

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 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, January 14, 2009 through Monday, January 19, 2009.

Wednesday

01-14-09¹ **JOHN F. MARTIN, IV and ALEX PASZKEICZ FORMAL HEARINGS**

A formal hearing was held today to address California Horse Racing Board complaint 08GG169, filed against trainer **JOHN F. MARTIN, IV**, for alleged violation of rules 1843.2, 1843.3, 1844(c), 1887(a) and 1530.

Mr. Martin was cited after his horse **OMI'S BACK** post race test following the fifth race at Golden Gate Fields tested at a level of 24.3 ug/ml for Phenylbutazone.

Present for the hearing in addition to stewards Dennis Nevin, John Herbuveaux and Darrel McHargue, were Mr. Martin, senior investigator Gabriel Palomar and supervising investigator Anne Glasscock. After taking sworn testimony and admitting the supporting documentation into the record, the matter was submitted for decision.

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An informal hearing was held to address CHRB complaint 08GG226, filed against trainer **ALEX PASZKEICZ** for alleged violation of CHRB rules 1482 and 1895. Mr. Paszkeicz was cited for employing an unlicensed person.

After hearing the details of the case and Mr. Paszkeicz's explanation the matter was submitted for decision.

Thursday01-15-09¹ **CAL-BRED REPORT**

Purse \$10,500. For Cal-Bred fillies and mares, four years old and upward, claiming price \$6,250 at one mile. The race was called off with three entries.

01-15-09² **DECLARATIONS – REFUNDS**

1 st race:	#3 SITTYTWOFFITTY	(Tr. Efrain Miranda)	sick
	Examining Veterinarian	Diane Isbell	REFUND: \$ 293.00
	#5 COMMENDABLE QUEEN	(Tr. Nick Sloan)	sick
	Examining Veterinarian	Diane Isbell	REFUND: \$ 476.00

With the above declarations from the first race the field was reduced to four wagering interests and in compliance with CHRB rule 1954 (Pari-mutuel Pools) no show wagering was offered.

2 nd race:	#1 CAPED FOR FLIGHT	(Tr. Greg Gilchrist)	unsound
	Examining Veterinarian	Diane Isbell	REFUND: \$ 549.00

3 rd race	#1 INDIAN PRIDE	(Tr. Adam Kitchingman)	sick
	Examining Veterinarian	Diane Isbell	REFUND: \$ 371.00

5 th race:	#4 TENSE VOYAGE	(Tr. Duane Offield)	sick
	Examining Veterinarian	Diane Isbell	REFUND: \$ 541.80

7 th race:	#5 ULTIMATE ONE	(Tr. William E. Morey)	injured
	Examining Veterinarian	Diane Isbell	REFUND: \$ 117.00
	#13 UINTAH	(Tr. Steve Miyadi)	also eligible
	Stewards		REFUND: \$ 821.30

01-15-09³ **RULING NO. 12 – PASZKEICZ**

Trainer **ALEX PASZKEICZ** is fined the sum of one hundred dollars (\$100.00) for employing an unlicensed person on December 20, 2008; a violation of California Horse Racing Board rules #1482 (Employment of Unlicensed Person) and #1895 (Trainer to Insure Licensed Participation).

The ruling listed above was issued after Mr. Paszkeicz acknowledged he employed an unlicensed individual.

01-15-09⁴ **HOLLENDORFER HEARING POSTPONED**

California Horse Racing Board complaint 08GG214 filed against trainer GERALD HOLLENDORFER for failing to report the gelding of ROYAL ROYCE prior to racing the horse on December 14, 2008 was postponed pending further investigation.

01-15-09⁵ **ATTENDANCE & HANDLE**

GGF	1,277	\$ 338,863.20
NCOT	2,263	\$ 682,327.60
SCOT		\$ 452,157.20
Out of State		\$1,372,457.68
TOTAL	3,540	\$2,845,805.68

Friday01-16-09¹ **CAL-BRED REPORT**

Purse \$11,500. For Cal-Bred fillies and mares, four years old and upward, claiming price \$8,000 at six furlongs. Only three horses were entered in the race and the race was called off.

01-16-09² **DECLARATIONS – REFUNDS**

2 nd race:	#2 GREYLING EAGLE (Tr. Steven Specht)	sick
	Examining Veterinarian Diane Isbell	REFUND: \$ 458.00
4 th race:	#1 TUCKER'S TUNE (Tr. Bob Grudziewski)	unsound
	Track Veterinarian Heather Kerr	REFUND: \$8,549.65
6 th race:	#2 QUINALT (Tr. Eric S. Jensen)	sick
	Examining Veterinarian Diane Isbell	REFUND: \$ 345.00

01-16-09³ **RULING NO. 13 – MARTIN** (Refer 01-14-09¹)

Trainer **JOHN F. MARTIN**, who started the horse **OMI'S BACK**, first place finisher in the fifth race at Golden Gate Fields on November 6, 2008, is fined the sum of four thousand dollars (\$4,000.00) 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 – 24.3 ug/ml – Class IV – second offense in excess of 10 ug/ml).

