

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



CAL-EXPO HARNESS ASSOCIATION
TO THE CALIFORNIA HORSE RACING BOARD

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Proceedings of the Board of Stewards for the period of Monday, January 16, 2012 through Sunday, January 22, 2012. Steward Wayne Oke was the Reporting and Duty Steward for the enclosed period.

Monday

1/16/12 (1) **Entries for Week's Racing/Normal Monday Clerical Duties**

The Race Office was open this morning accepting entries for the week's (Friday and Saturday) racing programs.

1/16/12 (2) **Dark Day**

Tuesday

1/17/12 (1) **Draw for Friday and Saturday Cards**

At 9:00 a.m. a draw was conducted for Friday's card with one hundred ten (110) head drawn to compete in fourteen (14) races.

Immediately following a draw was conducted for Saturday's card with one hundred fourteen (114) head drawn to compete in fifteen (15) races.

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

1/17/12 (2) **Dark Day**

Wednesday

1/18/12 (1) **Scratch Time for Friday and Saturday Cards**

At scratch time for Saturday's card there were numerous driver corrections and no other changes.

1/18/12 (2) **Formal Hearing CHRB Complaint #11SW0080**

This was a complaint fined as a result of a high Flunixin reading (111.3 UG/ML) on the horse "Dine N Wine".

Present at the hearing along with the Cal Expo Stewards were California Horse Racing Board Investigator Carol Nolan, California Horse Racing Board Official Veterinarian Robert Goodbary and Respondent Trainer Victoria D. Desomer. The proceedings were recorded by Wendy Frazier of Frazier Reporting.

The proceedings were officially opened testimony was taken, exhibits were entered and the matter was deemed submitted.

Decision to follow.

1/18/12 (3) **Dark Day**

Thursday

1/19/12 (1) **Financial Complaint Hearing [REF: CHRB Complaint #11SW0068]**

This hearing was scheduled based on a complaint filed by Michael J. Fraga (Cal Expo Track) relative to a past due Tack Shop bill in the amount of \$134.

After allowing additional time for the respondent to appear (forty five minutes) and determining that the proper procedures for notification had been observed the Cal Expo Board of Stewards issued the following ruling.

RULING # 07

OWNER **MELVIN DEJESUS PEREZ-PARADA**, HAVING FAILED TO RESPOND TO WRITTEN NOTICE TO APPEAR BEFORE THE BOARD OF STEWARDS AT CAL EXPO (SACRAMENTO) ON OR BEFORE THURSDAY JANUARY 19, 2012 TO ANSWER CHARGES ALLEGING VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1876 (FINANCIAL RESPONSIBILITY) IS HEREBY SUSPENDED PENDING AN APPEARANCE BEFORE THE BOARD OF STEWARDS FOR VIOLATION OF HORSE RACING BOARD RULE #1547 (FAILURE TO APPEAR).

DURING THE TERM OF SUSPENSION ALL LICENSE AND LICENSE PRIVILEGES OF MELVIN DEJESUS PEREZ-PARADA ARE SUSPENDED AND PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1528 (JURISDICTION OF STEWARDS) SUBJECT IS DENIED ACCESS TO ALL PREMISES IN THIS JURISDICTION.

1/19/12 (2) **Ruling Per Outriders Request**

The duty Steward was contacted by Outrider Mike Waite indicating that Licensee Edward Arriaga-Hernandez had failed to obey his instructions and requested a fine of fifty dollars (\$50.00).

The Stewards granted the request and issued the following ruling.

RULING # 06

OWNER **EDWARD ARRIAGA-HERNANDEZ**, IS HEREBY FINED THE SUM OF FIFTY DOLLARS **(\$50.00)*** FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1530 (CASES NOT COVERED – FAILING

TO OBEY THE INSTRUCTIONS OF THE OUTRIDER (THIS VIOLATION OCCURRED AT APPROXIMATELY 10:00 AM JANUARY 18, 2012)

1/19/12 (3) **Informal Hearing [REF: CHRB Complaint #11SW0078]/Katie Scott vs. Tricia McConnell**

This was a complaint filed as a result of unpaid "Turn Out" bills. Ms. McConnell readily acknowledged her indebtedness and a payment agreement was signed, in the presence of the Board of Stewards. Hopefully a final resolution in this matter.

