

**CALIFORNIA HORSE RACING BOARD**  
**1010 HURLEY WAY, SUITE 300**  
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**CAL-EXPO HARNESS ASSOCIATION**

**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**  
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**HONORABLE DAVID ISRAEL, MEMBER**  
**HONORABLE JERRY MOSS, MEMBER**  
**KIRK E. BREED, EXECUTIVE DIRECTOR**  
**RICHARD "BON" SMITH, ASSISTANT EXECUTIVE DIRECTOR**

Proceedings of the Board of Stewards for the period of Monday, October 13, 2008 through Sunday, October 19, 2008. Steward Grant Baker was the Reporting and Duty Steward for the enclosed period.

**Monday**

10/13/08 (1) **Entries for October 16<sup>th</sup>**

The racing office was open today accepting entries for Thursday October 16<sup>th</sup>. Twelve (12) races were drawn as one hundred (100) horses are scheduled to go to post.

10/13/08 (2) **Dark Day**

**Tuesday**

10/14/08 (1) **Entries for October 17<sup>th</sup>**

Scratch time for October 16<sup>th</sup> was held at 9:00 a.m. this morning in the racing office. Three (3) scratches and nine (9) driver changes took place at the deadline.

Entries were taken today for Friday October 17<sup>th</sup>. Fifteen (15) races were drawn with one hundred fourteen (114) horses scheduled to start.

10/14/08 (2) **Dark Day**

**Wednesday**

10/15/08 (1)

**Entries for October 18<sup>th</sup>**

Scratch time for October 17<sup>th</sup> was held at 9:00 a.m. this morning in the racing office. One (1) scratch and seven (7) driver changes were activated before the deadline.

Entries were finalized today for Saturday, October 18<sup>th</sup>. Fifteen (15) wagering races and one (1) non-wagering race were carded. California Horse Racing Board Assistant Executive Director Richard “Bon” Smith relayed to the stewards that permission to run a total of sixteen (16) races has been granted by the California Horse Racing Board.

10/15/08 (2)

**Dark Day****Thursday**

10/16/08 (1)

**Jim Lackey Ruling**

Driver Jim Lackey appeared as ordered to review his drive in the first race last Saturday, October 11<sup>th</sup>. Lackey drove fifth place finisher #1 “Loaded Paradise”, who drifted out under heavy whipping in the stretch.

Driver Lackey admitted he was “angry with his horse”. The over whipping was needless. The horse was examined by California Horse Racing Board Veterinarian Robert Goodbary after the race and reported to be in good shape. Driver Lackey’s future whipping action will be monitored closely. The following ruling was issued:

**Ruling # 24**

*Driver James Lackey, who drove “Loaded Paradise” in the First Race on Saturday, October 11, 2008, at Cal Expo, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1734 (Whipping – Unreasonable Use).*

10/16/08 (2)

**Richard Wojcio Ruling****Ruling # 25**

*Driver Richard Wojcio, who drove “Blow Em Away” in the Ninth Race on Saturday, October 11, 2008, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1721 (H) (Driving Rules – Allow a Hole).*

Driver Richard Wojcio appeared as ordered to review his drive in the ninth race Saturday, October 11<sup>th</sup>. Driver Wojcio sat behind #4 “Blow Em Away”, who finished sixth (6<sup>th</sup>). Going into the first turn, Wojcio allows an opening for stablemate and eventual winner #8 “Cheyenne Knight” (Bruce Clarke). Driver Wojcio stated he was using “race strategy”, but acknowledged that he could have kept the opening between horses closed.

10/16/08 (3) **Rick Plano Ruling****Ruling # 26**

*Driver Rick Plano, who drove “Larry Horse” in the Fifteenth Race on Saturday, October 11, 2008, is hereby fined the sum of Two Hundred Dollars (\$200) for violation of California Horse Racing Board Rule #1721 (O) (Driving Rules – Drive in Such a Manner as to Obtain For Himself an Unfair Advantage – Inside Two (2) Pylons in Final Turn Resulting in a Disqualification).*

The ruling above was issued after Driver Rick Plano was involved with a Cal Expo pylon violation disqualification. Driver Plano drove “Larry Horse”, who finished third (3<sup>rd</sup>) and was placed fourth (4<sup>th</sup>).

10/16/08 (4) **Qualifying Races**

Six (6) qualifying races were judged by Stewards McLaren and Oke prior to tonight’s twelve (12) race pari-mutuel card. Of the thirty nine (39) participants, thirty two (32) made the grade.

