

California Horse Racing Board  
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REPORT OF THE BOARD OF STEWARDS  
**Watch And Wager, LLC**  
 Cal Expo, Sacramento, California

TO THE CALIFORNIA HORSE RACING BOARD

Honorable Gavin Newsom, Governor  
 Honorable Gregory L. Ferraro, Chairman  
 Honorable Oscar Gonzales, Vice Chairman  
 Honorable Dennis V. Alfieri, Member  
 Honorable Damascus Castellanos, Member  
 Honorable Wendy Mitchell, Member  
 Honorable Alex Solis, Member  
 Honorable Brenda Davis Washington, Member  
 Scott Chaney, Executive Director  
 Cynthia Alameda, Assistant Executive Director  
 Darrel McHargue, Chief Steward

**Report for the Week of Tuesday, December 15, 2020 Through Sunday, December 20, 2020.**

**TUESDAY**

12/15/20<sup>1</sup>

**Dark Day Duties**

Steve Carpenito Reporting and Duty Steward.

12/15/20<sup>2</sup>

**Entry Day**

The race office was open today Conducting a double draw for both Friday, December 18, 2020, and Saturday, December 19, 2020. There were two hundred eleven (211) horses entered with two hundred two (202) drawing in. There are twelve (12) race cards scheduled for both Friday and Saturday. With the 10:00 PM curfew still in place, Post Time for each night is scheduled for 4:50 PM.

**WEDNESDAY**

12/16/20<sup>1</sup>

**Changes**

The Stewards' office was open to take changes for Friday, December 18, 2020. There were many driver changes, one (1) scratch and one (1) claiming price correction.

**THURSDAY**

12/17/20<sup>1</sup>

**Changes**

The Steward's office was open to take changes for Saturday, December 19, 2020. There were several driver changes, two (2) scratches and one (1) claiming price.

12/17/20<sup>2</sup>

**Stewards Hearing**

An informal hearing was conducted in via Microsoft Teams, regarding California Horse Racing Board Complaint #20SW0014 alleging violations of California Horse

Racing Board Rules #1874 (Disorderly Conduct), #1902 (Conduct Detrimental to Horse Racing) and #1530 (Cases Not Covered by Rules and Regulations [Attempted Suicide]) against Driver Phillip Knox. California Horse Racing Board investigator David Aguilar, Licensee Knox and all the Stewards were present.

12/17/20<sup>3</sup>

**Stewards Hearing Scheduled**

An informal hearing was scheduled via Microsoft Teams regarding California Horse Racing Board Complaint #20SW0020 alleging violations of California Horse Racing Board Rules. The scheduled hearing did not proceed due to the complainant's, Owner Keri Lynn Diemert, failed to appear.

12/17/20<sup>4</sup>

**Race Date Change Request**

Watch and Wager General Manager, Chris Schick, requested a change in race days from Friday and Saturday to Saturday and Sunday starting with the Winter/Spring meets beginning in January. This request was approved by the California Racing Board.

**FRIDAY**

12/18/20<sup>1</sup>

**Qualifying Races**

Entries were taken this morning for qualifiers to be held prior to the regularly scheduled races on Saturday, December 19<sup>th</sup>.

12/18/20<sup>2</sup>

**Rulings written**

The following rulings were written:

**Ruling #32**

In the matter of: Driver Jacob Cutting.

Driver JACOB CUTTING who drove #4 RIVER LASSENA, in the Second Race on Saturday, December 12, 2020 is hereby fined the sum of one hundred dollars (\$100.00)\* for violation of the Watch and Wager Pylon rule. #4 RIVER LASSENA went inside of at least three consecutive pylons before the quarter. #4 RIVER LASSENA finished 1<sup>st</sup> and was placed 6<sup>th</sup> in violation of California Horse Racing Board Rule #1530 (cases not covered).

**Ruling #33**

In the matter of: Driver James Lackey

Driver JAMES LACKEY who drove #10 CALIFORNIA ROCK, in the Sixth Race on Saturday, December 12, 2020 is hereby fined the sum of Fifty dollars (\$50.00)\* for violation of California Horse Racing Board Rule #1731 (g) (Driver infractions-fail to come up into position).

