

CALIFORNIA HORSE RACING BOARD
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**CAL-EXPO HARNESS ASSOCIATION
TO THE CALIFORNIA HORSE RACING BOARD**

**HONORABLE EDMUND G. BROWN JR., GOVERNOR
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KIRK E. BREED, EXECUTIVE DIRECTOR**

Proceedings of the Board of Stewards for the period of Monday, April 11, 2011 through Sunday, April 17, 2011. Steward Michael W. "Wayne" Oke was the Reporting and Duty Steward for the enclosed period.

Monday

04/11/11 (1) **Entries & Draw for Current Week's Races (Thursday, Friday, Saturday)**

The race office was open this morning, accepting entries for the week's racing programs.

At the 11:15 a.m. draw for Thursday's card, seventy six (76) head were drawn to compete in ten (10) races.

Scratch time is Tuesday at 9:00 a.m.

04/11/11 (2) **Dark Day**

Tuesday

04/12/11 (1) **Scratch Time for Thursday 04/14/11**

At scratch time for Thursday's card there were eight (8) driver changes and one (1) injured scratch.

04/12/11 (2) **Draw for Friday and Saturday's Cards**

At the 12:30 p.m. draw for Friday's card, one hundred thirteen (113) head were drawn to compete in fourteen (14) races.

Immediately following, a draw was held with one hundred eleven (111) head drawn to compete in fourteen (14) events.

Scratch time is Wednesday at 9:00 a.m. for both cards.

04/12/11 (3) **Amateur Driving Series**

Part of the draw for Friday and Saturday's cards consisted of four (4) races on each card for horses to be driven by amateurs.

An excellent illustration of cooperation between trainers and race office personnel in filling eight competitive fields.

04/12/11 (4) **Dark Day**

Wednesday

04/13/11 (1) **Scratch Time for Friday and Saturday's Cards**

At scratch time for Friday's card there were multiple driver corrections and one (1) injured scratch.

Similarly, for Saturday's card there were multiple driver corrections and one (1) claiming price correction.

04/13/11 (2) **Dark Day**

Thursday

04/14/11 (1) **Formal Hearing - Financial Complaint**

CHRB Case #115SW-0014, 115SW-0015 & 115SW-0016

The hearing in the above matters was opened, the complaints entered on the record and it was formally noted that all of the respondents failed to appear; thus the hearing was continued. More to follow.

04/14/11 (2) **First Race – Recall**

Starter Bill Vallandingham called a "Recall" after #3 "Swing Vote" (Richard Wojcio) suffered broken equipment (head pole) before the start. Repairs were made, the field was reformed and the second attempt at a start went off with no problems. The incident caused approximately a five (5) minute delay.

The wagering was erroneously stopped by "Sportech" personnel. Sportech has been requested to submit a letter of explanation. More to follow.

04/14/11 (3) **Second Race – No Show Wagering**

As a result of the late injured scratch of #5 "Sweet Treats", trained by Tim Maier, show wagering was cancelled on this race.

04/14/11 (4) **Fifth and Sixth Race – Tote Problems**

The tote system experienced intermittent problems during Races 5 and 6. Sportech personnel instituted corrective measures and the remainder of the evening program was completed with no further problems.

At all times the video monitors displayed correct and current information.

04/14/11 (5) **Sixth Race – Inquiry/No Change**

The 'inquiry' sign was posted to determine the status of breaking horses in the race. Specifically, #6 "Final Chapter" (Richard Wojcio, 7th) and #8 "Exquisite Gem (Gene Vallandingham, 3rd).

After reviewing film, the stewards unanimously concluded that the breaking horses complied with the breaking rule, thus no change.

04/14/11 (6) **Program Changes**

1st Race Program Change - #7 "Precious Few"

Steve Wiseman for programmed Driver Steve Desomer

2nd Race Declaration - #5 "Sweet Treats" – Trainer Tim Maier
 Refund: \$124 Injured – Dr. Robert Goodbary
 6th Race Declaration - #9 "The Goose" – Trainer Larry Hastings
 Refund: \$78 Injured – Dr. Robert Goodbary
 #10 "Claim Jumper" – Trainer Vickie Desomer
 Refund: \$121 Injured – Dr. Robert Goodbary
 9th Race Declaration - #5 "Vic The Brick" – Trainer Steven Hyman
 Refund: \$224 Injured – Dr. Robert Goodbary

04/14/11 (7) **Attendance and Handle**

Attendance	161
Live Handle (On Track)	\$31,620
Handle (In State)	\$255,824
Handle (Out of State)	<u>\$217,722</u>
Total Handle	\$505,166

Friday

04/15/11 (1) **Third Race – Recall**
 Prior to the start of Race #3, Starter Bill Vallandingham called a recall because #7 "KD Nichol" (Keith Willey), coming to the starting gate 'out of position'.
 After reforming the field, the second attempt at a start went off with no problems.
 Delay – approximately three (3) minutes.