1/19/12 (4) **Dark Day**

Friday

1/20/12 (1) **Driver Illness**

Driver Richard Wojcio contacted the Stewards at approximately 4:00 p.m. stating he had the flu and requesting to be excused from his driving commitments. The Stewards granted the request.

1/20/12 (2) **Weather Problems**

Driving rains and high winds greeted this evening's first race causing the track to be very "Sloppy" and the driver's visibility to be severely reduced.

1/20/12 (3) **Race #5 Driver to Film Review**

The Stewards contacted Driver James Lackey #5 "Blissful Kassie" after he was observed "Crossing Over" before the start. Driver Lackey was ordered to film review. More to follow.

1/20/12 (4) **Race #10 Recall/ Starting Gate Malfunction**

Starter "Bill Vanlandingham" was forced to call a "Recall" when the starting gate was rendered inoperable when a chain which controls the wings broke.

The "Backup" gate was pressed into service after a delay of approximately eight (8) minutes.

The Track Maintenance Crew did an excellent job repairing the primary gate which was back in service for race #13.

1/20/12 (4) **Excellent Job**

Everyone involved with the Racing Program deserves acknowledgment for a job "well done" under very trying weather and the resulting track condition.

1/20/12 (5) **Attendance and Handle**

Attendance	207
Live Handle (On Track)	\$37,137
Handle (In State)	\$314,104
Handle (Out of State)	<u>\$325,689</u>
Total Handle	\$676,570

1/20/12 (6)

Program Changes

- 5th Race Declaration - #4 "Cherry Tree Kate" – Trainer Larry Alterman
Refund: \$123 Track Condition – Stewards
- 5th Race Driver Change - #5 J. Lackey for R. Wojcio
- 6th Race Declaration - #3 "Thourartthegreatest" – Trainer David Merrick
Refund: \$129 Track Condition – Stewards
- 7th Race Declaration - #3 "Margarita Bi" – Trainer John McKeon Jr.
Refund: \$131 Track Condition – Stewards
- 7th Race Driver Change - #6 S. Cisco for J. Walker
- 8th Race Declaration - #2 "Poorlittlerichgirl" – Trainer Denise Maier
Refund: \$84 Track Condition – Stewards
- #8 "Sky Way Fantasy" – Trainer Dario Solares
Refund: \$100 Track Condition – Stewards
- 9th Race Declaration - #5 "Doit By The Clock" – Trainer James Kennedy
Refund: \$115 Track Condition – Stewards
- #9 "Double L Rambler" – Trainer Darren Lupul
- 9th Race Driver Change - #3 L. Svendsen for R. Wojcio
Refund: \$200 Track Condition – Stewards
- 10th Race Declaration - #2 "High Maintenance" – Richard Dunneback
Refund: \$157 Track Condition – Stewards
- 11th Race Declaration - #3 "Dancing Barry" – Trainer Gene Vallandingham
Refund: \$516 Track Condition – Stewards
- 11th Race Driver Change - #1 J. Lackey for R. Wojcio
- 12th Race Declaration - #5 "Precious Few" – Trainer George Luster
Refund: \$200 Track Condition – Stewards
- #2 "Little Santamonica" – James Wilkinson
- 13th Race Driver Change - #4 S. Wiseman for R. Wojcio
Refund: \$208 Track Condition – Stewards
- 14th Race Declaration - #5 "Nikoleta" – Trainer Nathalie Tremblay
Refund: \$313 Track Condition – Stewards
- #9 "Charmer" – Trainer James Kennedy
Refund: \$300 Track Condition – Stewards

Saturday

1/21/12 (1)

Decision RE: CHRB Compliant #11SW0080 [REF:1/18/12/ (2)]

The Cal Expo issued a decision in the referenced complaint. The fact that the respondent had no medication violations in the past five (5) years was considered a mitigating factor.

Trainer Victoria Desomer accepted the following ruling.

RULING # 08

TRAINER **VICTORIA DESOMER**, WHO STARTED “**DINE N WINE**” IN THE THIRD RACE ON NOVEMBER 11, 2011, IS FINED THE SUM OF ONE THOUSAND **(\$1,000.00)*** DOLLARS FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE **#1843 (A) (D)** (MEDICATIONS, DRUGS AND OTHER SUBSTANCES – FLUNIXIN IN EXCESS OF PERMITTED LEVEL 111.3 NG/ML) PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE **#1887** (TRAINER TO INSURE CONDITION OF HORSE).