**Ruling #34 and 35**

In the matter of: Trainer William Collins

**Ruling #34**

After a formal hearing conducted via Microsoft Teams on Thursday, December 11, 2020 regarding Case #20SW0004, Trainer WILLIAM COLLINS, trainer of record of the horse BEAUS COWBOYS who raced in the 8<sup>th</sup> race on Friday, January 3, 2020 is hereby fined the sum of five hundred dollars (\$500.00) for violation of California Horse Racing Board Rule #1843 (a), (b) and (d) (Medication, Drugs and Other Substances); California Horse Racing Board Rule #1843.1 (a) (Prohibited Drug

Substances), California Horse Racing Board Rule #1887 (a) (Trainer to Ensure the Conditions of horse) and California Horse Racing Board Rule#1843.5 (c) (Medications, Drugs and Other Substances Permitted after Race Entry). Sample #CE30136 was obtained and submitted to the UC Davis Maddy Laboratory, official testing Laboratory of the California Horse Racing Board for testing, which showed the presence of Methocarbamol at the level of 6.1 ng/mL, which is in the excess of the allowable limit threshold of zero tolerance. This is considered a Class 4, Penalty C violation.

**Ruling #35**

After a formal hearing conducted via Microsoft Teams on Thursday December 11, 2020 regarding the Case #20SW0004, trainer WILLIAM COLLINS, trainer of record of the horse BEAUS COWBOY who raced in the 8<sup>th</sup> race on Friday , January 3, 2020, is hereby suspended for a period of 30 days beginning December 19, 2020 through and including January 17, 2021 for violation of California Horse Racing Board Rule #1891 (a) (b) ( Possession of Contraband ) and California Horse Racing Board Rule #1840 ( Veterinary Practices and Treatments Restricted ). During the subsequent barn inspection regarding the positive test, a hypodermic needle with syringe attached was found. During the interview with Investigator Hunter Bartholomew, Mr. Collins admitted to injecting BEAUS COWBOY with ACTH the first and second week of November.

During the term of suspension, all licenses and license privileges of WILLIAM COLLINS are suspended and pursuant to California Horse Racing board Rule #1528 (Jurisdiction of Stewards to Suspend and Fine), subject is denied access to all premises in this jurisdiction.

**Ruling #36**

In the matter of: Driver Phil Knox

Following an informal hearing conducted by Microsoft Teams on Thursday, December 17, 2020 regarding Case Number 20SW0014, driver PHIL KNOX is hereby issued a warning and put on probation for remainder of the Cal Expo meet through April 25, 2021 for Violation of California Horse Racing Board Rule #1902 (Conduct Detrimental to Horse Racing). Mr. Knox will remain on Agreement to Test (Cal Expo Ruling #29 dated March 21, 2020).

**Ruling #37**

In the matter of: Owner Keri Diemert

Owner Keri L Diemert is hereby indefinitely suspended pursuant to California Horse Racing Board Rule #1547 ( Failure to Appear) for Failure to appear before the Board Of Stewards on December 17, 2020 regarding case # 20SW00020 after proper notification to do so.

All licenses and license privileges of Keri L. Diemert are suspended pending a hearing before the Board Of Stewards and pursuant to California Horse Racing Board Rule #1528 ( Jurisdiction of the Stewards to Suspend or Fine), subject is denied access to all premises in this jurisdiction.

- 12/18/20<sup>3</sup>      **HD Signal at Cal Expo**  
Beginning with tonight's races, Cal Expo Began broadcasting in HD. This is a very welcome improvement for the Stewards.
- 12/18/20<sup>4</sup>      **Program Changes**  
4<sup>th</sup> Race Declaration – #1 TEACHMEHOWTATORY Trainer: Nick Roland – Sick. Dr. Eduardo De La Cruz.  
  
11<sup>th</sup> Race Declaration - #4 PART TIME Trainer: Kathleen Plested – Sick. Dr. Lane Schloeder.  
  