04/15/11 (2) **Third Race – Driver to Film Review**
 At the conclusion of Race #3, Driver Keith Willey was contacted by the stewards.
 Driver Willey accepted full responsibility for the incident, which caused the 'recall'.
 In light of these facts, the stewards issued the following ruling:

Ruling # 36

Driver Keith Willey, who drove "KD Nicol" in the Third Race on April 15, 2011 at Cal Expo, California, is hereby fined One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731 (D) (Driver Infractions – Come to Gate Out of Position - Necessitating Recall).

04/15/11 (3) **Driver Illness – Excused**
 Driver James Kennedy contacted the stewards at the conclusion of Race #3, stating that he was suffering from an "intestinal disorder".
 Driver Kennedy was excused from his remaining drives and substitutes were named: 6th Race - #2 Tony Succarotte; 8th Race - #2 James Lackey; 9th Race - #2 Tony Succarotte; 10th Race - #7 Scott Cisco; 11th Race - #3 Tony Succarotte; 14th Race - #8 James Lackey

04/15/11 (4) **Ninth Race – Tote Problems**
 While the results for Race #9 were being posted on the 'infield tote board', the intermittent tote problems flared up, yet again.

After intervention by Sportech personnel, the problem cleared up and the remainder of the card was completed with no further problems.

04/15/11 (5) **Eleventh Race – Inquiry/Disqualification**

The inquiry sign was posted to examine the stretch drive when #3 “Adora” (Tony Succarotte), the eventual second (2nd) place finisher, was observed ‘offstride’ in deep stretch and through the finish.

After reviewing film, the stewards unanimously concluded that #3 was lapped on by #2 “Don’t Dally Witch” (Scott Cisco, 3rd) and #5 “Incredible Gambler” (Steve Wiseman, 4th).

Consequently, #3 was disqualified and placed fourth (4th) as a result of a ‘lapped on break’ at the finish.

Original order of finish: 7-3-2-5-4-9-6-8-1-10

Official order of finish: 7-2-5-3-4-9-6-8-1-10

Driver Succarotte was ordered to film review, specifically to address his ‘use of the whip’ in the stretch drive. More to follow.

04/15/11 (6) **Fourteenth Race – Inquiry/Disqualification**

The ‘inquiry’ light was posted to examine the action as the field approached the 3/4 mile marker, #3 “The Advisor” (Lemoyne Svendsen) broke stride and scattered the trailing horses.

After reviewing film, the stewards unanimously concluded that #3 had interfered with #2 “Saltwater Cowboy” (Richard Schneider) and #10 “Code Blue” (Tony Succarotte) consequently, #2 and #10 were charted with ‘interference breaks’ and #3 was disqualified and placed last for ‘interference while on a break’.

Driver Svendsen was held blameless in the incident.

Original order of finish: 5-4-6-7-9-1-8-2-3-10

Official order of finish: 5-4-6-7-9-1-8-2-10-3

04/15/11 (7) **Program Changes**

1st Race Declaration - #3 “Askmetootherball” – Trainer Lester Smith

Refund: \$186 Injured – Dr. Robert Goodbary

9th Race Declaration - #7 “Red Star Penny” – Trainer Frank Petrelli

Refund: \$89 Injured – Dr. Robert Goodbary

04/15/11 (8) **Attendance and Handle**

Attendance	288
Live Handle (On Track)	\$52,302
Handle (In State)	\$401,532
Handle (Out of State)	<u>\$302,382</u>
Total Handle	\$756,216

Saturday

04/16/11 (1) **Suspension Issued – Ref: 04/14/11 (1)**

In view of the respondents failure to appear for scheduled hearings related to California Horse Racing Board Complaints #11SW-0014, 11SW-0015

and 11SW-0016, the Cal Expo Board of Stewards issued the following rulings:

Ruling # 34

Owner Mary Morrison (DBA JMS Racing Stable), having failed to respond to written notice to appear before the Board of Stewards at Cal-Expo on or before April 14, 2011, is hereby Suspended for violation of California Horse Racing Board Rule #1547 (Failure to Appear) pending an appearance at a hearing before the Board of Stewards to answer charges alleging violation of California Horse Racing Board Rules #1876 (Financial Responsibility - Training Fees Owed to Marco Rios). During the term of suspension all licenses and license privileges of Mary Morrison are suspended and pursuant to California Horse Racing Board Rule # 1528 (Jurisdiction of Stewards), subject is denied access to all premises in this jurisdiction.