10/16/08 (5) **Second Race – Inquiry**

The stewards posted the inquiry sign in order to investigate an incident at the 3/4 pole (final turn in standardbred racing). Eventual winner #1 “Clever Sadie” (James Kennedy) was sitting in second position along the pylons when he suddenly pulled out in front of stablemate and third (3<sup>rd</sup>) place finisher #5 “Linnea Blue Chip” (Luke Plano).

This incident forced #5 off his course, and in the unanimous opinion of the stewards, cost him an opportunity at a better placing. For this incident, #1 “Clever Sadie” was disqualified and placed third (3<sup>rd</sup>). Driver James Kennedy was ordered to film review.

Original order of finish: 1-4-5-2-3

Official order of finish: 4-5-1-2-3

10/16/08 (6) **Tenth Race – Inquiry**

The stewards posted the inquiry sign to investigate the actions of fifth (5<sup>th</sup>) place finisher #2 “Giles LS Hanover” (Lemoyne Svendsen), who went on a ‘break’ before the 1/2 mile pole.

#2 “Giles LS Hanover” (Lemoyne Svendsen) ducked in sharply and inexplicably, running inside several pylons while leaving the racecourse. For this incident #2 “Giles LS Hanover” was disqualified and placed eighth (last). Driver Svendsen was held blameless.

Original order of finish: 4-1-3-8-2-5-7-6

Official order of finish: 4-1-3-8-5-7-6-2

10/16/08 (7) **Program Changes**

2<sup>nd</sup> Race Declaration - #6 Apache Red – Trainer Frank Petrelli  
 Refund: \$0 Sick – Robert Goodbary, D.V.M.

4<sup>th</sup> Race Declaration - #2 “Mygiveadamnsbusted” – Trainer Raul Escobedo  
 Refund: \$2 Sick – Robert Goodbary, D.V.M.

7<sup>th</sup> Race Declaration - #5 “Red Star Engineer” – Trainer Robley Johnson  
 Refund: \$13 Injured – Robert Goodbary, D.V.M.

#6 “Texas Glitter” – Trainer Jose Ramirez  
 Refund: \$7 Injured – Robert Goodbary, D.V.M.

11<sup>th</sup> Race Declaration - #3 “Laissez Faire” – Trainer Tim Maier  
 Refund: \$32 Injured – Robert Goodbary, D.V.M.

#6 “Fast N Furious” – Trainer Raul Escobedo  
 Refund: \$16 Injured – Robert Goodbary, D.V.M.

10/16/08 (8) **Attendance and Handle**

Attendance	232
Live Handle (On Track)	\$25,580
Handle (In State)	\$261,991
<u>Handle (Out of State)</u>	<u>\$209,671</u>
Total Handle	\$497,242

**Friday**10/17/08 (1) **James Kennedy Film Review**

Driver James Kennedy appeared as ordered to review his drive in the second race on Thursday, October 16<sup>th</sup>. Driver Kennedy acknowledged ‘pulling late’ in front of stablemate #5 “Linnea Blue Chip” (Luke Plano), who finished third. Kennedy was candid and accurate with the stewards when stating he didn’t use good judgment. He has had a good driving record for the first thirteen days of this meet. The stewards issued the following ruling:

**Ruling # 27**

*Driver James Kennedy, who drove “Clever Sadie” in the Second Race on Thursday, October 16, 2008, is hereby fined the sum of Two Hundred Dollars (\$200) for violation of California Horse Racing Board Rule #1721 (F) (Driving Rules – Pulled Late – Carry a Horse Out) Resulting in a disqualification from First to Third.*

10/17/08 (2) **Second Race - Inquiry**

The stewards posted the inquiry sign following this two (2) year old ‘California Sires Stakes’ (Purse \$15,000) race, to see if four (4) competitors who made breaks in this race all complied with the ‘breaking rule’.

After a brief review during this general inquiry, it was determined that all of the breaking horses complied with California Horse Racing Board Rule #1722 (Breaking) and that the order of finish should stand. No change.

10/17/08 (3) **Fifth Race – Inquiry**

The stewards posted the inquiry sign following this race to investigate an incident in mid-stretch. With 1/16 of a mile to race, sixth (last) place finisher #5 “Easter Call” (Lemoyne Svendsen) makes a ‘break’. The stewards were trying to determine if the whip of Driver Rick Plano (#2 “Girly Tough” – third place finisher) struck the nose or head of #4 “Easter Call”, forcing that rival to make the aforementioned ‘break’.

