

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 Thursday, February 19, 2009 through Sunday, February 22, 2009.

Thursday02-19-09¹**EARLY DECLARATIONS – REFUNDS**

3 rd race:	#6 CRAZY THINKING	(Tr. Aggie Ordonez)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$1,213.00
6 th race:	#2 ILLUSIVE	(Tr. Jeff Bonde)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 153.00
	#5 INFERNAL	(Tr. Craig Dollase)	injured
	Examining Veterinarian Diane Isbell		REFUND: \$ 992.00

02-19-09²**FILM REVIEW**

Jockey Roberto Gonzalez came in to view the tapes of yesterday's ninth race in which his mount was disqualified from first to third for interference in the stretch.

Gonzalez admitted he erred in letting his mount drift out too far and accepted the penalty imposed below:

RULING NO. 37

Jockey **ROBERTO GONZALEZ**, who rode **SOUND 'O GLORY** in the ninth race at Golden Gate Fields on Monday, February 16, 2009, is suspended three (3) racing days (February 26, 27 and 28, 2009)

for altering course without sufficient clearance in the stretch and causing interference resulting in the disqualification of his mount from first to third; 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.

02-19-09³ **RULING NO. 38 – MARTINEZ**

Apprentice Jockey **MICHAEL MARTINEZ**, who rode in the third race at Golden Gate Fields on Monday, February 16, 2009, is suspended three (3) racing days (February 26, 27, and 28, 2009) for failure to make a proper effort to maintain a straight course leaving the starting gate 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 above ruling was issued after Michael reviewed the tapes of the race with the stewards and acknowledged he failed to react quickly enough after his mount broke out leaving the gate.

02-19-09⁴ **PROBLEM FREE**

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

02-19-09⁵ **ATTENDANCE & HANDLE**

GGF	1,199	\$ 346,329.80
NCOT	2,522	\$ 822,868.60
SCOT		\$ 457,240.90
Out of State		\$1,301,009.80
TOTAL	3,721	\$2,927,449.19

Friday02-20-09¹ **RULING NO. 39 – FORD** (Case #08GG202; 09GG049; 09FF059)

Exercise Rider **BEVERLY FORD**, having failed to respond to written notice to appear before the Board of Stewards at Golden Gate Fields on or before February 19, 2009, to answer charges of alleged violation of California Horse Racing Board rules #1485 (a) & (d) (License Subject to Conditions and Agreements), #1489 (h) (Grounds for Denial or Refusal of License), #1530 (Cases Not Covered by Rules and Regulations), #1874 (Disorderly Conduct), #1900 (Grounds for Suspension or Revocation) and #1902 (Conduct Detrimental to Horse Racing), 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 BEVERLY FORD 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 after Ms. Ford chose not to attend yesterday's scheduled hearing. At issue were three complaints alleging violation of California Horse Racing Board rules relating to alcohol and substance abuse.

Ford contacted the stewards late last week and stated she was going to enroll herself in an in-house rehabilitation program and miss the hearing. Our hopes go with her as it appears such a program would be beneficial.

02-20-09² **DR. ARTHUR ON TRACK**

CHRB Equine Medical Director Rick Arthur visited with the stewards as part of a northern California trip. The exchange of information and opinions was highly beneficial.

02-20-09³ **DeHAVEN TRUST – NO SHOW** (Case 08GG232) (Refer 01-29-09³)

A financial complaint filed by trainer **John Martin** against the **DeHAVEN CHILDREN TRUST** alleging \$8,445 for a past due training bill did not go to hearing this morning.

The hearing was originally scheduled for January 28, 2009 but no record was opened because the respondent was not physically present at that time. The DeHaven Children Trust attorney, Brian Rishwain, wished to conduct a telephonic hearing on that date but Martin objected pursuant to the Administrative Procedures Act guidelines so the hearing could not go forward.

On January 29, 2009, ruling #24 was issued by the stewards suspending the license privileges of the DeHaven Children Trust, along with the trustee LINDA J. CLIFFORD, for violation of California Horse Racing Board rule #1547 (Failure to Appear). Attorney Rishwain subsequently appealed ruling #24 and while the suspension was not stayed, the matter was remanded back to the stewards for hearing and adjudication.

Today's hearing was scheduled to address the order of remand and the merits of the case. Since the respondent again failed to appear ruling #24 will remain in effect and the license privileges of the trust and the trustee, Linda J. Clifford, will remain suspended.

02-20-09⁴ **MUTUEL PURGE**

Mutuel Manager Bryan Wayte contacted the stewards to sound an alert that a tote department software glitch erased approximately \$65,000 worth of out tickets that are still valid until May 15, 2009. The information is manually recoverable and will be brought back on line in the near future. The tote department had been working on merging the operation between northern and southern California when the incident occurred. A letter of explanation from Scientific Games is forthcoming.