Ruling # 35

Owner Elizabeth Foley, having failed to respond to written notice to appear before the Board of Stewards at Cal-Expo on or before April 14, 2011, is hereby Suspended for violation of California Horse Racing Board Rule #1547 (Failure to Appear) pending an appearance at a hearing before the Board of Stewards to answer charges alleging violation of California Horse Racing Board Rules #1876 (Financial Responsibility - Training Fees Owed to Marco Rios). During the term of suspension all licenses and license privileges of Elizabeth Foley are suspended and pursuant to California Horse Racing Board Rule # 1528 (Jurisdiction of Stewards), subject is denied access to all premises in this jurisdiction.

04/16/11 (2) **Driver Film Review – Tony Succarotte – Ref: 04/15/11 (5)**

Driver Succarotte attended film review, as requested, to review his drive in Race #11 on 04/15/11.

Driver Succarotte entered the office with a very negative attitude, which did not improve throughout the course of the film review.

Upon conclusion of the review, the stewards issued the following ruling and strongly suggested to Driver Succarotte he not only alter his driving habits, but also his attitude.

Ruling # 37

Driver Tony Succarotte, who drove “Adora” in the Eleventh Race on April 15, 2011, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Violation of ‘Cal-Expo House Whipping Rule’ – (4)(A) Any Blatant or Exaggerated Movements of the Whipping Arm Which Will Result From Raising the Elbow Above the Driver’s Shoulder Height and/or Allowing the Hand Holding the Whip to Reach Behind the Driver During the Use of the Whip).

04/16/11 (3) **Fifth Race – Inquiry/No Change**

The ‘inquiry’ sign was posted to review the stretch drive when #7 “Satire” (Lemoyne Svendsen), the eventual race winner, and #5 “Star Time Kid” (Luke Plano, 2nd) were in very close quarter in the stretch.

#7 prevailed in a very close finish.

The stewards unanimously concluded that #4 appeared to bother #7 near the wire. As #7 finished first (1st), no change was necessary.

Driver Plano was held blameless in the incident.

04/16/11 (4) **Amateur Driving Series**

The team of amateurs from the East prevailed in a very closely contested series of eight (8) races, conducted on Friday and Saturday's cards.

Of particular note was a very gracious example of sportsmanship, when David Siegel of Team West relinquished his drive in Saturday's 12th Race (the final event of the series) to a member of Team East (Simeon Hunsdon) after two (2) of Team East's drives in the race were late injured scratches.

04/16/11 (5) **Program Changes**

4th Race Declaration - #5 "Mystically Mine" – Trainer Bob Johnson

Refund: \$274 Injured – Dr. Robert Goodbary

5th Race Declaration - #3 "Little Box Out" – Trainer Matias Ruiz

Refund: \$69 Injured – Dr. Robert Goodbary

9th Race Declaration - #1 "Max's Illusion" – Trainer Nick Casale

Refund: \$50 Injured – Dr. Robert Goodbary

12th Race Declaration - #2 "Keyword Hanover" – Trainer Nathalie Tremblay

Refund: \$133 Injured – Dr. Robert Goodbary

#4 "Peter Hot Tail" – Trainer George Reider

Refund: \$152 Injured – Dr. Robert Goodbary

14th Race Declaration - #1 "Cruisersluckyseven" – Trainer Frank Petrelli

Refund: \$430 Injured – Dr. Robert Goodbary

04/16/11 (6) **Attendance and Handle**

Attendance 430

Live Handle (On Track) \$39,803

Handle (In State) \$401,154

Handle (Out of State) \$280,841

Total Handle \$721,798

RULINGS ISSUED THIS WEEK

04/15/11 33 Trainer Ralph Silvestri III, who started the horse "Above Timberline" in the Ninth Race at Cal Expo on February 18, 2011, is hereby fined the sum of One Thousand (\$1,000) Dollars pursuant to California Horse Racing Board Rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board Rule #1843 (D) (Medications, Drugs and Other Substances) and 1844(C) (Authorized Medication – Flunixin – 2,620 ng/ml in Excess of Permitted Level) Class IV that carries a Class C penalty.

