

CALIFORNIA HORSE RACING BOARD
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**WATCH AND WAGER LLC – CAL EXPO**

TO THE CALIFORNIA HORSE RACING BOARD

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Proceedings of the Board of Stewards for the period of Monday, February 4, 2019 through Sunday, February 10, 2019. Steward Rod Newhart was the Reporting and Duty Steward for the enclosed period.

Monday

02/04/19 (1) **Dark Day**

Tuesday

02/05/19 (1) **Entry Day**

The race office was open today accepting entries for Friday, February 8th and Saturday, February 9th. One hundred seventy nine (179) horses were entered with one hundred seventy two (172) drawing in. There are eleven (11) races for Friday, February 8th and Saturday February 9th with post time starting at 6:10P.M. Two (2) California Sire Stake races are scheduled for Friday, February 8th with post time scheduled for 5:30 P.M.

02/05/19 (2) **Dark Day**

Wednesday

02/06/19 (1) **Changes**

The steward's office was open to take changes for Friday, February 8th with several driver changes and no scratches.

02/06/19 (2) **Dark Day**

Thursday

02/07/19 (1) **Changes**

The steward's office was open to take changes for Saturday, February 9th with several driver changes, one condition correction and no scratches.

02/07/19 (2) **Stewards Hearing**

A formal hearing was conducted in the Cal Expo Stewards office regarding California Horse Racing Board Complaint #18SW0052 alleging violations of California Horse Racing Board Rules #1843(a)(d) (Medications, Drugs and Other Substances), #1843.1(b) (Prohibited Drug Substances), #1844(f)(9) (Authorized Medications (Excess of Specified Level)) and #1877(a) (Trainer to Ensure the Condition of the Horse) by trainer Harold Gordon Empey. CHRB investigators David Aguilar and Jennifer Tolman, licensee Empey and all the Stewards were present. More to follow.

02/07/19 (3) **Stewards Hearing**

A formal Hearing was conducted in the Cal Expo Stewards office regarding California Horse Racing Board Complaint #18SW0043 alleging violations of California Horse Racing Board Rules #1843(a)(c)(d) (Medications, Drugs and Other Substances), #1843.1(b) (Prohibited Drug Substances), #1844(c)(2) (Authorized Medications), #1866(d)(4)(Veterinarian's List), #1887(a) (Trainer to Ensure the Condition of the Horse), #1890(a) (Possession of Hypodermic Needles) and #1890 (d) (Possession of Prescription Medication) against Trainer Earl Kennedy. CHRB Supervising Special Investigator Luis Quezada, CHRB investigators David Aguilar and Jennifer Tolman, licensee Kennedy and all the stewards were present. Also appearing as a witness for the licensee was James Kennedy. The proceedings were recorded by court reporter Sandy Lewis. More to follow.

02/07/19 (4) **Dark Day**

Friday

02/08/19 (1) **Qualifying Races**

Entries were taken this morning for qualifiers to be held prior to the regularly scheduled races. Two (2) qualifying races were held at 5:00P.M. on a track rated as "Fast". Four (4) of the seven (7) horses were raced were successful in meeting the qualifying standards.

02/08/19 (2) **Hearing Continuance**

Licensee Christopher Brock Lugar requested a hearing continuance regarding Case # 18SW0042 as he was going to try to work out a stipulated agreement with the California Horse Racing Board and the request was granted but if the California Horse Racing Board denied the request, his hearing would be scheduled for Thursday, February 21st. The stewards were later informed that the request had been denied and a hearing date will be set at a later date due to a conflict with the California Horse Racing Board monthly meeting on February 21st.

02/08/19 (3) **California Sire Stakes**

Prior to the regular card, two (2) California Sire Stakes were contested. The first was for Four (4) Year Old Horse and Geldings Pacers with a purse of six thousand five hundred dollars (\$6,500.00) with three (3) participants. The second race contested was for Four (4) Year Old Horse and Gelding Trotters also with a purse of six thousand five hundred dollars (\$6,500.00) with two (2) participants.

02/08/19 (4) **Race Day**

Eleven (11) races were contested tonight over a track rated as “Fast” with a scheduled post time of 6:15P.M.