1/21/12 (2) **Film Review/ Driver James Lackey**

Driver Lackey who drove #5 “Blissful Kassie” in Friday’s 5th race was observed “Off the Gate” and “Crossing Over Before the Start” was represented by his associate Fern Wald Mr. Lackey observed via cell phone.

Mr. Lackey contended that weather and track conditions severely hampered visibility and his main concern was safety.

In a majority decision (Steward Baker dissenting) the Stewards issued the following ruling citing a single rule violation. Steward Baker felt there were two (2) violations and this fact as well as Licensee’s recent driver record these should have been addressed independent of each other.

1/21/12 (3) **Race #5 Claim/Shake**

There were two (2) claims for #7 “Folk In The Road” the shake was won by Owner Lilli Tremblay for Trainer Natalie Tremblay.

1/21/12 (4) **Race #11 Recall/Inquiry/Disqualification**

The initial attempt at a start resulted in a “Recall” when Starter Bill Vallandingham was of the opinion that #9 “Cladstowimpression” (Scott Cisco) interfered with #6 “Lakers R Electric” (Quentin Schneider).

The second attempt at a start was successful.

The Stewards posted the “Inquiry” sign to review an incident that occurred as the field passed the half mile marker, when eventual 2nd place finisher #3 “King Carver” (Tony Succarotte) broke stride causing confusion among the trailing horses while “Off-Stride”.

In a unanimous decision the Stewards disqualified #2 and placed him 9th for interference while “Off-Stride.”

Driver Succarotte was held blameless in the incident.

Order of Finish: 5-3-9-6-7-4-8-1-2

Official Order of Finish: 5-9-6-7-4-8-1-2-3

1/21/12 (5) **Race #12 Inquiry/Disqualification**

The Stewards posted the “Inquiry” sign to review an incident which occurred past the half mile marker when eventual 3rd place finisher #4 “Take No Prisoners” (David Siegel) was observed to be in close quarters with #9 “The Future” (James Lackey).

After reviewing video and speaking with the drivers concerned the Stewards unanimously concluded that #3 had “Pulled Late” Causing #9 to check and cost #9 “an opportunity at a better placing.” Thus #3 was disqualified and placed 9th for interference with #9. Driver Siegel was ordered to film review. More to follow.

Order of Finish: 5-3-4-1-7-2-6-8-9

Official Order of Finish: 5-3-1-7-2-6-8-9-4

1/21/12 (6)	<u>Attendance and Handle</u>	
	Attendance	279
	Live Handle (On Track)	\$ 44,574
	Handle (In State)	\$345,454
	Handle (Out of State)	<u>\$392,832</u>
	Total Handle	\$782,960

1/21/12 (7)	<u>Program Changes</u>	
4 th Race Declaration - #4 “Irish Whiskey” – Trainer Tim Brown	Refund: \$103	Injured – Robert Goodbary, DVM
5 th Race Declaration - #4 “Youbetterbelieveit” – Trainer Bob Johnson	Refund: \$86	Injured – Robert Goodbary, DVM
9 th Race Declaration - #1 “BK’s Stiff” – Trainer Nick Casale	Refund: \$32	Injured – Robert Goodbary, DVM
	#7 “Broadway Victory” – Trainer John McKeon Jr.	
	Refund: \$45	Injured – Robert Goodbary, DVM
10 th Race Declaration - #1 :”Brooklets Sundance” – Trainer David Merrick	Refund: \$225	Injured – Robert Goodbary, DVM

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
21-Jan	4	4	IRISH WHISKEY	BROWN	Injured	Goodbary	\$103.00
	5	4	YOUTEBETTERBELIEVEIT	JOHNSON	Injured	Goodbary	\$86.00
	9	1	BK'S STIFF	CASALE	Injured	Goodbary	\$32.00
	9	7	BROADWAY VICTORY	MCKEON	Injured	Goodbary	\$45.00
	10	1	BROOKLETS SUNDANCE	MERRICK	Injured	Goodbary	\$225.00

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	5,899.10
Fresno	\$	3,062.60
Fresno Club One	\$	872.10
Golden Gate	\$	26,125.60
Monterey	\$	5,432.60
Pleasanton	\$	15,463.70
Sacramento	\$	69,430.00
San Jose	\$	25,289.20
San Mateo	\$	33,280.70
Santa Rosa	\$	5,482.20
Stockton	\$	10,192.60
Tulare	\$	35.00
Vallejo	\$	6,640.60
So. California	\$	276,490.80