in which #5 SKIMMY, ridden by Adan Landeros, clipped heels and stumbled, causing Landeros to lose his balance and fall. After a thorough review the stewards disqualified #8 STACCATO, ridden by Pablo Flores, from eleventh and declared him unplaced. Tapes showed that Flores angled his mount to the inside as the field approached the main turf course from the infield chute. STACCATO was not clear of SKIMMY when the horse crossed over and caused SKIMMY to clip heels and unseat Landeros.

11-08-08⁴ **OBJECTION – Sixth Race – NO CHANGE**

The stewards posted the objection sign at the request of Steve Sherman, trainer of the place horse, #8 STORMY SURGE, ridden by Leslie Mawing. Sherman alleged interference in the stretch by the winner, #7 KALOOKAN BOSS, ridden by Saul Arias. After a thorough review the stewards disallowed the claim of foul. Tapes showed that STORMY SURGE stepped in near the 1/16 and initiated the contact between the two horses.

11-08-08⁵ **STEWARDS INQUIRY – ACCIDENT – Seventh Race – NO CHANGE**

The stewards posted the inquiry sign to determine the cause of an accident inside the 1/16 which saw two horses fall and unseat the jockeys.

Tapes of the race showed that #3 MISS POPPY, ridden by Alex Bisono, went wrong near the 1/16 and fell, throwing Bisono. #5 LADY BREW (Matthew Werner-Hagerty) racing in

the rear was unable to avoid the downed horse and both horse and rider fell.

MISS POPPY was euthanized at the scene after suffering a catastrophic injury to the right front fetlock. LADY BREW lay prone on the track for a considerable period of time but finally regained her feet and left the track on a lead.

Jockey Werner-Hagerty escaped injury and was cleared to ride his remaining mounts. Bisono complained of rib pain and may have bruised his kidney. He was taken to the hospital for further evaluation.

11-08-08⁶ **SIBER SALLY – Vanned Off – Seventh Race**

#12 SIBER SALLY, trained by Duane Offield went wrong at the ½ and was pulled up and dismounted without incident. Dr. Kerr stated the filly had stifle or hip problems. On Vet's List.

11-08-08⁷ **LATE SCRATCH – Ninth Race – REFUND**

#4 MOSCOW WINTER, trained by Dan Morgan, was scratched on the recommendation of Dr. Kerr, as the field approached the starting gate, after she diagnosed the horse as lame in the right front. On Vet's List. The refund amounted to \$22,697.60.

11-08-08⁸ **ATTENDANCE & HANDLE**

GGF	2,231	\$ 572,765.70
NCOT	3,563	\$1,202,280.40
SCOT		\$ 843,222.40
Out of State		\$2,505,369.58
TOTAL	5,794	\$5,123,638.08

Sunday

11-09-08¹ **EARLY DECLARATIONS – REFUNDS**

4 th race:	#7 PORT OF ENTRY	(Tr. Lloyd Mason)	injured
	Examining Veterinarian Diane Isbell		REFUND: \$ 641.40
7 th race:	#1 LORD DUTRA	(Tr. Selwyn LaGrone)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 53.40

11-09-08² **CAL – BRED REPORT**

For the five day race week no race written exclusively for horses bred in California received sufficient entries and all such races were called off.

11-09-08³ **FILM REVIEW – RULING NO. 27**

Apprentice Jockey **PABLO S. FLORES**, who rode **STACCATO** in the fifth race at Golden Gate Fields on November 8, 2008, is suspended ten (10) racing days (November 16, 19, 20, 21, 22, 23, 26, 27, 28 and 29, 2008) for crossing over without sufficient clearance near the sixteenth pole and causing interference resulting in the disqualification of his mount from eleventh to unplaced;

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 Pablo appeared and reviewed the tapes of yesterday's fifth race in which his mount was disqualified and unplaced for causing a rival to clip heels. Pablo acknowledged he was not clear when he folded in coming on to the main turf course. Flores' recent riding history and the nature of yesterday's incident contributed to the length of the penalty imposed above.

11-09-08⁴ **RULING NO. 28 – MIYADI**

Trainer **STEVE MIYADI**, who started the horse **STAR'S PROMISE**, first place finisher in the fifth race at the San Joaquin County Fair (Stockton) on September 3, 2008, is fined the sum of two thousand dollars (\$2,000.00) 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 – 5.59 ug/ml – second offense).

The above ruling was issued after Miyadi contacted the stewards by phone and waived his right to a formal hearing. The stewards considered Miyadi's record of compliance with medication regulations when determining the amount of penalty.