The stewards spoke with both of the drivers involved and watched replays from different camera angles numerous times. In the end, the stewards ruled that race replays were inconclusive. The stewards ruled unanimously to let the original order of finish to stand.

Two (2) of the co-owners of #5 “Easter Call” immediately telephoned the stewards to voice their disappointment with the stewards interpretation of race replays.

10/17/08 (4) **Eight Race – Inquiry**

The stewards posted the inquiry sign following this race in order to review two (2) incidents. The first incident involved fourth place finisher #1 “Leavnona Jateplane” (Troyce Thomas), who struck a track pylon at the 3/4 pole. After review, it was determined that the horse did not violate track pylon rules as he did not race inside pylons.

The second incident of the inquiry was a review of second place finisher #5 “Avid Sportsman” (Lemoyne Svendsen), who went on a break shortly before the finish line. The stewards viewed their photo finish mechanism in order to determine if third place finisher #7 was beaten less than a length which would necessitate the enforcement of California Horse Racing Board Rule #1723 (Lapped on Break). The stewards ruled that no violation took place, and that change in the order of finish was warranted.

10/17/08 (5) **Driving Milestone**

Fifty six (56) year old reignsman Rick Plano recorded his five thousandth (5,000) driving victory behind “Larry Horse” in tonight’s tenth race. This native of Utica, New York was honored by all of his fellow drivers with their attendance in the winners circle following the race. In 2007 Plano booted home his most victories ever in a year, with three hundred and fifty seven (357) trips to the winners circle.

10/17/08 (6) **Program Changes**

10<sup>th</sup> Race Declaration - #8 “Park Y’r Amazing” – Trainer Frank Petrelli  
 Refund: \$0                      Injured – Robert Goodbary, D.V.M.

10/17/08 (7)	<b><u>Attendance and Handle</u></b>	
	Attendance	374
	Live Handle (On Track)	\$39,853
	Handle (In State)	\$473,027
	<u>Handle (Out of State)</u>	<u>\$306,112</u>
	Total Handle	\$818,992

**Saturday**10/18/08 (1) **Third Race – Inquiry**

The stewards posted the inquiry sign immediately following this race to review that actions of second place finisher #9 “Tonight Is Mine (Richard Bertrand) before the start. “Tonight Is Mine” went on a ‘break’ before the start and the stewards unanimously ruled that Driver Bertrand complied with California Horse Racing Board Rule #1722 (Breaking).

The stewards allowed the original results to stand. No change.

10/18/08 (2) **Tenth Race – Inquiry**

The stewards posted the inquiry sign to view an incident in the homestretch. #5 “Holme Fora Cuddle” (Rick Plano) makes a ‘break’ while in sixth position in mid-stretch. Shortly after this break, Driver David Siegel and #7 “Looking At You”, who are in last position, make wheel to wheel contact by striking #5 “Holme For a Cuddle”.

This incident severely damaged the left wheel on the sulky of #5 “Holme Fora Cuddle”, necessitating a DNF (did not finish) notation on his official USTA chart. No change in the order of finish was made after the steward’s review.

10/18/08 (3) **Fifteenth Race – Inquiry**

The stewards flashed the first place finisher #1 “Snooz Attack” (Rick Plano) to investigate a matter on the final turn. At the 3/4 mile marker this horse was observed making pylon contact. Race replays show “Snooz Attack” complying with Cal Expo pylon rules and ‘no change’ in the order of finish was warranted.

10/18/08 (4) **Non-Betting Race – Inquiry**

A non-betting race was held at 5:00 p.m. that kicked off a nearly six and one half (6 ½) hour racing card. Three (3) of the five (5) young two (2) year-olds made breaks in this race. All drivers and horses complied with the breaking rule and ‘no change’ was warranted.

10/18/08 (5) **Program Changes**

- 4<sup>th</sup> Race Declaration - #1 "Photo Delight" – Trainer Tim Clevenger  
Refund: \$4 Not Eligible – Stewards
- 5<sup>th</sup> Race Declaration - #6 "KD Rowdy One" – Trainer Rocky Stidham  
Refund: \$0 Injured – Robert Goodbary, D.V.M.
- 8<sup>th</sup> Race Declaration - #8 "Thatsmyson" – Trainer Frank Petrelli  
Refund: \$0 Injured – Robert Goodbary, D.V.M.
- 10<sup>th</sup> Race Declaration - #3 "Hi Ho Hi Ho" – Trainer Bob Johnson  
Refund: \$0 Injured – Robert Goodbary, D.V.M.
- 13<sup>th</sup> Race Declaration - #3 "Anelectricmachine" – Trainer George Reider  
Refund: \$0 Sick – Robert Goodbary, D.V.M.
- #7 "Not In A Heartbeat"- Trainer Matias Ruiz  
Refund: \$0 Injured – Robert Goodbary, D.V.M.