The preceding ruling was issued after this Board reviewed the evidence submitted at the hearing which included Mr. Martin's license history. The penalty imposed conforms with CHRB rule 1843.3 (Penalties for Medication Violations) for an individual who has two authorized medication violations for Phenylbutazone in excess of 10.0 ug/ml.

01-16-09⁴ **CATALINA PEREZ HEARING**

A formal hearing was held for groom **CATALINA PEREZ** which addressed allegations of violating California Horse Racing Board rules 1530, 1843(c), and 1874(4). Ms. Perez was cited after an unlabeled medication bottle containing the drug Carisoprodol belonging to Ms. Perez was found during a search of the trainer's tack room and a subsequent urine test tested positive for Amphetamine and Methamphetamine.

Present today were stewards Darrel McHargue, John Herbuveaux and Dennis Nevin; Ms. Perez, Winners Foundation representative Armando Calero, and CHRB investigators Barbara A. Chimero and Gabriel Palomar. The hearing was recorded by Christine Niccoli.

After hearing the facts of the case, which contained an acknowledgement of smoking the drugs from a glass pipe and how she obtained the Carisoprodol, the case was submitted for decision.

Also an important fact concerning the test sample was brought out in the hearing. It was reported the test sample tested negative when the sample was tested with the Roche field test and subsequent test performed by Quest Diagnostics reported an Amphetamine level of 6043 ng/ml and methamphetamine at a level greater than 20,000 ng/ml.

01-16-09⁵ **ATTENDANCE & HANDLE**

GGF	1,204	\$ 388,845.60
NCOT	2,435	\$ 821,970.30
SCOT		\$ 448,237.00
<u>Out of State</u>		<u>\$1,448,350.21</u>
TOTAL	3,639	\$3,107,403.11

Saturday01-17-09¹ **CAL-BRED REPORT**

The fifth race on today's race card is restricted for Cal-Bred maidens, three years old, claiming price \$8,000 at six furlongs. Eleven horses are scheduled to start.

01-17-09² **DECLARATION – REFUND**

4th race: #7 MAGIC POTION (Tr. Cliff Delima) sick
Examining Veterinarian Diane Isbell REFUND: \$ 344.20

01-17-09³ **ALBERTO ARREOLA HEARING**

A hearing was held to address California Horse Racing Board complaint 08SW0094 filed against trainer/owner **ALBERTO ARREOLA** for alleged violation of CHRB rules 1843 (a) & (d), 1887 (a), 1859.5 and 1894. The complaint was generated after the horse **LA GACELA**, which ran third in the eighth race at Cal-Expo Fair, post race tested positive for Hydromorphone, a Class 1 drug substance.

Present at the hearing, in addition to stewards Dennis Nevin, Darrel McHargue and John Herbuveaux, were Mr. Arreola, Charles Dougherty – California Thoroughbred Trainers representative, interpreter Pedro Muniz, State Veterinarian Joan Hurley, associate steward Paul Nicolo, CHRB investigators, Anne Glasscock and Gabriel Palomar.

After hearing sworn testimony and supporting documents entered in the record, the case was submitted for decision.

01-17-09⁴ **RACING PROGRAM**

The nine races progressed smoothly without noteworthy incident.

01-17-09⁵ **ATTENDANCE & HANDLE**

GGF	5,007	\$ 780,075.90
NCOT	3,708	\$1,314,482.20
SCOT		\$1,024,677.60
<u>Out of State</u>		<u>\$2,432,395.70</u>
TOTAL	8,715	\$5,551,631.40

Sunday01-18-09¹ **CAL-BRED REPORT**

There were no races offered strictly for Cal-Bred for today's racing program.

01-18-09² **PABLO FLORES TESTED**

Jockey **PABLO FLORES**, who disappeared after signing in for the day in the jockey's quarters and missed his riding obligations yesterday, met with the stewards to explain his disappearance. After hearing his explanation, he was asked to submit a urine sample for testing. Results of the test were positive for Methamphetamine using the new field test called "Instant View" and the sample was sent to Quest Diagnostics for further testing. Mr. Flores was taken off his mount today and instructed to meet with the stewards on Thursday.

01-18-09³ **RULING NO. 14 – PEREZ**

Groom **CATALINA PEREZ** is suspend thirty (30) days, January 21, 2009 through February 19, 2009, and placed on probation for the term of her license (09-30-09) for violation of California Horse Racing Board rule #1874 (Disorderly Conduct) on December 20, 2008.

As a condition of probation, Ms. Perez must submit to an evaluation by the Winners Foundation and agree to abide by any recommendations from that organization which are acceptable to the Board of Stewards. Further, Ms. Perez must comply with the terms of a testing agreement with the California Horse Racing Board.

During the term of suspension, all licenses and license privileges of CATALINA PEREZ 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 ruling listed above was issued after review of the testimony and evidence presented at the formal hearing on Friday (refer 01-16-09⁴).

