

CALIFORNIA HORSE RACING BOARD1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825

BIG FRESNO FAIR
1121 Chance Avenue
Fresno, California 93702

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 Keith Brackpool, Member
Honorable Jesse H. Choper, Member
Honorable Bo Derek, Member
Honorable Jerry Moss, Member
Honorable Richard A. Rosenberg, Member
Kirk E. Breed, Executive Director
Richard "Bon" Smith, Assistant Executive Director

Report for the period Thursday, October 15, 2009 through Sunday, October 18, 2009.

Thursday10-15-09¹**EARLY DECLARATIONS – REFUNDS**

1 st race:	#4 BAR JF CN DOUBLE	(Tr. Billy Lewis)	sick
	Fitness Veterinarian Don Dooley		REFUND: \$289.10
4 th race:	#2 FLUSTA	(Tr. Billy Lewis)	sick
	Fitness Veterinarian Don Dooley		REFUND: \$44.00
	#5 THE SAM MAN	(Tr. Billy Lewis)	sick
	Fitness Veterinarian Don Dooley		REFUND: \$ 70.00
6 th race:	#2 SKIMMING THE PURSE	(Tr. Harley Kowalsky)	unsound
	Fitness Veterinarian Don Dooley		REFUND: \$ 76.60
8 th race:	#3 MANNY MANDATE	(Tr. Efrain Miranda)	Identification
	Stewards		REFUND: \$ 83.30
10 th race:	#5 ELVISHASLEFTTHEBLDG	(Tr. Billy Lewis)	no worker's comp insurance
	Stewards		REFUND: \$ 173.30

10-15-09²**FILM REVIEWS**

Jockey **BARRINGTON HARVEY** viewed the tapes of Monday's seventh race after his mount gave a solid bump to an inside competitor on the backstretch. Harvey's horse finished last and he had his horse well in hand when the incident occurred so no penalty was warranted.

Jockey Michael Martinez also viewed tapes of the seventh race but the point of concern in this instance was the stretch. Michael's mount was the subject of a jockey objection but there was no disqualification as the stewards determined the placings were not affected.

In actuality, Martinez fouled two horses, third place finisher #7 OHSOKOOL and the place horse #5 VADERTORE, when he allowed his mount to drift out throughout the stretch. Michael made no attempt to correct the drift other than using a right handed whip. Considering the circumstances the stewards issued the following ruling:

Jockey **MICHAEL MARTINEZ**, who rode **OHSOKOOL** in the seventh race at the Big Fresno Fair (Fresno) on Monday, October 12, 2009, is suspended five (5) racing days (October 21, 22, 23, 24 and 25, 2009) for failure to make the proper effort to maintain a straight course in the stretch 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.

10-15-09³ **RULING NO. 7 – LEWIS**

Trainer **BILLY G. LEWIS, JR.** is fined the sum of three hundred Dollars (\$300.00) pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration) for failure to have a valid worker's compensation insurance policy necessitating a late declaration for the horse **ELVISHASLEFTTHEBLDG** in the tenth race on October 15, 2009; a violation of California Horse Racing Board rule #1501 (Worker's Compensation Insurance Required).

The above ruling was issued after the stewards were forced to scratch Lewis' horse ELVISHASLEFTTHEBLDG in today's tenth race for lack of insurance coverage.

10-15-09⁴ **STEWARDS' INQUIRY – Second Race – DISQUALIFICATION**

The stewards posted the inquiry sign to review the start of this 400 yard mule race. After a thorough review the stewards disqualified the show horse, #4 RECRUIT'S WILLIE, ridden by Sergio Ruiz, and placed him fourth behind #5 BAR JF JJ for interference away from the starting gate.

Tapes showed that RECRUIT'S WILLIE broke out into BAR JF JJ, taking the latter's path and causing him to lose the opportunity at a better placing.

Original Order of Finish: 2 – 7 – (4) – 5

Official Order of Finish: 2 – 7 – 5 – (4)

10-15-09⁵ **JOCKEY OBJECTION – Tenth Race – NO CHANGE**

The stewards lit the objection lamp at the behest of jockey Jorge Ayarza (3rd, #6 SCIRMISH) who claimed foul against Hector Romero (2nd, #7 JOHN G C) for interference at the start. After a thorough review the stewards disallowed the claim of foul. Tapes showed that JOHN G C did drift in slightly after the start of the 1 1/16 mile event and caused SCIRMISH to ease back a bit but the stewards determined the incident was minor and didn't warrant a disqualification.

