

CALIFORNIA HORSE RACING BOARD
1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825
(916) 263-6000
FAX (916) 263-6042



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, January 28, 2013 through Sunday, February 3, 2013. Steward Grant Baker was the Reporting and Duty Steward for the enclosed period..

Monday

01/28/13 (1) Entry Day

The racing office was open today accepting entries for Thursday, January 31st. Eleven (11) races were drawn with ninety nine (99) horses scheduled to start.

01/28/13 (2) Keith Willey Hearing (Case# 12SW0072)

A hearing was held today in the Cal Expo stewards' office. The California Horse Racing Board (CHRB) filed a complaint against Trainer Keith Willey for alleged violation of CHRB Rule # 1843 (A) (D) (Medication, Drugs & other Substances) and Rule # 1887 (A) (Trainer to Insure Condition of Horse). Along with Trainer Willey and the stewards, present today was CHRB Supervising Investigator Dan Dailey. On December 8, 2012 the horse "KD Amazin Spirit" finished first in the third race and it was reported by UC Davis Laboratories the official test sample contained the prohibited drug substance Guaifenesin. Trainer Willey did not present any witnesses and/or documents at this hearing. Investigation of this case indicated Trainer Nathalie Tremblay often 'watches over' Willey's barn while he is 'on his farm.' Trainer Willey couldn't offer an explanation as to why Guaifenesin was found in the official test sample. The stewards excused Trainer Willey and Investigator Dailey from the steward's office. After the stewards deliberated, following a unanimous decision, Trainer Willey was informed that a penalty in the form of a ruling would be forthcoming on Thursday, January, 31st.

01/28/13 (3) **Dark Day**

Tuesday

01/29/13 (1) **Scratch – Entry Day**

Scratches and changes for racing on Thursday, January 31st were accepted today in the racing office. Twenty six (26) driver changes were activated after today's 9:00 a.m. deadline. Entries were taken today for racing on Friday, February 1st. Thirteen (13) races were drawn and one hundred five (105) horses are scheduled to go postward.

01/29/13 (2) **Race Days Dropped**

Chris Schick (General Manager – Watch and Wager LLC) notified the stewards via electronic mail today that Watch and Wager LLC/Cal Expo has received permission to drop Thursday racing effective February 7th. He stated the final Thursday racing card would be in two (2) days on Thursday, January 31st. Schick went on to note that they (Watch and Wager) have added Friday May 17th, Saturday May 18th, Friday May 24th and Saturday May 25th to their evening schedule. This change represents the elimination of ten (10) Thursday evening cards from their original license application submitted September 2012. With Watch and Wager LLC later adding Thursday, February 21st to their original license application this will total eleven (11) Thursday cards cancelled.

01/29/13 (3) **Keith Willey Ruling**

RULING # 14

TRAINER **KEITH WILLEY**, WHO STARTED “**KD AMAZIN SPIRIT**” IN THE THIRD RACE ON DECEMBER 8, 2012, IS FINED FIVE HUNDRED **(\$500.00)*** DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1843 (A) (D) (MEDICATIONS, DRUGS AND OTHER SUBSTANCES – PROHIBITIVE DRUG SUBSTANCE – GUAIFENESIN) PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1887 (A) (TRAINER TO INSURE CONDITION OF HORSE).

The ruling above was the result of a hearing held on January 28, 2013 at Cal Expo. The decision was unanimous.

01/29/13 (4) **Bruce Clarke Ruling**

RULING # 15

DRIVER **BRUCE CLARKE**, WHO WAS SCHEDULED TO APPEAR FOR FILM REVIEW ON JANUARY 26, 2013 AT CAL EXPO, CA IS HEREBY FINED THE SUM OF FIFTY **(\$50.00)*** DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1547 (FAILURE TO APPEAR).

Driver Bruce Clarke failed to appear for a film review with the stewards on January 26th. He was informed of this decision following the steward's unanimous decision.