02-20-09⁵ **EARLY DECLARATIONS – REFUNDS**

3 rd race:	#6 CHILLIN PRETTY	(Tr. Dennis Patterson)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 105.00
4 th race:	#4 SUMMER DAY	(Tr. Greg James)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 279.58
6 th race:	#2 MUSKIE	(Tr. Sergio Ledezma)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 136.79

02-20-09⁶ **OBJECTION – Third Race – NO CHANGE**

The stewards posted the objection sign at the request of jockey Kyle Kaenel, rider of the place horse #3 TIERRA DEL FUEGO, who lodged a claim of foul against the winner #4 ELEGANT MISS, with Mario Gutierrez in the irons. Kaenel felt he was carried wide around the far turn and into the stretch. After a thorough review of the tapes, the stewards dismissed the objection. Tapes showed that Gutierrez was racing on the lead near the middle of the track when Kaenel opted to pass on the outside. Since Kyle had every opportunity to save ground and pass Mario on the inside, the stewards could not fault Gutierrez for Kaenel's choice of course.

02-20-09⁷ **STEWARDS' INQUIRY – Fifth Race – NO CHANGE**

The stewards posted the inquiry sign to evaluate the stretch run of the winner, #2 BETTERWINSOME, ridden by Catalino Martinez, and the place horse #7 QUAN'S GIRL with Russell Baze in the saddle. Both horses raced wide and drifted out throughout the stretch. After a thorough review the stewards made no change in the order of finish.

Tapes showed that BETTERWINSOME was racing on the inside of QUAN'S GIRL in the stretch. BETTERWINSOME drifted out to QUAN'S GIRL in mid stretch and the latter then drifted out more on her own. Since BETTERWINSOME was not held solely responsible for the outward drift of QUAN'S GIRL, the stewards by majority vote with steward Nevin dissenting, affirmed the original order of finish.

02-20-09⁸ **ATTENDANCE & HANDLE**

GGF	1,121	\$	300,661.70
NCOT	2,397	\$	787,771.70
SCOT		\$	431,829.30
Out of State		\$	1,140,234.45
TOTAL	3,518	\$	2,660,497.15

Saturday

02-21-09¹ **EARLY DECLARATIONS – REFUNDS**

6 th race:	#1 DO BOY	(Tr. Jerry Hollendorfer)	sick
	Examining Veterinarian Diane Isbell		NO REFUND – Part of Entry
	#4 SWISSPEALEDOCIOUS	(Tr. Steve Miyadi)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 505.60
9 th race:	#1 SENATOR MATTY	(Tr. Ed Moger)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 412.00

02-21-09² **RIVERA HEARING** (Case #09GG048)

The stewards conducted a formal hearing for exercise rider **ARCADIO CAMACHO RIVERA** who was charged with alleged violation of California Horse Racing Board rules #1530 (Cases Not Covered by Rules and Regulations) and #1874 (Disorderly Conduct) after he supplied a urine sample that showed alcohol at a concentration of .36%. The sample was taken after Rivera worked a horse during morning training hours.

Rivera pled guilty and explained he had been drinking the previous night and earlier that morning. He also admitted to drinking again over the last few months after years of sobriety. Arcadio has had documented problems with alcohol abuse in past years.

The stewards will take the matter under advisement and render a decision in the near future.

02-21-09³ **STEWARDS' INQUIRY – Sixth Race – DISQUALIFICATION**

The stewards posted the inquiry sign to evaluate an incident in the stretch involving the winner, #7 I AM GAME, ridden by Francisco Duran, and the show horse #5 RINGMASTER, with Russell Baze up, after Baze checked his mount at the 1/16. After a thorough review the stewards disqualified I AM GAME from first and placed him third behind RINGMASTER.

Tapes showed that I AM GAME stepped in at the 1/16 causing Baze to check RINGMASTER. In the stewards' opinion, the incident cost RINGMASTER the opportunity at a better placing which then warranted the disqualification.

02-21-09⁴ **ATTENDANCE & HANDLE**

GGF	2,714	\$ 613,339.10
NCOT	3,900	\$1,389,395.00
SCOT		\$ 865,006.70
<u>Out of State</u>		<u>\$1,522,273.07</u>
TOTAL	6,614	\$4,390,013.87

Sunday02-22-09¹ **CAL-BRED REPORT**

Today's third race was written for four year olds and upward, bred or sired in California, with claiming prices from \$8000 down to \$7000, racing one mile and six horses competed.

For the four-day race week, one race for California bred or sired horses filled and was carded.