11-09-08⁵ **LATE SCRATCH – Second Race – REFUND**

#6 ANGEL'S REWARD, trained by Phil Oviedo, was scratched on the advice of Dr. Kerr who reported the filly flipped in the saddling paddock. On Vet's List. The refund amounted to \$ 2,055.90.

11-09-08⁶ **LATE SCRATCH – Third Race – REFUND**

#7 MADISON'S LADY, trained by Monte Gomes, was scratched on the recommendation of Dr. Kerr who diagnosed the mare as off in the left hind during the pre-race warm up. On Vet's List. The refund totaled \$7,771.56

11-09-08⁷ **ATTENDANCE & HANDLE**

GGF	3,280	\$ 607,158.70
NCOT	3,125	\$1,090,406.60
SCOT		\$ 820,165.60
<u>Out of State</u>		<u>\$1,755,965.82</u>
TOTAL	6,405	\$4,273,696.72

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
6-Nov	5	1	BELLE OF THE BAY	Miyadi	sick	Isbell	\$569.00
	7	5	GULP	Jeffries	sick	Isbell	\$66.10
7-Nov	1	6	IT'S A MAGIC LIFE	Garrison	sick	Isbell	\$442.00
	6	4	TASTE'S SIS	Mandella	sick	Isbell	\$686.10
8-Nov	1	4	BOY HOWDY	James	sick	Isbell	\$328.00
	2	6	PACE TO BURN	Bean	injured	Isbell	\$340.70
	4	11	MY BUDDY HOLLY	Anton	injured at gate	Kerr	\$18,187.56
		12	DENAES A CAT	Ward	injured/paddock	Kerr	\$1,527.72
	9	4	MOSCOW WINTER	Morgan	lame	Kerr	\$22,697.60
9-Nov	2	6	ANGEL'S REWARD	Oviedo	flipped/paddock	Kerr	\$2,055.90
	3	7	MADISON'S LADY	Gomes	lame	Kerr	\$7,771.56
	4	7	PORT OF ENTRY	Mason	sick	Isbell	\$641.40
	7	1	LORD DUTRA	LaGrone	sick	Isbell	\$53.40

VETERINARY REPORT**Euthanized / Died**

- 11-05-08 Kalahari (Tr. Steve Bullock) left front fractured sasamoid – Tapeta, racing
- 11-05-08 Blacktie Tonight (tr. Genaro Vallejo) left front disarticulation of the fetlock & fractured sesamoids – Tapeta, racing
- 11-06-08 Lady's First Comic (Tr. Larry Martinez) pleural pneumonitis
- 11-08-08 Miss Poppy (Tr. Greg James) right front disarticulated fetlock – Tapeta, racing
- 11-08-08 Siber Sally (Tr. Duane Offield) possible pelvic fracture – Tapeta, racing
- 11-09-08 Emerald Bay (Tr. Bill Morey, Jr.) fractured left shoulder – Pleasanton, training

Veterinarian's List

There were fourteen (14) horses placed on the vet's list:

- Sick: 5
- Injured: 6
- Unsound: 2
- Medication: 1

There were seventeen (17) horses removed from the vet's list:

- Sick: 11
- Injured: 2
- Unsound: 3
- Medication: 1

Shockwave Therapy: There were two shockwave therapy treatments reported.

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	146	\$	44,728.70
Bakersfield	418	\$	118,616.50
Eureka	73	\$	69,711.10
Fresno	366	\$	132,355.50
Fresno Club One	112	\$	55,918.50
Monterey	348	\$	194,169.60
Pleasanton	1869	\$	620,342.90
Sacramento	1356	\$	449,479.30
San Jose	1616	\$	545,841.20
San Mateo	3688	\$	1,389,510.60
Santa Rosa	893	\$	240,748.30
Stockton	1043	\$	347,989.90
Tulare	233	\$	52,734.90
Turlock	574	\$	158,092.50
Vallejo	848	\$	253,750.70
So. California		\$	2,888,946.10
Out of State		\$	9,500,838.86

	5-Nov	6-Nov	7-Nov	8-Nov	9-Nov	Week	Meet
ACCIDENTS	0	0	0	2	0	2	7
CAL-BRED RACES	0	0	0	0	0	0	1
CLAIMS	0	1	2	0	0	3	56
DISQUALIFICATIONS	0	0	0	1	0	1	2
INQUIRIES/OBJECTIONS	1	0	0	3	0	4	18
REFUNDS	0	2	2	6	4	14	128
RULINGS	1	1	1	0	2	5	28

Respectfully submitted,

John B. Herbuveaux, Steward

Darrel McHargue, Steward

Dennis Nevin, Steward

JBH/BOS: kjk