01/29/13 (5) **David Siegel Film Review / Ruling [REF: 01/26/13 (6)]**

Driver David Siegel appeared in the steward's office to review his drive in the eighth race on Saturday, January 26th. Siegel sat behind #3 "Hoosier Bogo" who finished fourth, but was disqualified and placed fifth for a 'pylon' violation. Film review showed Siegel drove his horse off the main course and raced inside several pylons. During film review Driver Siegel told the stewards he accepted full responsibility for his drive and did not offer any excuses. In a unanimous decision the following ruling was issued.

RULING # 16

DRIVER **DAVID SIEGEL**, WHO DROVE "**HOOSIER BOGO**" IN THE EIGHTH RACE ON SATURDAY JANUARY 26, 2013, IS HEREBY FINED THE SUM OF ONE HUNDRED (**\$100.00**)* DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE # **1721 (K)** (DRIVING RULES – CARELESS DRIVING – RACED INSIDE MULTIPLE PYLONS IN THE STRETCH – RESULTING IN A DISQUALIFICATION).

01/29/13 (6) **Official Change**

Racing Official Matt Nichols will fill in this final three (3) day week for Placing Judge Kathy Poor.

01/29/13 (7) **Dark Day**

Wednesday

01/30/13 (1) **Entry Day**

Scratches and changes for racing on Friday, February 1st were accepted today in the racing office. Twenty two (22) driver changes were activated after today's 9:00 a.m. deadline. Entries were taken today for racing on Saturday, February 2nd. Fourteen (14) races were drawn and one hundred twelve (112) horses are scheduled to start.

01/30/13 (2) **Dark Day**

Thursday

01/31/13 (1) **Scratch Day**

Scratches and changes for racing on Saturday, February 2nd were taken today in the racing office. Twenty two (22) driver changes were also taken today along with two (2) scratches. All changes were activated after today's 9:00 a.m. deadline.

01/31/13 (2) **Starting Gate Problem**

There was an approximate seven (7) minute delay prior to the start of the third race. A flat tire on the mobile starting gate necessitated that Driver Kenny Fowler and Starter Bill Vallandingham go to their backup vehicle. These gentlemen 'start up' the second mobile starting gate (which is parked in the stable area) before the races every night in order to keep the backup gate ready for emergency situations such as this.

01/31/13 (3) **Program Changes**

7th Race Declaration: #2 "One Park Place" – Trainer Dario Solares

Refund:\$307.71	Injured – Robert Goodbary DVM
8 th Race Declaration: #6 “Earls Dreamofglory” – Trainer Bernie Wolin	
Refund:\$168.96	Injured – Robert Goodbary DVM
11 th Race Declaration: #6 “Wildcats Major” – Trainer Daniel Gassien	
Refund:\$93.95	Injured – Robert Goodbary DVM

01/31/13 (4) **Attendance and Handle**

Attendance	118
Live Handle (On Track)	\$32,112
Handle (In State)	\$98,001
Handle (Out of State)	\$324,515
Total Handle	\$454,628

Friday

02/01/13 (1) **Karen Isbell Ruling**

RULING # 17

TRAINER **KAREN ISBELL**, WHO STARTED THE HORSE “**FREEDOM ART**” IN THE FIRST RACE ON JANUARY 31, 2013 AT CAL EXPO, IS FINED THE SUM OF FIFTY **(\$50.00)*** DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1530 (CASES NOT COVERED BY RULES AND REGULATIONS – WARMING UP WITHOUT COLORS).

The Ruling above was issued by the stewards after they observed Driver/Trainer Isbell warming up her trainee “Freedom Art” without wearing her proper driving attire (colors). This occurrence took place in front of the grandstand prior to the first race.

02/01/13 (2) **Driver Off**

Driver Scott Cisco was excused from his eleven (11) drives tonight. He is with his wife tonight as they will spend the night in a local maternity ward waiting the birth of their first child.