10-15-09⁶ **ATTENDANCE & HANDLE**

BFF	3,175	\$	242,713.60
NCOT	2,442	\$	732,195.40
SCOT		\$	316,393.60
Out of State		\$	501,105.18
TOTAL	5,617	\$	1,792,407.78

Friday

10-16-09¹

EARLY DECLARATIONS – REFUNDS

3rd race: #3 LATE NITE DEVIL (Tr. Steve Sherman) sick
Fitness Veterinarian Don Dooley REFUND: \$ 306.60

4th race: #3 IN DADDY'S HONOR (Tr. Keith Craigmyle) sick
Fitness Veterinarian Don Dooley REFUND: \$ 251.70

5th race: #4 SHE SKIMS (Tr. Silverio Martinez) sick
Fitness Veterinarian Don Dooley REFUND: \$ 91.00
#6 ABSTRACT FACT (Tr. Kathleen Nelson) sick
Fitness Veterinarian Don Dooley REFUND: \$ 349.00

7th race: #3 YUOGOTMECONFUSED (Tr. Art Riesgo) unsound
Fitness Veterinarian Don Dooley REFUND: \$ 26.30

10-16-09²

FILM REVIEW – PART I

Jockey **April Boag** viewed the tapes of yesterday's first race with the stewards where her mule went from the outside to near the inside rail while under a strong right hand whipping. April caused others to steady due to her mount's erratic behavior but she made no attempt to correct the mule. April agreed she could have, and should have, made a better effort and accepted the following penalty.

NO. 8 Jockey **APRIL BOAG**, who rode **TOBEE** in the first race at the Big Fresno Fair (Fresno) on Thursday, October 15, 2009, is suspended three (3) racing days (October 23, 24 and 25, 2009) for failure to make the proper effort to maintain a straight course 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.

10-16-09³

FILM REVIEW – PART II

NO. 9 Jockey **SERGIO RUIZ**, who rode **RECRUIT'S WILLIE** in the second race at the Big Fresno Fair (Fresno) on Thursday, October 15, 2009, is suspended three racing days (October 23, 24 and 25, 2009) for failure to make the proper effort to maintain a straight course and causing interference resulting in the disqualification of his mount from third to fourth; 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 foregoing ruling was issued after **Sergio** viewed the tapes of yesterday's second race in which his mule was disqualified. Sergio acknowledged he tried to correct his mount's outward drift with the whip rather than the reins which does not bode well for him if the whip doesn't succeed.

10-16-09⁴

RULING NO. 10 – TAPIA

Jockey **GENARO TAPIA** is fined the sum of one hundred dollars (\$100.00) for failure to ride his mount in the second race on Thursday, October 15, 2009; a violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement).

The above ruling was issued after **Genaro** appeared and admitted he failed to take off a mount at scratch time. He was named as an alternate and could have

taken off if he chose to do so. By waiting until after scratch time he accepted the obligation and when he failed to fulfill the commitment the ruling was issued.

10-16-09⁵ **BELSER HEARINGS** (Case #'s 09SW-0162 & 09SW-163)
Trainer **LEISA BELSER** was the subject of two complaints filed by former grooms seeking back wages. Formal hearings were convened. In the case filed by **MIGUEL LOPEZ** alleging he was owed \$1,050 in wages by Belser, Lopez withdrew his complaint as soon as the record was opened. Complaint #09SW-163 was then dismissed by the stewards.

In the other complaint groom **ARNOLDO PULIDO** alleged he was owed \$1,059 in back wages and \$115 for supplies he purchased on Belser's behalf for a total of \$1,174. Testimony was taken and evidence and exhibits entered into the record. The stewards took the matter under consideration and will arrive at a decision in the very near future.

10-16-09⁶ **JOCKEY OBJECTION – Ninth Race – NO CHANGE**
The stewards illuminated the objection sign after jockey **Hector Romero**, aboard the fourth place horse #2 NORTHERN STATION, lodged a claim of foul against the place horse #4 CARMEL COFFEE, ridden by Martin Garcia. Romero alleged interference in the stretch.