02/08/19 (5) **Program Changes**

1st Race Declaration: #7 “SING N SANDI” –Trainer Edwin Quevedo

Refund: \$162.35 Injured- Dr. Eduardo De La Cruz DVM

7th Race Declaration: #3 “Mucho Macho Man”-Trainer Leon Smith

Refund: \$4.75 -Stewards

8th Race driver change: #4 “EASTENDER” -Driver Luke Plano

8th Race Driver change: #8 “MINT TO CRUSE”- Driver Ryan Grundy

9th Race Declaration: #3 “LAISSEZMOIPICOLER”-Trainer Leon Smith

Refund: \$94.95 -Stewards

9th Race Declaration: #9 “BO’S SO HOT” -Trainer Earl Kennedy

Refund: \$189.90 Injured- Dr. Lane Schloeder DVM

02/08/19 (6) **2nd Race**

This race was a California Sire Stakes for Four (4) Year Old Mare Pacers for a purse six thousand five hundred dollars (\$6,500.00) with four (4) participants.

02/08/19 (7) **3rd Race**

Track Condition changed to “Good”.

02/08/19 (8) **4th Race**

Track Condition changed to “Sloppy”.

02/08/19 (9) **Fourth Race Inquiry**

The stewards caused the inquiry sign to be posted against the second place finisher #2 “LICKCREEK SPEEDWAY” for possible violation of the breaking rule-failure to lose ground while on a break-after the half. After reviewing the video replay, the stewards unanimously agreed there was a violation and “LICKCREEK SPEEDWAY” was disqualified and placed 3rd.

Original Order of Finish-4-2-6-3-5-1

Official Order of Finish-4-6-2-3-5-1

02/08/19 (10) **5th Race Inquiry**

The stewards caused the inquiry sign to be posted against the third place finisher #2 “READ ME MY RIGHTS” for possible violation of the breaking rule-failure to lose ground while on a break-before the start. After reviewing the video replay the stewards unanimously agreed there was no violation and the original order of finish was allowed to stand.

02/08/19 (11) **Eleventh Race Declaration**

#7 “STORMING D ODDS”

Refund: \$9,214.85

Trainer Kathleen Plested

Injured-Dr.Leticia O’Hara DVM

02/08/19 (12) **Eleventh Race Inquiry**

The stewards caused the inquiry sign to be posted against the third place finisher #4 “BLUE STAR JET” for possible violation of the house pylon rule.

After viewing the video replay, “BLUE STAR JET” only went inside one pylon, but so far inside that, in the steward’s opinion, he gained an unfair advantage. “BLUE STAR JET” was disqualified and placed fourth.

Original Order of Finish-2-9-4-6-8-5-3

Official Order of Finish-2-9-6-4-8-5-3

02/08/19 (13) **Attendance and Handle**

Attendance	116
Live Handle (On Track)	\$33,859
Handle (In State)	\$356,259
<u>Handle (Out of State)</u>	<u>\$448,584</u>
Total Handle	\$838,702

Saturday

02/09/19 (1) **Race Day**

Eleven (11) races were contested tonight over a track rated as “Sloppy” with a scheduled post time of 6:15 P.M.

02/09/19 (2) **Driver Physicals**

Safety steward Tom McCarthy presented the stewards with a draft of a checklist that needs to be presented to and signed by the examining physician of the California Horse Racing Board approved medical facility Wellness Mart. He also presented a checklist that is to be given to each driver required to get a physical explaining the procedure. The stewards set February 27th as the deadline for the physicals to be turned in.

02/09/19 (3) **Rulings Written**

The following rulings were written as a result of the hearings on Thursday, February 7th.

RULING NO. 8

In the Matter of:
Trainer Earl Kennedy
{Case:18SW0043

Trainer Earl Kennedy, is suspended thirty (30) days and fined one thousand (\$1,000.00) dollars for violation of California Horse Racing rule #1890(a)(b) (Possession of Contraband) and #1843 (a)(b)(c) (Medication, Drugs and Other Substances) and #1843.1(b) (Prohibited Drug Substances), #1844(c)(2) (Authorized Medication), #1887 (a) (Trainer to Ensure the Condition of the Horse) #1890(a) (Possession of Hypodermic Needles).

