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CALIFORNIA HORSE RACING BOARD**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 Bon Smith, Assistant Executive Director

Report for the period Wednesday, December 3, 2008 through Sunday, December 7, 2008.

Wednesday12-03-08¹ **CAL-BRED REPORT**

Purse \$9,700. For Cal-bred three year olds, claiming price \$5,000 at six furlongs. The race was called off with four entries.

12-03-08² **RULING NO. 44 – COHEN** (Refer 11-15-08⁴)

Owner **MORRY S. COHEN** is hereby suspended for violation of California Horse Racing Board rule #1876 (Financial Responsibility) pending satisfaction of a court ordered judgment to San Francisco Equine, Inc. in the amount of \$33,543.12.

During the term of suspension, all licenses and license privileges of MORRY S. COHEN 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 preceding ruling was issued after this Board was notified by Dr. Kim Kuhlman that Mr. Cohen had failed to abide by the decision reached following a hearing held on November 15, 2008 to address the matter.

12-03-08³ **DECLARATION – REFUND**

5th race: #8 SOTTOVOCE (Tr. Genaro Vallejo) sick
Examining Veterinarian Diane Isbell REFUND: \$ 134.40

12-03-08⁴ **RACING PROGRAM**

The racing program progressed smoothly without noteworthy incident.

12-03-08⁵ **ATTENDANCE & HANDLE**

GGF	1,165	\$ 344,962.70
NCOT	2,231	\$ 703,853.40
SCOT		\$ 496,610.60
Out of State		\$1,731,060.18
TOTAL	3,396	\$3,276,486.88

Thursday12-04-08¹ **CAL-BRED REPORT**

Purse \$9,700. For Cal-bred fillies three years old, claiming price \$5,000 at six furlongs. The race was called off with five entries.

12-04-08² **DECLARATIONS – REFUNDS**

7th race: #1 SPECIAL THERAPY (Tr. Steve Sherman) sick
Examining Veterinarian Diane Isbell REFUND: \$ 356.00

8th race: #6 MISTY MIDNIGHT (Tr. John Martin) sick
Examining Veterinarian Diane Isbell REFUND: \$ 84.00

12-04-08³ **JOHN F. MARTIN HEARING**

An informal hearing was held today to address California Horse Racing Board complaint 08GG150 filed against trainer John F. Martin for a medication violation of a phenylbutazone overage of 6.28 ng/ml on OMI'S BACK, first place finisher in the fifth race at the Fresno County Fair, which exceeds the regulatory of 5.0 ng/ml. Mr. Martin waived his right to a transcribed formal hearing. Mr. Martin stated he administers phenylbutazone paste in his barn and surmises that this is a horse that does not metabolize bute as rapidly as most horses. Decision to follow.

12-04-08⁴ **JOCKEY OBJECTION – Seventh Race – NO CHANGE**

Following the running of the seventh race jockey Barrington Harvey, rider of #2 ONE ROYAL STAR (last place) lodged a claim of foul against the winner, #4 NINA'S BENCHMARK (Jockey William Antongeorgi, III) for alleged interference near the ½ mile pole. After talking to the riders involved and reviewing the tapes of the race, the order of finish as posted was made official.

The tapes show both horses racing in a tight formation down the back stretch as the rider on #2 checks momentarily as #4 crowds him along the rail.

In the stewards' unanimous opinion, the incident was insufficient to have affected the placing therefore, no alterations in placing was made.

12-04-08⁵ **ATTENDANCE & HANDLE**

GGF	1,163	\$	332,953.20
NCOT	2,365	\$	799,201.10
SCOT		\$	446,723.70
Out of State		\$	1,408,460.74
TOTAL	3,528	\$	2,987,338.74

Friday12-05-08¹ **CAL-BRED REPORT**

Purse \$17,000. For Cal-bred maidens, two years old, claiming price \$32,000 at one mile. The race was called off with four entries.

12-05-08² **RULING NO. 45 – MARTIN**

Trainer JOHN F. MARTIN, who started the horse OMI'S BACK, first place finisher in the fifth race at the Big Fresno Fair (Fresno) on October 9, 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 – 6.28 ug/ml – second offense).