After a thorough review the stewards disallowed the claim of foul. Tapes showed that Romero attempted to get through a space along the rail that was too small for a horse.

10-16-09⁷ **ATTENDANCE & HANDLE**

BFF	8,425	\$	356,114.60
NCOT	2,645	\$	968,057.40
SCOT		\$	369,042.10
Out of State		\$	650,644.64
TOTAL	11,070	\$	2,343,858.74

Saturday

10-17-09¹ **LATE DECLARATIONS – REFUNDS**
9th race: #10 THUNDERING STARLIT (Tr. William Morey) sick
Fitness Veterinarian Don Dooley REFUND: \$ 200.50

11th race: #2 ADULATE (Tr. James Cassidy) sick
Fitness Veterinarian Don Dooley REFUND: \$ 567.30

10-17-09² **FILM REVIEW**
Jockey **Rodrigo Maldonado** viewed the tapes of yesterday's first race in which his mule bore out under left handed whipping. Rodrigo was cautioned to correct his mount when it strays from the straight and put the whip away until the correction is accomplished.

10-17-09³ **YAGHLEGIAN FILM REVIEW**
Owner **Dennis Yaghlegian** viewed the tapes of last Sunday's tenth race in which his horse was disqualified from first to third for causing a rival to clip heels near the 5 1/2. Mr. Yaghlegian disagreed with the stewards' conclusion that his horse was responsible for the incident and felt pressure from outside horses caused a trailing horse to clip heels. The two opinions could not be reconciled leaving Mr. Yaghlegian to ponder various alternatives.

10-17-09⁴ **BELSER DECISION**

The stewards ruled in favor of trainer **Leisa Belser** following yesterday's formal hearing. The evidence and testimony presented by Mr. **Pulido** failed to substantiate the allegations that he was owed money by Belser.

10-17-09⁵ **STEWARDS' INQUIRY – JOCKEY OBJECTION – Third Race – NO CHANGE**
The stewards posted the inquiry sign to evaluate the actions of the winner, #10 SILVER EGO, ridden by Sergio Ruiz, and the place horse #7 NO JOHNY COME LATELY with Hugo Herrera up, in this 440 yard Quarter horse event. In addition, jockey Rodrigo Maldonado aboard the fifth place finisher, #9 SASSYS HIGH VOLTAGE, lodged a claim of foul against the winner for interference at the start.

The objection by Maldonado was disallowed after the tapes showed that his mount broke slow and outward while the winner broke in. Both horses contributed to the incident so no action was taken.

Of concern to the stewards was the way both NO JOHNY COME LATELY and SILVER EGO made their way to the inside. Both horses almost bolted to the inner rail in separate incidents. After careful review it was determined that both horses were clear of the field when the moves were made so no disqualifications were warranted.

10-17-09⁶ **JOCKEY OBJECTION – Fifth Race – NO CHANGE**
Jockey Rickey Frazier (2nd, #2 Portfolio) lodged a claim of foul against Eulices Gomez (1st, Girl in the Lane) for interference leaving the starting gate. Frazier alleged that Gomez' mount came in at the start causing him to check his horse. After a thorough review the stewards disallowed the claim of foul.

Tapes showed that Frazier was forced to check shortly after the field left the gate but the cause was attributed to #1 SHEZAHIGHWATERACT (4th, Jorge Ayarza) breaking outward and pushing PORTFOLIO out over the heels of GIRL IN THE LANE rather than the winner breaking in and causing interference. Since PORTFOLIO out finished SHEZAHIGHWATERACT no disqualification was appropriate but Ayarza will view the tapes of the race with the stewards on the morrow.

10-17-09⁷ **LATE SCRATCH – Tenth Race – REFUND**
#1 TALE OF A ROCKSTAR, trained by Ramon Pulido, was scratched on the recommendation of Dr. Collette after the horse became fractious in the starting gate and injured a front leg. On Vet's List. The refund amounted to \$9,301.82.

10-17-09⁸ **STEWARDS INQUIRY – Twelfth Race – NO CHANGE**
The stewards posted the inquiry sign to review the start of #6 KYOTO KITTY ridden by Juan Avila when horse and rider became separated shortly after the start. Tapes showed that KYOTO KITTY stumbled shortly after the stall doors opened and unseated Avila. The jockey bounced up uninjured and the horse was captured without incident after completing the one mile circuit. No other horses were involved so no action by the stewards was required.