02/01/13 (3) **Good Racing**

Tonight’s thirteen (13) race card went well as it was free of steward’s inquiries and/or driver objectives.

02/01/13 (4) **Program Changes**

1st Race Driver Changes - #2 “Moody Miss”

James Lackey for programmed Driver Scott Cisco (Excused – Stewards)
#8 “Groovin Hi”

Robert Roesch for programmed Driver Clinton Warrington Jr.
(No Show)

2nd Race Declaration - #1 “Freedombird” – Trainer Bob Johnson

Refund:\$853.60 Injured – Robert Goodbary DVM

2nd Race Driver Change - #5 “Outta The Red”

Bruce Clarke for programmed Driver Scott Cisco (Excused – Stewards)

3rd Race Driver Change - #3 “One And Only”

James Lackey for programmed Driver Scott Cisco (Excused – Stewards)

- 4th Race Driver Change - #6 "Rd Iou"
James Lackey for programmed Driver Scott Cisco
(Excused – Stewards)
- 5th Race Declaration - #10 "Grandpa Stevie" – Trainer Robert Bell
Refund:\$256.90 Injured – Robert Goodbary DVM
- 5th Race Driver Change - #6 "L S Orchardwinner"
Steve Wiseman for programmed Driver Scott Cisco
(Excused – Stewards)
- 7th Race Driver Change - #3 "Double L Rumbler"
Bruce Clarke for programmed Driver Scott Cisco
(Excused – Stewards)
- 8th Race Driver Change - #4 "Pips Jenny G"
Bruce Clarke for programmed Driver Scott Cisco
(Excused – Stewards)
- 10th Race Driver Change - #5 "Stretch Artist"
James Kennedy for programmed Driver Scott Cisco
(Excused – Stewards)
- 11th Race Driver Change - #8 "Notable Intension"
David Siegel for programmed Driver Scott Cisco
(Excused – Stewards)
- 12th Race Driver Change - #6 "Cherry Tree Kate"
James Lackey for programmed Driver Scott Cisco
(Excused – Stewards)
- 13th Race Driver Change - #4 "Loco For Cocoa"
James Lackey for programmed Driver Scott Cisco
(Excused – Stewards)

02/01/13 (5)	<u>Attendance and Handle</u>	
	Attendance	252
	Live Handle (On Track)	\$42,285
	Handle (In State)	\$243,752
	<u>Handle (Out of State)</u>	<u>\$531,586</u>
	Total Handle	\$817,623

Saturday

02/02/13 (1) **Richard Schneider Film Review**

Driver Richard Schneider appeared in the stewards office to review his drive behind #1 "Comeshomeearly" in last night's sixth race. This horse finished seventh and the stewards felt Driver Schneider was 'heavy handed' with his whip in the stretch, Warning issued.

02/02/13 (2) **Qualifying Races**

Three (3) qualifying races were held prior to this evening's fourteen (14) race pari-mutual card. Twelve (12) out of fourteen (14) competitors made on the grade.

02/02/13 (3) **Final Three (3) Day Week**

As announced in an email earlier this week from Operator Watch and Wager LLC, tonight marks the final three (3) day racing week for this meet that will now end on May 25th. For this three (3) day week, thirty eight (38) races were

carded with an average of 12.6 races an evening. A total of three hundred seventeen (317) horses were listed on overnights for Thursday, Friday, and Saturday evenings combined. This is an average of 8.34 horses per race. Two (2) day a week racing commences Friday, February 8th.

02/02/13 (4) **Sixth Race Inquiry**

The stewards posted the inquiry sign following this race to review a break in stride by first place finisher #2 “KD Rowdy One” (Lemoyne Svendsen). Film review showed that this horse regained his trotting gait before the start and in a unanimous decision the stewards ruled that ‘no change’ in the order of finish was warranted.

