

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, Chairman
Honorable David Israel, Vice Chairman
Honorable John Andreini, Member
Honorable Jesse H. Choper, Member
Honorable Bo Derek, Member
Honorable Jerry Moss, Member
Kirk E. Breed, Executive Director
Richard Bon Smith, Assistant Executive Director

Report for the period Wednesday, April 1, 2009 through Sunday, April 5, 2009.

Wednesday

04-01-09¹ **FILM REVIEW**

Jockey **Anisete Leon** viewed the tapes of Sunday's races after he was involved in incidents in two separate races. In each of the incidents Leon was responsible for causing his own problems yet, in each case, felt he was the victim. Leon is a recent arrival from the Dominican Republic and is in the process of learning the local ground rules. If this session with the stewards doesn't help correct his on track behavior other avenues will be pursued.

04-01-09² **MITCHELL RULING NO . 59** (Case #07GG056/SAC 09-0020)

Equine Dentist **LARRY LEE MITCHELL**, having failed to respond to written notice to appear before the Board of Stewards at Golden Gate Fields on or before Sunday, March 29, 2009, to answer charges of alleged violation of California Horse Racing Board rules #1843 (a, b, d) (Medication, Drugs and Other Substances) and rule #1887 (a) (Trainer to Insure Condition of Horse), 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 **LARRY LEE MITCHELL** 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 when neither Mr. Mitchell nor his attorney appeared to ratify a stipulated settlement agreement reached with the California Horse Racing Board concerning responsibility for a positive test result back in 2007.

04-01-09³ **EARLY DECLARATIONS – REFUNDS**

5 th race:	#1 FOOL ME ONCE	(Tr. Reina Gonzalez)	sick
	Official Veterinarian Joan Hurley		REFUND: \$5,972.95
	#6 CALIFORNIA DREAMIN	(Tr. Gary Mandella)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 638.40
6 th race:	#4 CLOUD STRIDER	(Tr. William E. Morey)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 882.60
	#8 TIP TOE TOPPER	(Tr. Steve Miyadi)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 65.00
7 th race:	#1 SWEET SIMON	(Tr. Eric Sauvan)	injured
	Examining Veterinarian Diane Isbell		REFUND: \$ 166.11

04-01-09⁴ **LATE SCRATCH – REFUND – Seventh Race**

#5 LUCKY NO. THIRTEEN, trained by Gary Mandella, was scratched on the recommendation of track veterinarian Heather Kerr during the warm up period after she reported the horse was off in the right front. On Vet's List. The refund amount to \$13,059.58.

04-01-09⁵ **STEWARDS' INQUIRY – ACCIDENT – NO CHANGE – Seventh Race**

The stewards posted the inquiry sign to review an incident as the field approached the 1/8 pole near the conclusion of the 1 1/16 mile turf race. After a thorough review the stewards made no change in the placings.

Tapes of the race showed that #2 PASTA TIME, trained by Ed Moger and ridden by Leslie Mawing, ducked in while racing on the lead coming to the 1/8. Mawing attempted to correct PAST TIME but was unable to do so before the pair crashed through the inner rail. Mawing was unseated and PASTA TIME fell, possibly rolling on the fallen rider.

PASTA TIME suffered lacerations to the left foreleg, was captured after the finish line and taken back to the barn. Mawing suffered a compound fracture to the left leg and was transported by ambulance to Highland Hospital where he later underwent surgery to repair the injured leg.

04-01-09⁶ **ATTENDANCE & HANDLE**

GGF	1,361	\$ 367,928.70
NCOT	2,174	\$ 708,453.60
SCOT		\$ 463,064.00
Out of State		\$1,091,120.07
TOTAL	3,535	\$2,630,566.37

Thursday04-02-09¹ **EARLY DECLARATIONS – REFUNDS**

5 th race:	#1 SOUL SEEKER	(Tr. Barbara Heads)	injured
	Examining Veterinarian Diane Isbell		REFUND: \$ 274.20
7 th race:	#8 OFFICER ALLIE	(Tr. John Anderson)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 132.80

04-02-09² **RULING NO. 60 – CALVARIO** (Case #09GG068 – Refer 03-26-09³)

Trainer **MANUEL CALVARIO** is hereby suspended pending satisfaction of an outstanding financial obligation to MERCEDES GOMORI in the amount of \$2,000.00; a violation of California Horse Racing Board rule #1876 (Financial Responsibility).