10/18/08 (6) **Attendance and Handle**

Attendance	352
Live Handle (On Track)	\$38,640
Handle (In State)	\$487,323
<u>Handle (Out of State)</u>	<u>\$278,878</u>
Total Handle	\$804,841

**RULINGS ISSUED THIS WEEK**

- 10/16/08 24 Driver James Lackey, who drove "Loaded Paradise" in the First Race on Saturday, October 11, 2008, at Cal Expo, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1734) (Whipping – Unreasonable Use).
- 10/16/08 25 Driver Richard Wojcio, who drove "Blow Em Away" in the Ninth Race on Saturday, October 11, 2008, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1721 (H) (Driving Rules – Allow a Hole).
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## W E E K L Y S U M M A R Y

### ATTENDANCE REPORT -

The full Board of Stewards was in session 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
16-Oct	2	6	APACHE RED	PETRELLI	Sick	Goodbary	\$0.00
	4	2	MYGIVEADAMNSBUSTED	ESCOBEDO	Sick	Goodbary	\$2.00
	7	5	RED STAR ENGINEER	JOHNSON	Injured	Goodbary	\$13.00
	7	6	TEXAS GLITTER	RAMIREZ	Injured	Goodbary	\$7.00
	11	3	LASSEZ FAIRE	MAIER	Injured	Goodbary	\$32.00
	11	6	FAST N FURIOUS	ESCOBEDO	Injured	Goodbary	\$16.00
17-Oct	10	8	PARK Y'R AMAZING	PETRELLI	Injured	Goodbary	\$0.00
18-Oct	5	6	KD ROWDY ONE	STIDHAM	Injured	Goodbary	\$0.00
	8	8	THATSMYSON	PETRELLI	Injured	Goodbary	\$0.00
	10	3	HI HO HI HO	JOHNSON	Injured	Goodbary	\$0.00
	13	3	ANELECTRICMACHINE	REIDER	Injured	Goodbary	\$0.00
	13	7	NOT IN A HEARTBEAT	RUIZ	Injured	Goodbary	\$0.00

### WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	11,219.90
Fresno Club One	\$	3,283.20
Golden Gate	\$	58,377.90
Monterey	\$	7,336.60
Pleasanton	\$	34,538.50
Sacramento	\$	89,296.00
San Jose	\$	44,293.70
San Mateo	\$	76,006.40
Santa Rosa	\$	9,864.80
Stockton	\$	26,913.10
Tulare	\$	632.70
Vallejo	\$	18,804.90
Racing Fairs	\$	-
Out of State	\$	794,660.52

# CAL-EXPO HARNESS ASSOCIATION

## SUMMARY

2008

	<b>Mon 10/13</b>	<b>Tues 10/14</b>	<b>Wed 10/15</b>	<b>Thurs 10/16</b>	<b>Fri 10/17</b>	<b>Sat 10/18</b>	<b>Total Week</b>	<b>Total Meet</b>
<b>Accidents</b>	<b>D</b>	<b>D</b>	<b>D</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Cal-Bred Races</b>	<b>A</b>	<b>A</b>	<b>A</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>Claims</b>	<b>R</b>	<b>R</b>	<b>R</b>	<b>1</b>	<b>1</b>	<b>2</b>	<b>4</b>	<b>7</b>
<b>Disqualifications</b>	<b>K</b>	<b>K</b>	<b>K</b>	<b>2</b>	<b>0</b>	<b>0</b>	<b>2</b>	<b>11</b>
<b>Inquiries</b>	<b>D</b>	<b>D</b>	<b>D</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>9</b>	<b>23</b>
<b>Refunds</b>	<b>A</b>	<b>A</b>	<b>A</b>	<b>6</b>	<b>3</b>	<b>6</b>	<b>15</b>	<b>28</b>
<b>Rulings</b>	<b>Y</b>	<b>Y</b>	<b>Y</b>	<b>3</b>	<b>1</b>	<b>0</b>	<b>4</b>	<b>27</b>

**Stewards Attendance: Stewards Baker, McLaren and Oke, were in attendance.**

**All drivers submitted to a breath analyzer test.**

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**Grant Baker, Steward**

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**Brent McLaren, Steward**

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**Michael W. "Wayne" Oke, Steward**