During the term of the suspension, all license privileges of Earl Kennedy are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards), subject is denied access to all premises in the jurisdiction. The suspension shall be served from February 13, 2019 through March 15, 2019.

RULING # 9

In the Matter of:
 Trainer Harold Gordon Empey
 {Case: 18SW0052

Trainer Gordon Empey is hereby fined the sum of five hundred dollars (\$500.00)* for violation of California Horse Racing board rules #1843(a) (d) (Medication, Drugs and Other Substances) #`1843.1(b) (Prohibited Drug Substances), #1844 (8)(9) Authorized Medications (Excess of Specified Level) and #1887(a) Trainer to Ensure Condition of the Horse.

02/09/19 (3) **Program Changes**

7th Race Declaration: #7 “THIS DOG WONT HUNT”-Trainer Gordon Graham
 Stewards-Track Condition
 8th Race Declaration: #9 “MORTGAGE MY VILLA”-Trainer Nathan Sobey
 Refund: \$111.90 Stewards-Track Condition
 9th Race Declaration: #1 “LAISSEZ MOI PASSER”-Trainer Leon Smith
 Refund: \$83.00 Stewards
 10th Race Declaration: #3 “JOHNNY GUN”-Trainer Quentin Schneider
 Refund: \$53.35 Stewards-Track Condition
 11th Race Declaration: #2 “COSMOS”-Trainer Edwin Quevedo
 Refund: \$95.85 Stewards-Track Condition

02/09/19 (4) **First Race Tote Machine Locked Early**

The tote machines were locked early for the first race due to the judge’s console being restarted within one (1) minute prior to the scheduled post time. Reports from the tote company and the placing judge are attached.

02/09/19 (5) **Attendance and Handle**

Attendance	144
Live Handle (On Track)	\$32,666
Handle (In State)	\$312,808
Handle (Out of State)	\$400,304
Total Handle	\$745,778

Sunday

02/10/19 (1) **Dark Day**

W E E K L Y S U M M A R Y

ATTENDANCE REPORT - The full Board of Stewards were 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
08-Feb	1	7	SING N SANDI	QUEVEDO	INJURED	DE LA CRUZ	\$ 62.35
08-Feb	7	3	MUCHO MACHO MAN	SMITH	STEWARDS		\$ 68.65
08-Feb	9	3	LAISSEZMOIPICOLER	SMITH	STEWARDS		\$90.00
08-Feb	9	9	BOS SO HOT	KENNEDY	INJURED	SCHLOEDER	\$99.90
09-Feb	7	7	THIS DOG WONT HUNT	GRAHAM	TRACK CONDITION	STEWARDS	
09-Feb	8	9	MORTGAGE MY VILLA	SOBEY	TRACK CONDITION	STEWARDS	\$111.90
09-Feb	9	1	LAISSEZ MOI PASSER	SMITH	STEWARDS		\$83.00
09-Feb	10	3	JOHNNY GUN	SCHNIEDER	TRACK CONDITION	STEWARDS	\$53.35
09-Feb	11	2	COSMOS	QUEVEDO	TRACK CONDITION	STEWARDS	\$95.85

WATCH AND WAGER LLC – CAL EXPO**SUMMARY
2019**

	Mon 02/04	Tues 02/05	Wed 02/06	Thurs 02/07	Fri 02/08	Sat 02/09	Sun 02/10	Total Week	Total Meet
Accidents	D	D	D	D	0	0	D	0	0
Cal-Bred Races	A	A	A	A	0	0	A	0	0
Claims	R	R	R	R	0	0	R	0	4
Disqualifications	K	K	K	K	2	0	K	2	6
Inquiries	D	D	D	D	3	0	D	3	31
Refunds	A	A	A	A	4	4	A	8	38
Rulings	Y	Y	Y	Y	0	2	Y	2	12

Stewards Attendance: Stewards Newhart, Arlt and Sheward were in attendance.

Rod Newhart, Steward

Jim Arlt, Steward

Renee Sheward, Steward