During the term of suspension, all licenses and license privileges of MANUEL CALVARIO 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 above ruling was issued after Calvario failed to abide by the terms of a payment agreement he signed last week. According to the agreement Calvario was to deliver \$2,000 to retire an obligation to exercise rider **Mercedes Gomori**. The money was due yesterday and we have not, as yet, heard from Mr. Calvario.

04-02-09³ **QUIET AFTERNOON**

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

04-02-09⁴ **ATTENDANCE & HANDLE**

GGF	1,388	\$	375,285.10
NCOT	2,377	\$	762,702.90
SCOT		\$	464,535.50
Out of State		\$	1,430,178.35
TOTAL	3,765	\$	3,032,701.85

Friday

04-03-09¹ **EARLY DECLARATIONS – REFUNDS**

2 nd race:	#3 JOHNNY ROCKET	(Tr. Lloyd Mason)	injured
	Examining Veterinarian Diane Isbell		REFUND: \$ 146.00
3 rd race:	#2 HOPEFUL VERN	(Tr. Efrain Miranda)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 27.00
	#3 JUDGE'S VERDICT	(Tr. Lloyd Mason)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 188.00
4 th race:	#5 LEI OF GOLD	(Tr. Cliff Delima)	injured
	Track Veterinarian Joan Hurley		REFUND: \$1107.70
8 th race:	#1 ALLEY K' KATS	(Tr. Gloria Buckridge)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$ 62.00

04-03-09² **RULING NO. 61 – BOR** (Case # 09GG094)

Owner **JOAN BOR**, having failed to respond to written notice to appear before the Board of Stewards at Golden Gate Fields on or before Thursday, April 2, 2009, to answer charges alleging 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 JOAN BOR 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 above ruling was issued after Ms. Bor failed to respond to written notice to appear to address a complaint filed by trainer Luis San Juan that alleges \$17,189 due on a training bill.

04-03-09³ **RULING NO. 62 – VACHON** (Refer: 03-26-09²)

In the Matter of:

Owner **JOSEPH GUY VACHON**

For good cause ruling #56, dated March 26, 2009 suspending Mr. Vachon for violation of California Horse Racing Board rule #1547 (Failure to Appear) is rescinded and the license privileges of Joseph Guy Vachon are hereby restored to good standing.

The above ruling was issued when it was learned that timely notification of the hearing date to Mr. Vachon came into question. The rescission was deemed appropriate after evidence indicated the postal service may not have executed a delivery to Mr. Vachon as expeditiously as possible.

04-03-09⁴ **RACING IN THE CLEAR**

The afternoon's eight race program was conducted without an incident worthy of note.

04-03-09⁵ **ATTENDANCE & HANDLE**

GGF	1,443	\$	415,520.30
NCOT	2,398	\$	816,540.50
SCOT		\$	432,783.60
<u>Out of State</u>			<u>\$1,156,356.60</u>
TOTAL	3,841	\$	\$2,821,201.00

Saturday04-04-09¹ **EARLY DECLARATIONS – REFUNDS**

3 rd race:	#1 EXQUISITE	(Tr. Patrick Gallagher)	Stake Race
	Stewards		REFUND: \$359.00

8 th race:	#2 RULE THE STORM	(Tr. Genaro Vallejo)	sick
	Examining Veterinarian Diane Isbell		REFUND: \$649.90

04-04-09² **RULING NO. 63 – CALVARIO**

In the Matter of:

Trainer **MANUEL CALVARIO**

Trainer MANUEL CALVARIO, having now resolved the outstanding financial obligation to Mercedes Gomori, is hereby restored to good standing and Pacific Racing Association ruling #60, dated Thursday, April 2, 2009, suspending Mr. Calvario for violation of California Horse Racing Board rule #1876 (Financial Responsibility) is set aside.

The above ruling was issued after Calvario submitted \$2,000 to satisfy his outstanding obligation to Mercedes Gomori.

04-04-09³ **LATE SCRATCH – REFUND – Seventh Race**

#6 MARIA'S CAT, trained by Armando Lage, was scratched by the stewards after the horse unseated jockey Jorge Ayarza during the parade to the post and ran off. MARIA'S CAT completed a mile long romp before being captured which prompted the declaration. Ayarza was unscathed in the incident. The refund amounted to \$5,823.65.

04-04-09⁴ **ATTENDANCE & HANDLE**

GGF	3,105	\$	917,941.60
NCOT	4,726	\$	1,898,512.70
SCOT		\$	950,317.60
<u>Out of State</u>			<u>\$1,697,806.80</u>
TOTAL	7,831	\$	\$5,464,578.60

Sunday

04-05-09¹ **CAL – BRED REPORT**

For the five-day race week all races in the book written exclusively for horses bred or foaled in California failed to attract the minimum daily requirement and were called off.