01-18-09⁴ **DECLARATIONS – REFUNDS**

3 rd race:	#2 CHLOE'S FRIEND	(Tr. Adam Kitchingman)	lame
	Track Veterinarian Heather Kerr		REFUND: \$44,683.61
5 th race:	#3 KETALFORED	(Tr. Steve Miyadi)	injured/flipped on track
	Track Veterinarian Heather Kerr		REFUND: \$ 4,077.82
	#14 LOTTA MIST	(Tr. William Morey)	also eligible
	Stewards		REFUND: \$ 527.58

01-18-09⁵ **POST PARADE ACCIDENT – DECLARATION**

Soon after leaving the saddling paddock for the fifth race, #3 KETALFORED, ridden by jockey Francisco Duran, became fractious, reared up and fell backward onto jockey Duran who was unable to get clear of the falling horse. The horse was declared on the advice of track veterinarian Heather Kerr.

Mr. Duran was examined by track physician David Seftel, M.D., and then transported to Alta Bates for precautionary x-rays. It was reported later in the day that he suffered a contusion to the upper left thigh and was otherwise uninjured.

GGF	5,574	\$ 643,729.90
NCOT	2,735	\$ 846,650.60
SCOT		\$ 820,009.20
<u>Out of State</u>		<u>\$1,817,408.11</u>
TOTAL	8,309	\$4,127,797.81

Monday

01-19-09¹ **CAL-BRED REPORT**

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

01-19-09² **DECLARATIONS – REFUNDS**

7 th race:	#1 EL SENOR HALO	(Tr. Jesus Nunez)	insufficient works
	Stewards		REFUND: \$ 125.00
	#2 RANDY MONARCH	(Tr. Ronald D. Jackson)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 436.20

01-19-09³ **RACING PROGRAM**

All eight races on today's racing program progressed smoothly without noteworthy incident.

01-19-09⁴ **ATTENDANCE & HANDLE**

GGF	1,707	\$ 503,025.50
NCOT	2,913	\$ 931,155.10
SCOT		\$ 592,981.90
<u>Out of State</u>		<u>\$1,155,297.52</u>
TOTAL	4,620	\$3,182,460.02

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
15-Jan	1	3	SITTYTWOFFITTY	Miranda	sick	Isbell	\$293.00
		5	COMMENDABLE QUEEN	Sloan	sick	Isbell	\$476.00
	2	1	CAPED FOR FLIGHT	Gilchrist	unsound	Isbell	\$549.00
		1	INDIAN PRIDE	Kitchingman	sick	Isbell	\$371.00
		4	TENSE VOYAGE	Offield	sick	Isbell	\$541.80
16-Jan	2	5	ULTIMATE ONE	Morey	injured	Isbell	\$117.00
		2	GREYLING EAGLE	Specht	sick	Isbell	\$458.00
	4	1	TUCKER'S TUNE	Grudziewski	unsound	Kerr	\$8,549.65
		2	QUINALT	Jensen	sick	Isbell	\$345.00
		7	MAGIC POTION	Delima	sick	Isbell	\$344.20
18-Jan	3	2	CHLOE'S FRIEND	Kitchingman	unsound	Kerr	\$44,683.61
19-Jan	7	3	KETALFORED	Miyadi	injured	Kerr	\$4,077.82
		2	RANDY MONARCH	Jackson	sick	Isbell	\$436.20

VETERINARY REPORT**Euthanized / Died**

01-19-09 Seattleleedo (Tr. Jerry Weaver) right front ankle-condylar and/or fractured sesamoids – Tapeta, training

Veterinarian's List

There were nineteen (19) horses placed on the Vet's List:

Sick: 8
Injured: 3
Unsound: 7
Bled: 1

There were fourteen (14) horses removed from the Vet's List:

Sick: 9
Injured: 3
Unsound: 0
Bled: 2

Shockwave Therapy: There were two (2) shockwave therapy treatments reported.

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	157	\$	51,605.50
Bakersfield	490	\$	173,082.70
Eureka	83	\$	33,364.40
Fresno	425	\$	171,854.70
Fresno Club One	112	\$	48,123.80
Monterey	422	\$	153,084.10
Pleasanton	2141	\$	744,390.70
Sacramento	1689	\$	531,638.40
San Jose	2292	\$	583,483.20
San Mateo	4112	\$	1,581,491.80
Santa Rosa	1014	\$	231,825.10
Stockton	1208	\$	349,897.80
Tulare	273	\$	56,605.00
Turlock	600	\$	187,435.70
Vallejo	913	\$	278,228.80
So. California		\$	3,338,062.90
Out of State		\$	8,225,909.22

	15-Jan	16-Jan	17-Jan	18-Jan	19-Jan	WEEK	Meet
ACCIDENTS	0	0	0	1	0	1	1
CAL-BRED RACES	0	0	1	0	0	1	2
CLAIMS	1	0	3	2	3	9	35
DISQUALIFICATIONS	0	0	0	0	0	0	1
INQUIRIES/OBJECTIONS	0	0	0	0	0	0	4
REFUNDS	7	3	1	3	2	16	70
RULINGS	1	1	0	1	0	3	14

Respectfully submitted,

Darrel McHargue, Steward

Dennis Nevin, Steward

John B. Herbuveaux, Steward

DM/BOS:kjk