12<sup>th</sup> Race Declaration - #2 LODI PHILLIP Trainer: Pierre Girard – Sick. Dr. Eduardo De La Cruz.
- 12/18/20<sup>5</sup>      **Race Day**  
Twelve (12) races were scheduled tonight over a track rated "Fast" with a scheduled post time of 4:50 PM.
- 12/18/20<sup>6</sup>      **1<sup>st</sup> Race Inquiry**  
In the stretch #7 JOLTIN JOE driven by Nick Roland, while searching for clearance angled out striking the wheel of #4 WEST CENTRAL BEACH driven by Jacob Cutting. #7 JOLTIN JOE finished 2<sup>nd</sup> and was placed 3<sup>rd</sup> for causing interference.  
  
Original Order of Finish: 2-~~7~~-4-1-8-3-6  
Official Order of Finish: 2-4-~~7~~-1-8-3-6  
  
Driver Nick Roland was informed he would be fined one hundred dollars (\$100) for causing interference with #4 WEST CENTRAL BEACH. Nick Roland requested to come to the Stewards office to view the DVD of the race.
- 12/18/20<sup>7</sup>      **1<sup>st</sup> Race Stewards' List**  
#5 MYSKILLSPAYDABILLS was placed on the Stewards' List for making a break off a qualifier and required to re-qualify.
- 12/18/20<sup>8</sup>      **12<sup>th</sup> Race Stewards' List**  
#4 TWO TIMES A YANKEE was placed on the Stewards' List for making a break off a qualifier and required to re-qualify.
- 12/18/20<sup>9</sup>      **DAILY ATTENDANCE & HANDLE**
- |                           |          |                     |
|---------------------------|----------|---------------------|
| <b>On track</b>           | <b>0</b> | <b>\$0.00</b>       |
| <b>SCOTWinc</b>           | N/A      | \$6,068.30          |
| <b>Out of state + ADW</b> | N/A      | \$469,669.96        |
| <b>Total</b>              |          | <b>\$475,738.26</b> |
- SATURDAY**  
12/19/20<sup>1</sup>      **Driver In**  
Driver Nick Roland was in to review the DVD from last night's first race. His contention was that another driver angled out late, pushing him in to #4 WEST CENTRAL BEACH. The Stewards did not feel his claim had merit. Mr. Roland accepted his fine.
- 12/19/20<sup>2</sup>      **Substitute Steward**  
Grant Baker filled in this evening for Steward Rod Newhart, who was feeling ill.

- 12/19/20<sup>3</sup> **Qualifying Races**  
Two qualifying races were held at 4:00 PM on a track rated as “Fast”. Nine (9) of the ten (10) horses were successful in meeting qualifying standards.
- 12/19/20<sup>4</sup> **Program Changes**  
3<sup>rd</sup> Race Declaration - #5 LILAC LAUREY Trainer: Tim Clevenger – Sick. Dr. Eduardo De La Cruz.  
  
3<sup>rd</sup> Race Driver Change - #2 BIG CHUTE Trainer: Tim Clevenger to Luke Plano  
  
4<sup>TH</sup> Race Declaration - #2 BERTHA VANATION Trainer: Nick Roland – Injured. Dr. Eduardo De La Cruz.  
  
4<sup>th</sup> Race Cancellation of Show Wagering – Due to field scratching to four (4) betting interests.  
  
5<sup>th</sup> Race Declaration - #4 FEDEX EXPRESS Trainer: Natalie Tremblay – Sick. Dr. Lane Schloeder.  
  
6<sup>th</sup> Race Driver Change - #3 MCLEGEND Trainer: Tim Clevenger to James Kennedy.  
  