04-05-09² **LATE SCRATCH – REFUND – Second Race**

#5 YOUNG AND FRESH, trained by Gloria Buckridge, was scratched by the stewards because the horse had no shoes on. Buckridge called the stewards shortly before the race and asked permission to race unshod. Permission was denied as the request must be made at the time of entry. The scratch was activated and Buckridge will meet with the stewards on Wednesday. The refund totaled \$1,887.45.

04-05-09³ **LATE SCRATCH – REFUND – Eighth Race**

#5 TAHOE FLYER, trained by Audrey Burch, was scratched during the warm up period when Dr. Kerr diagnosed the horse as unsound in the right hind. On Vet’s List. The refund amounted to \$ 15,109.50.

04-05-09⁴ **ATTENDANCE & HANDLE**

GGF	11,462	\$ 725,342.00
NCOT	3,392	\$1,160,193.40
SCOT		\$ 667,918.80
Out of State		\$1,219,774.45
TOTAL	14,854	\$3,773,228.65

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
1-Apr	5	1	FOOL ME ONCE	Gonzalez	sick	Isbell	\$5,972.95
		6	CATIFORNIA DREAMIN	Mandella	sick	Isbell	\$638.40
	6	4	CLOUD STRIDER	Morey	sick	Isbell	\$882.60
		8	TIP TOE TOPPER	Miyadi	sick	Isbell	\$65.00
	7	1	SWEET SIMON	Sauvan	injured	Isbell	\$166.11
2-Apr	5	5	LUCKY NO. THIRTEEN	Mandella	unsound	Kerr	\$13,059.58
		1	SOUL SEEKER	Heads	injured	Isbell	\$274.20
	7	8	OFFICER ALLIE	Anderson	sick	Isbell	\$132.80
		3	JOHNNY ROCKET	Mason	injured	Kerr	\$146.00
	3	2	HOPEFUL VERN	Miranda	sick	Isbell	\$27.00
3-Apr	3	3	JUDGE'S VERDICT	Mason	sick	Isbell	\$188.00
		4	LEI OF GOLD	Delima	injured	Hurley	\$1,107.60
	8	1	ALLEY K' KATS	Buckridge	sick	Isbell	\$62.00
4-Apr	8	2	RULE THE STORM	Vallejo	sick	Isbell	\$649.90
5-Apr	8	5	TAHOE FLYER	Burch	unsound	Kerr	\$15,109.50

VETERINARY REPORT

Euthanized / Died

04-02-09 Darth Wager (Tr. John Piches) fractured right shoulder; stepped in hole - dirt, training (Pleasanton)

Veterinarian's List

There were twenty-one (21) horses placed on the vet's list:

- Sick: 9
- Injured: 5
- Unsound: 7
- Bled: 0

There were twelve (12) horses removed from the vet's list:

- Sick: 6
- Injured: 6
- Unsound: 0
- Bled: 0

Shockwave Therapy: There were no shockwave therapy treatments reported.

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	186	\$60,692.90
Bakersfield	463	\$145,551.50
Eureka	83	\$52,423.20
Fresno	417	\$167,101.80
Fresno Club One	110	\$61,123.40
Monterey	370	\$135,790.90
Pleasanton	2057	\$786,816.60
Sacramento	1656	\$524,577.00
San Jose	1944	\$638,613.30
San Mateo	3754	\$1,588,777.40
Santa Rosa	990	\$231,598.40
Stockton	1276	\$406,048.30
Tulare	313	\$81,131.90
Turlock	575	\$188,913.20
Vallejo	873	\$277,243.30
So. California		\$2,978,619.40
Out of State		\$6,595,236.27

	1-Apr	2-Apr	3-Apr	4-Apr	5-Apr	WEEK	Meet
ACCIDENTS	1	0	0	0	0	1	6
CAL-BRED RACES	0	0	0	0	0	0	6
CLAIMS	3	3	1	1	2	10	140
DISQUALIFICATIONS	0	0	0	0	0	0	11
INQUIRIES/OBJECTIONS	1	0	0	0	1	1	26
REFUNDS	6	2	5	3	2	18	211
RULINGS	1	1	2	1	0	5	63

Respectfully submitted,

John B. Herbuveaux, Steward

Darrel McHargue, Steward

Grant Baker, Steward