The above ruling was issued after the stewards reviewed the evidence and the medication penalty guidelines. This was Mr. Martin's second medication violation within the last 365 days.

12-05-08³ **RULING NO. 46 – ANTONGEORGI**

Jockey **WILLIAM ANTONGEORGI, III**, who rode NINA'S BENCHMARK in the seventh race at Golden Gate Fields on Thursday, December 4, 2008, is suspended five (5) racing days (December 12, 13, 14, 17 and 18, 2008) for altering course without sufficient clearance and causing interference; 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 preceding ruling was after Mr. Antongeorgi met with the stewards and reviewed his actions in yesterday's seventh race. The tapes clearly show Mr. Antongeorgi, III, cross the line while racing outside a rival and crowded that rival to the point the rider had to check (see reference 12-04-08⁴). Mr. Antongeorgi, III, was of the opinion he did not alter his course or cross over into the path of the inside horse. Obviously, the stewards disagreed.

12-05-08⁴ **DECLARATIONS – REFUNDS**

6 th race:	#3 SPOILS OF EXCESS	(Tr. William Spawr)	lame
	Track Veterinarian Heather Kerr		REFUND: \$27,381.04
7 th race:	#7 COMCORD	(Tr. Gloria Haley)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 111.00

12-05-08⁵ **INQUIRY – Fifth Race – NO CHANGE**

Following the running of the fifth race the inquiry sign was posted for review of the start involving #5 HEADED FOR HOME, ridden by jockey Roberto Gonzalez.

After reviewing the various recorded angles the race was declared official. The tapes show #5 charged the gate and reared up just prior to the start which caused it to start well behind the field. The tapes also show that #5 caused its own problems as the starting gate performed properly therefore, #5 was declared a starter.

12-05-08⁶ **ATTENDANCE & HANDLE**

GGF	1,214	\$ 356,135.20
NCOT	2,215	\$ 742,828.50
SCOT		\$ 451,868.40
Out of State		\$1,660,376.10
TOTAL	3,429	\$3,211,208.30

Saturday12-06-08¹ **CAL-BRED REPORT**

The eighth race on today's racing program, the PACIFIC HEIGHTS STAKE, was restricted to Cal-bred fillies and mares, three years old and upward, at one mile and one sixteenth.

12-06-08² **DECLARATIONS – REFUNDS**

3 rd race:	#4 NSYNC LYNX	(Tr. Jerry Hollendorfer)	sick
	Examining Veterinarian	Jessica Christiansen	REFUND: \$ 360.00
5 th race:	#1a NO NIBBLING	(Tr. Tim Bellasis)	also eligible
	Stewards		NO REFUND – Part of Entry
8 th race:	#1 BARTOK'S BLING	(Tr. William Morey)	Stake
	Stewards		REFUND: \$ 593.00
9 th race:	#1 MOSCOW WINTER	(Tr. Dan Morgan)	sick
	Examining Veterinarian	Jessica Christiansen	REFUND: \$ 153.00

12-06-08³ **ATTENDANCE & HANDLE**

GGF	3,808	\$ 615,458.80
NCOT	3,487	\$1,257,462.80
SCOT		\$ 821,077.60
Out of State		\$1,963,183.31
TOTAL	7,295	\$4,657,182.51

Sunday12-07-08¹ **CAL-BRED REPORT**

Purse \$9,700. For Cal-bred three year olds and upward, claiming price \$5,000 at one mile, failed to fill with only five entries, was opened and used with seven.

12-07-08² **DECLARATIONS – REFUNDS**

7th race: #8 SHE'S SOME WAGON (Tr. Mark Ingebritson) sick
Examining Veterinarian Jessica Christiansen REFUND: \$ 36.20

9th race: #7 COLERYAN (Tr. Steven Specht) sick
Examining Veterinarian Jessica Christiansen REFUND: \$ 617.70

12-07-08³ **MARTINEZ CAUTIONED**

Jockey Catalino Martinez, who rode #5 SOUND 'O GLORY in yesterday's sixth race, reviewed the stretch run with the stewards. After a thorough review Mr. Martinez was cautioned to make sure he has a clear opening to go through prior to getting his horse running. The tapes show he points for and urges his mount toward an opening that was marginal at best, and in the process of closing, which necessitated an evasive move on his part by the time he arrived at the opening.