7<sup>th</sup> Race Driver Change - #1 STANHOPE Trainer: Tim Clevenger to Doug Chappell  
  
8<sup>th</sup> Race Driver Change - #3 WILLEY BITE Trainer: Tim Clevenger to Luke Plano  
  
10<sup>th</sup> Race Declaration - #2 SPORTY FOX Trainer: Nick Roland – Sick. Dr. Eduardo De La Cruz.
- 12/19/20<sup>5</sup> **Race Day**  
Twelve (12) races were scheduled tonight over a track rated “Fast” with a scheduled post time of 4:50 PM.
- 12/19/20<sup>6</sup> **Delay in Posting the Order of Finish in 1<sup>st</sup> Race**  
There was approximately a four-minute delay in posting the Order of Finish in tonight’s 1<sup>st</sup> race due to an issue with the photo finish computer.
- 12/19/20<sup>7</sup> **2<sup>nd</sup> Race Inquiry**  
The inquiry sign was posted after the second race for the Stewards to review the racing action nearing the three-quarter pole. #4 ITS POINTLESS driven by James Kennedy passed #6 ROCKINSCIENCE driven by Luke Plano on the inside nearing the three-quarter pole. After a video review, it was unanimous opinion of the Stewards that #4 ITS POINTLESS always remained on the course and did not cause interference to #6 ROCKINSCIENCE. Results stand as posted.
- 12/19/20<sup>8</sup> **6<sup>th</sup> Race Whipping Violations**  
Driver Harold Herrera, #2 MAN OF MINE and Driver Phillip Knox, #5 E R VINCENT, were both informed that they were being fined fifty dollars (\$50) for violation of the California Horse Racing Board Whipping Rule – First violation in 60 days for both.
- 12/19/20<sup>9</sup> **10<sup>th</sup> Race Whipping Violation**  
Driver James Kennedy, #9 JENNIE ANN, was informed that he was being fined fifty dollars (\$50) for violation of the California Horse Racing Board Whipping Rule – First violation in 60 days. Mr. Kennedy called and requested to view the DVD of the violation and was invited to the Stewards’ Office on Saturday, December 26, 2020.

12/19/20<sup>10</sup> **10<sup>th</sup> Race Stewards' List**

#5 HF'S SUPER FILLY was placed on the Steward's List for repeated Breaks and required to qualify.

12/19/20<sup>11</sup> **DAILY ATTENDANCE & HANDLE**

<b>On track</b>	<b>0</b>	<b>\$0.00</b>
<b>SCOTWinc</b>	N/A	\$0.00
<b>Out of state + ADW</b>	N/A	\$476,966.33
<b>Total</b>		<b>\$476,966.33</b>

**VETERINARIAN RECOMMENDED SCRATCHES**

Date	Race	No.	Horse	Trainer	Reason	Vet	Refund
DEC-18	4	1	TEACHMEHOWTOTORY	NICK ROLAND	SICK	DR. EDUARDO DE LA CRUZ	\$200.30
DEC-18	11	4	PART TIME	KATHLEEN PLESTED	SICK	DR. LANE SCHLOEDER	\$156.09
DEC-18	12	2	LODI PHILLIP	PIERRE GIARARD	SICK	DR. EDUARDO DE LA CRUZ	\$85.91
DEC-19	3	5	LILAC LAUREY	TIM CLEVINGER	SICK	DR. EDUARDO DE LA CRUZ	\$64.49
DEC-19	4	2	BERTHA VANATION	NICK ROLAND	INJURED	DR. EDUARDO DE LA CRUZ	\$64.35
DEC-19	5	4	FEDEX EXPRESS	NATALIE TREMBLAY	SICK	DR. EDUARDO DE LACRUZ	\$37.13
DEC-19	10	2	SPORTY FOX	NICK ROLAND	SICK	DR. EDUARDO DE LA CRUZ	\$51.19

**SUMMARY**

	Wed 12/16	Thurs 12/17	Fri 12/18	Sat 12/19	Sun 12/20	Week	Meet
Accidents	D	D	0	0	0	0	0
Cal-Bred Races	A	A	0	0	0	0	0
Claims	R	R	0	0	0	0	2
Disqualifications	K	K	0	0	0	0	5
Inquiries	D	D	1	1	0	2	8
Refunds	A	A	0	0	0	0	7
Rulings	Y	Y	6	0	0	6	9
Voided Claims	0	0	0	0	0	0	0

Respectfully submitted,

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**Steve Carpenito, Steward**


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**Jim Grow, Steward**


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**Rod Newhart, Steward**


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**Tom McCarthy, Safety Steward**