10-17-09⁹ **ATTENDANCE & HANDLE**

BFF	11,235	\$ 384,389.70
NCOT	4,075	\$1,306,574.90
SCOT		\$ 506,162.80
Out of State		\$ 571,437.32
TOTAL	15,310	\$2,768,564.72

Sunday

10-18-09¹ **FILM REVIEW**

Jockeys **Sergio Ruiz**, **Hugo Herrera** and **Jorge Ayarza** viewed the tapes of yesterday's races in which their mounts were the subject of inquiries. Each was encouraged to exert the maximum effort when their mounts stray from a true path.

10-18-09² **EARLY DECLARATIONS – REFUNDS**

5 th race:	#4 MADE THE FINALS	(Tr. Genaro Vallejo)	sick
	Fitness Veterinarian Don Dooley		REFUND: \$ 392.60
6 th race:	#1 CELENA	(Tr. O. J. Jauregui)	sick
	Fitness Veterinarian Don Dooley		REFUND: \$ 60.00
	#10 JESSICA'S BLUES	(Tr. Bret Layne)	sick
	Fitness Veterinarian Don Dooley		REFUND: \$ 974.90
10 th race:	#5 DANCE WITH GABLE	(Tr. M. Machowsky)	Stake
	Stewards		REFUND: \$ 451.40
	#9 FRIENDLY HALF	(Tr. Silverio Martinez)	Stake
	Stewards		REFUND: \$ 80.00
11 th race:	#6 TUCKER'S TUNE	(Tr. Bob Grudziewski)	unsound
	Fitness Veterinarian Don Dooley		REFUND: \$ 163.00
12 th race:	#4 STORM DE ORO	(Tr. Mag Perez)	injured
	Fitness Veterinarian Don Dooley		REFUND: \$ 163.30

10-18-09³ **RULING NO. 11 – PEREZ**

Trainer **MAG PEREZ** is fined the sum of three hundred dollars (\$300.00) pursuant to California Horse Racing Board rule #1629 Pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration) for failure to have a registered bleeder medicated in a timely fashion necessitating a scratch for the horse **MARKET STORM** in the eighth race on Sunday, October 11, 2009; a violation of California Horse Racing Board rule #1845(e) (Authorized Bleeder Medication).

The above ruling was issued after Perez waived his rights to a formal hearing and accepted the penalty imposed. Mag assumed others would deposit a scratch card for a horse he didn't ship from Southern California. No one took care of his business for him so Mag had to accept responsibility for failure to follow proper scratch procedures.

10-18-09⁴ **LATE SCRATCH – Second Race – REFUND**

#9 CLAIM JUMPN, trained by Peggie Hanford, became fractious in the starting gate and not only injured himself but also injured jockey **Jesus Arriaga**. CLAIM JUMPN was scratched on the recommendation of Dr. Collette. The horse was placed on the Stewards' List. The refund amount to \$3,500.42.

Jesus Arriaga was treated at the scene and then transported by ambulance to the Regional Medical Center complaining of leg pain. The early diagnosis was a probable broken ankle. The incident resulted in a 13-minute delay in post time.

10-18-09⁵ **STEWARDS' INQUIRY – ACCIDENT – Second Race – NO CHANGE**

The stewards posted the inquiry sign after #1 LA OJITOS, ridden by **Sergio Ruiz**, hit the inside rail shortly after the start. After a thorough review the stewards affirmed the order of finish on the tote board. Tapes showed LA OJITOS ducked inward just out of the gate and Ruiz was unable to prevent the horse from rail. Sergio was thrown over the inside rail into the infield and promptly attended to

by the ambulance crew. Ruiz complained of soreness but refused further treatment. LA OJITOS did not appear to suffer any serious injury.

After the wire jockey **Alejandro Luna**, aboard the winner OUTTODUSTYOU, was unseated while pulling up. The duo was re-united in the winner's circle and neither suffered any ill effects.