12-07-08⁴ **ATTENDANCE & HANDLE**

GGF	3,877	\$ 620,761.20
NCOT	2,914	\$ 998,340.20
SCOT		\$ 943,413.00
Out of State		\$2,189,809.84
TOTAL	6,791	\$4,752,324.24

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

<u>Date</u>	<u>Race</u>	<u>No.</u>	<u>Horse</u>	<u>Trainer</u>	<u>Reason</u>	<u>Vet</u>	<u>Refund</u>
3-Dec	5	8	SOTTOVOCE	Vallejo	sick	Isbell	\$134.40
4-Dec	7	1	SPECIAL THERAPY	Sherman	sick	Isbell	\$356.00
	8	6	MISTY MIDNIGHT	Martin	sick	Isbell	\$84.00
5-Dec	6	3	SPOILS OF EXCESS	Spawr	lame	Kerr	\$27,381.04
	7	7	COMCORD	Haley	sick	Isbell	\$111.00
6-Dec	3	4	NSYNC LYNX	Hollendorfer	sick	Christiansen	\$360.00
	9	1	MOSCOW WINTER	Morgan	sick	Christiansen	\$153.00
7-Dec	7	8	SHE'S SOME WAGON	Ingebritson	sick	Christiansen	\$36.70
	9	7	COLERYAN	Specht	sick	Christiansen	\$617.70

VETERINARY REPORT**Euthanized / Died**

- 12-01-08 Restless Feet (Tr. Dan Morgan) stumbled & died – dirt, training (Pleasanton)
 12-01-08 Candlelit Kiss (Tr. J. Hollendorfer) fractured left fore humerus – dirt, training – (Pleasanton)
 12-02-08 Estrella Famoso (Tr. Manuel Calvario) fractured left front humerus – dirt, training (Pleasanton)
 12-05-08 Shoot the Chute (Tr. Steve Miyadi) disarticulated right hind ankle /Tapeta, racing

Veterinarian's List

There were fifteen (15) horses placed on the vet's list:

Sick: 8
 Injured: 0
 Unsound: 6
 Bled: 1

There were thirteen (13) horses removed from the vet's list:

Sick: 7
 Injured: 3
 Unsound: 2
 Bled: 1

Shockwave Therapy: There weren't any shockwave therapy treatments reported.

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	142	\$	33,176.20
Bakersfield	373	\$	135,093.90
Eureka	65	\$	49,290.10
Fresno	379	\$	148,403.10
Fresno Club One	121	\$	58,872.70
Monterey	281	\$	155,658.60
Pleasanton	1731	\$	577,811.20
Sacramento	1464	\$	401,217.40
San Jose	1613	\$	583,724.00
San Mateo	3447	\$	1,296,681.40
Santa Rosa	903	\$	240,477.00
Stockton	1109	\$	341,034.80
Tulare	253	\$	62,659.10
Turlock	496	\$	154,404.60
Vallejo	835	\$	263,181.90
So. California		\$	3,159,693.30
Out of State		\$	8,952,380.57

	3-Dec	4-Dec	5-Dec	6-Dec	7-Dec	WEEK	Meet
ACCIDENTS	0	0	0	0	0	0	10
CAL-BRED RACES	0	0	0	1	0	1	2
CLAIMS	3	0	3	0	3	9	92
DISQUALIFICATIONS	0	0	0	0	0	0	3
INQUIRIES/OBJECTIONS	0	1	1	0	0	2	26
REFUNDS	1	2	2	3	2	10	188
RULINGS	1	0	2	0	0	3	46

Respectfully submitted,

Darrel McHargue, Steward

Dennis Nevin, Steward

John B. Herbuveaux, Steward

DM/BOS:kjk