02-22-09² **RULING NO. 40 – HOLLENDORFER** (Case #09GG021)

Trainer **JERRY HOLLENDORFER**, who started the horse **REALITY NOW**, first place finisher in the eighth race at Golden Gate Fields on December 27, 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 – in excess of permitted level – Phenylbutazone [Class 4] – 10.7 ug/ml).

The above ruling was issued after Hollendorfer contacted the stewards by phone and waived his right to a formal hearing. Jerry could not account for the high reading but knew he must accept responsibility.

02-22-09³ **RULING NO. 41 – DURAN**

Jockey **FRANCISCO DURAN**, who rode **I AM GAME** in the sixth race at Golden Gate Fields on Saturday, February 21, 2009, is suspended three (3) racing days (March 1, 4 and 5, 2009) for failure to make the proper effort to maintain a straight course in the stretch and causing interference resulting in the disqualification of his mount from first to third; 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 released after Francisco reviewed the tapes of the race with the stewards. Duran acknowledged that he intentionally reduced the racing room between his mount and those to his inside in mid-stretch to make his horse more competitive. When his horse stepped in slightly at the 1/16, there was no cushion or margin of error remaining between him and Baze's horse and the resulting contact caused the interference.

02-22-09⁴ **LATE SCRATCH – Fifth Race – REFUND**

#5 R MATTIE, trained by Mike Lenzini, was scratched by the stewards after Dr. Kerr reported the mare reared in the starting gate and rapped her head against the cross beam. On Vet's List. The refund totaled \$ 57,896.83.

02-22-09⁵ **ATTENDANCE & HANDLE**

GGF	2,531	\$ 567,255.00
NCOT	3,288	\$1,102,052.50
SCOT		\$ 731,889.50
<u>Out of State</u>		<u>\$1,503,415.60</u>
TOTAL	5,819	\$3,904,612.60

W E E K L Y S U M M A R Y

ATTENDANCE REPORT – The full Board of Stewards was in attendance 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
19-Feb	3	6	CRAZY THINKING	Ordonez	sick	Isbell	\$1,213.00
	6	2	ILLUSIVE	Bonde	sick	Isbell	\$153.00
		5	INFERNAL	Dollase	injured	Isbell	\$992.00
20-Feb	3	6	CHILLIN PARTY	Patterson	sick	Isbell	\$105.00
	4	4	SUMMER DAY	James	sick	Isbell	\$279.58
	6	2	MUSKIE	Ledezma	sick	Isbell	\$136.79
21-Feb	6	1	DO BOY	Hollendorfer	sick	Isbell	Part of Entry
		4	SWISSPEALEDOCIOUS	Miyadi	sick	Isbell	\$505.60
21-Feb	9	1	SENATOR MATTY	Moger	sick	Isbell	\$412.00
	22-Feb	5	5	R MATTIE	Lenzini	injured in gate	Kerr

VETERINARY REPORT**Euthanized / Died**

02-19-09 Steadfast Steve (Tr. Gil Matos) possible E.P.M.
 02-22-09 Sky Majestic (Tr. Steve Miyadi) possible E.P.M.

Veterinarian's List

There were ten (10) horses placed on the vet's list:

Sick: 7
 Injured: 3
 Unsound: 0
 Bled: 0

There were five (6) horses removed from the vet's list:

Sick: 3
 Injured: 0
 Unsound: 1
 Bled: 1
 Medication: 1

Shockwave Therapy: There were no shockwave therapy treatments reported.

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	125	\$44,856.80
Bakersfield	429	\$141,190.70
Eureka	74	\$35,592.30
Fresno	347	\$113,269.30
Fresno Club One	97	\$47,758.20
Monterey	324	\$124,164.20
Pleasanton	1701	\$590,406.00
Sacramento	1276	\$375,100.60
San Jose	1536	\$535,325.00
San Mateo	3111	\$1,194,134.30
Santa Rosa	741	\$190,363.60
Stockton	921	\$289,912.30
Tulare	226	\$56,252.60
Turlock	449	\$126,515.80
Vallejo	750	\$237,246.10
So. California		\$2,485,966.40
Out of State		\$5,464,933.01

	19- Feb	20- Feb	21- Feb	22- Feb	WEEK	Meet
ACCIDENTS	0	0	0	0	0	3
CAL-BRED RACES	0	0	0	1	1	4
CLAIMS	0	1	2	4	7	78
DISQUALIFICATIONS	0	0	1	0	1	4
INQUIRIES/OBJECTIONS	0	2	1	0	3	13
REFUNDS	3	3	2	1	9	124
RULINGS	2	1	0	2	5	41

Respectfully submitted,

John B. Herbuveaux, Steward

Darrel McHargue, Steward

Dennis Nevin, Steward

JBH/BOS: kjk