10-18-09⁶ **JOCKEY OBJECTION – Sixth Race – NO CHANGE**

The stewards posted the objection sign after Jorge Ayarza (3rd, MICHAEL KISS) felt he was interfered with by Barrington Harvey (2nd, CONDITIONER) at the 1/8. After reviewing the tapes, the stewards disallowed the objection. Tapes showed nothing to substantiate the claim of foul.

10-18-09⁷ **JOCKEY OBJECTION – Twelfth Race – NO CHANGE**

Jockey Macario Rodriguez aboard the place horse, #7 ANGEL'S REWARD, lodged an objection against the winner #3 CLASSIC DEMAND, ridden by Hector Romero, for interference at the ¼. Rodriguez felt the winner caused him to steady entering the stretch. After a thorough review the stewards dismissed the claim of foul. Tapes showed that CLASSIC DEMAND may have tightened the gap between the two horses, making Macario steady momentarily, but the incident was minor and did not affect the placings.

10-18-09⁸ **ATTENDANCE & HANDLE**

BFF	13,274	\$ 449,372.90
NCOT	3,631	\$1,178,278.60
SCOT		\$ 562,541.10
Out of State		\$ 900,356.84
TOTAL	16,905	\$3,090,549.44

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-Oct	1	4	BAR JF CN DOUBLE	Lewis	sick	Dooley	\$289.10
	4	2	FLUSTA	Lewis	sick	Dooley	\$44.00
		5	THE SAM MAN	Lewis	sick	Dooley	\$70.00
16-Oct	6	2	SKIMMING THE PURSE	Kowalsky	unsound	Dooley	\$76.60
	3	3	LATE NITE DEVIL	Sherman	sick	Dooley	\$306.60
	4	3	IN DADDY'S HONOR	Craigmyle	sick	Dooley	\$251.70
	5	4	SHE SKIMS	Martinez	sick	Dooley	\$91.00
17-Oct		6	ABSTRACT FACT	Nelson	sick	Dooley	\$349.00
	7	3	YUOGOTMECONFUSED	Riesgo	unsound	Dooley	\$26.30
	9	10	THUNDERING STARLIT	Morey	sick	Dooley	\$200.50
	10	1	TALE OF A ROCKSTAR	Pulido	injured in gate	Collette	\$9,301.82
18-Oct	11	2	ADULATE	Cassidy	sick	Dooley	\$567.30
	2	9	CLAIM JUMPIN	Hanford	injured in gate	Collette	\$3,500.42
	5	4	MADE THE FINALS	Vallejo	sick	Dooley	\$392.60
	6	1	CELENA	Jauregui	sick	Dooley	\$60.00
		10	JESSICA'S BLUES	Layne	sick	Dooley	\$974.90
	11	6	TUCKER'S TUNE	Brudziewski	unsound	Dooley	\$163.00
	12	4	STORM DE ORO	Perez	injured	Dooley	\$163.30

VETERINARY REPORT

Euthanized / Died

-None Reported -

Veterinarian's List

There were seventeen (17) horses placed on the vet's list:

- Sick: 13
- Injured: 2
- Unsound: 2
- Medication: 0

There were thirty (30) horses removed from the vet's list:

- Sick: 20
- Injured: 8
- Unsound: 1
- Bled: 1

Shockwave Therapy: There were no shockwave therapy treatments reported.

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	124	\$38,751.50
Bakersfield	332	\$84,218.20
Eureka		closed
Golden Gate Fields	3022	\$1,114,019.50
Monterey	296	\$82,417.10
Pleasanton	1671	\$706,709.10
Sacramento	1228	\$352,549.60
San Jose	1845	\$401,503.80
San Mateo	2957	\$1,094,002.90
Santa Rosa	693	\$159,168.20
Stockton	917	\$245,519.40
Tulare	235	\$50,021.60
Turlock	431	\$155,103.10
Vallejo	716	\$230,881.60
So. California		\$1,754,139.60
Out of State		\$2,623,543.98

	10/15	10/16	10/17	10/18	Week	Meet
ACCIDENTS	0	0	0	2	2	3
CAL-BRED RACES	0	0	0	0	0	2
CLAIMS	0	0	0	1	1	5
DISQUALIFICATIONS	1	0	0	0	1	4
INQUIRIES/OBJECTIONS	2	1	3	3	9	16
REFUNDS	6	5	3	8	22	49
RULINGS	2	3	0	1	6	11