- 04/15/11 34 Owner Mary Morrison (DBA JMS Racing Stable), having failed to respond to written notice to appear before the Board of Stewards at Cal-Expo on or before April 14, 2011, is hereby Suspended for violation of California Horse Racing Board Rule #1547 (Failure to Appear) pending an appearance at a hearing before the Board of Stewards to answer charges alleging violation of California Horse Racing Board Rules #1876 (Financial Responsibility - Training Fees Owed to Marco Rios).
- During the term of suspension all licenses and license privileges of Mary Morrison are suspended and pursuant to California Horse Racing Board Rule # 1528 (Jurisdiction of Stewards), subject is denied access to all premises in this jurisdiction.
- 04/15/11 35 Owner Elizabeth Foley, having failed to respond to written notice to appear before the Board of Stewards at Cal-Expo on or before April 14, 2011, is hereby Suspended for violation of California Horse Racing Board Rule #1547 (Failure to Appear) pending an appearance at a hearing before the Board of Stewards to answer charges alleging violation of California Horse Racing Board Rules #1876 (Financial Responsibility - Training Fees Owed to Marco Rios).
- During the term of suspension all licenses and license privileges of Elizabeth Foley are suspended and pursuant to California Horse Racing Board Rule # 1528 (Jurisdiction of Stewards), subject is denied access to all premises in this jurisdiction.
- 04/16/11 36 Driver Keith Willey, who drove “KD Nicol” in the Third Race on April 15, 2011 at Cal Expo, California, is hereby fined One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731 (D) (Driver Infractions – Come to Gate Out of Position - Necessitating Recall).
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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
14-Apr	2	5	SWEET TREATS	MAIER	Injured	Goodbary	\$124.00
	6	9	THE GOOSE	HASTINGS	Injured	Goodbary	\$78.00
	6	10	CLAIM JUMPER	DESOMER	Injured	Goodbary	\$121.00
	9	5	VIC THE BREAK	HYMAN	Injured	Goodbary	\$224.00
15-Apr	1	3	ASKMETOOTHEBALL	SMITH	Injured	Goodbary	\$186.00
	9	7	RED STAR PENNY	PETRELLI	Injured	Goodbary	\$89.00
16-Apr	4	5	MYSTICALLY MINE	JOHNSON	Injured	Goodbary	\$274.00
	5	3	LITTLE BOX OUT	RUIZ	Injured	Goodbary	\$69.00
	9	1	MAX'S ILLUSION	CASALE	Injured	Goodbary	\$50.00
	12	2	KEYWORD HANOVER	TREMBLAY	Injured	Goodbary	\$133.00
	12	4	PETER HOT TAIL	REIDER	Injured	Goodbary	\$152.00
	14	1	CRUISERLUCKYSEVEN	PETRELLI	Injured	Goodbary	\$430.00

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	9,837.90
Fresno	\$	4,196.10
Fresno Club One	\$	4,082.90
Golden Gate	\$	42,895.60
Monterey	\$	7,294.70
Pleasanton	\$	20,824.30
Sacramento	\$	98,818.30
San Jose	\$	27,034.60
San Mateo	\$	50,506.70
Santa Rosa	\$	6,843.60
Stockton	\$	15,373.80
Tulare	\$	-
Turlock	\$	-
Vallejo	\$	13,448.10
So. California	\$	426,385.30
Out of State	\$	800,945.37

CAL-EXPO HARNESS ASSOCIATION

SUMMARY

2011

	Mon 04/11	Tues 04/12	Wed 04/13	Thurs 04/14	Fri 04/15	Sat 04/16	Total Week	Total Meet
Accidents	D	D	D	0	0	0	0	2
Cal-Bred Races	A	A	A	0	0	0	0	0
Claims	R	R	R	0	2	0	2	26
Disqualifications	K	K	K	0	2	0	2	24
Inquiries	D	D	D	1	2	1	4	65
Refunds	A	A	A	4	2	6	12	161
Rulings	Y	Y	Y	0	3	2	5	37

Stewards Attendance: Stewards Oke, Meyers and Baker were in attendance.

All drivers submitted to a breath analyzer test.

Michael W. "Wayne" Oke, Steward

Will Meyers, Steward

Grant Baker, Steward