02/02/13 (5) **Tenth Race Inquiry**

The stewards posted the inquiry sign following this race in order to review the actions of #7 “Good Tiger Falls” (Scott Cisco) who made a break in stride during the opening quarter mile. Following film review the stewards all agreed that #7 “Good Tiger Falls” complied with CHRB Rule #1722 by ‘losing ground’ following his break. No change was made in the order of finish.

02/02/13 (6) **Program Changes**

1 st Race Declaration - #6 “Sabana Hanover” – Trainer Tim Brown	
Refund:\$249.70	Injured – Robert Goodbary DVM
8 th Race Declaration - #1 “In Regal Attire” – Trainer Daniel Gassien	
Refund:\$248.50	Injured – Robert Goodbary DVM
12 th Race Declaration - #3 “Cinnamon” – Trainer Rick Cisco	
Refund:\$124.30	Injured – Robert Goodbary DVM
13 th Race Declaration - #2 “Presciosita” – Trainer Nick Casale	
Refund:\$184.80	Injured – Robert Goodbary DVM
14 th Race Declaration - #3 “Artability” – Trainer Dario Solares	
Refund:\$4,529.40	Loose In Post Parade – Stewards

02/01/13 (7) **Attendance and Handle**

Attendance	268
Live Handle (On Track)	\$43,219
Handle (In State)	\$246,173
<u>Handle (Out of State)</u>	<u>\$467,859</u>
Total Handle	\$757,251

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
31-Jan	7	2	ONE PARK PLACE	DARIO SOLARES	Injured	Goodbary	\$307.71
31-Jan	8	6	EARLS DREAMOFGLODY	BERNIE WOLIN	Injured	Goodbary	\$168.96
31-Jan	11	6	WILCATS MAJOR	DANIEL GASSIEN	Injured	Goodbary	\$93.95
1-Feb	2	1	FREEDOMBIRD	BOB JOHNSON	Injured	Goodbary	\$853.60
1-Feb	5	10	GRANDPA STEVIE	ROBERT BELL	Injured	Goodbary	\$256.90
2-Feb	1	6	SABANA HANOVER	TIM BROWN	Injured	Goodbary	\$249.70
2-Feb	8	1	IN REGAL ATTIRE	DANIEL GASSIEN	Injured	Goodbary	\$248.50
2-Feb	12	3	CINNAMON	RICK CISCO	Injured	Goodbary	\$124.30
2-Feb	13	2	PRESCIOSITA	NICK CASALE	Injured	Goodbary	\$184.80
2-Feb	14	3	ARTABILITY	DARIO SOLARES	Injured	Goodbary	\$4,529.40

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	4,139.30
Fresno	\$	2,193.00
Fresno Club One	\$	1,332.40
Golden Gate	\$	22,298.30
Monterey	\$	2,113.30
Pleasanton	\$	13,700.60
Sacramento	\$	74,397.70
San Jose	\$	21,469.20
San Mateo	\$	24,777.10
Santa Rosa	\$	5,039.10
Stockton	\$	9,655.40
Tulare	\$	122.00
Turlock	\$	-
Vallejo	\$	11,730.50
No. California	\$	-
So. California	\$	218,703.50
Out of State	\$	-

WATCH AND WAGER LLC – CAL EXPO

SUMMARY

2012

	Mon 01/28	Tues 01/29	Wed 01/30	Thurs 01/31	Fri 02/01	Sat 02/02	Total Week	Total Meet
Accidents	D	D	D	0	0	0	0	0
Cal-Bred Races	A	A	A	0	0	0	0	4
Claims	R	R	R	0	1	0	1	3
Disqualifications	K	K	K	0	0	0	0	6
Inquiries	D	D	D	0	0	2	2	18
Refunds	A	A	A	3	2	5	10	66
Rulings	Y	Y	Y	3	1	0	4	15

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

All drivers submitted to a breath analyzer test.

Grant Baker, Steward

Will Meyers, Steward

Michael W. "Wayne" Oke, Steward