

CALIFORNIA HORSE RACING BOARD
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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, December 05, 2011 through Sunday, December 11, 2011. Steward Michael W. "Wayne" Oke was the Reporting and Duty Steward for the enclosed period.

Monday

12/05/11 (1) **Entries and Draw**

The race office was open this morning accepting entries for the week's three (3) racing programs.

At 12:15 p.m. a draw was conducted for Thursday's card with sixty nine (69) head drawing to compete in nine (9) races.

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

12/05/11 (2) **Owner Passes**

The Board of Stewards was notified of the passing of long-time Owner Cliff Shurman; our condolences to his family.

Tuesday

12/06/11 (1) **Scratch Time for Thursday's Card**

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

12/06/11 (2) **Draw for Friday and Saturday's Cards**

At 11:15 a.m. a draw was conducted for Friday's program with ninety five (95) head drawn to compete in thirteen (13) pari-mutuel events.

Immediately following, a draw was conducted for Saturday's card with ninety three (93) head drawn to compete in thirteen (13) pari-mutuel events. Additionally, three (3) California Sired 3 year old colts and geldings were drawn to compete in an early non-betting event with a post time of 5:30 p.m. Scratch time for these events is tomorrow at 9:00 a.m.

12/06/11 (3) **California Sire Stakes Conclude**

In addition to the 'non wagering' event programmed for Saturday, two (2) California Sire Stakes for filly pacers and trotters are scheduled on Friday's pari-mutuel card and one (1) California Sire Stake for colt and gelding pacers on Saturday's pari-mutuel card. These events all feature a purse of fifteen (15) thousand dollars. This concludes the California Sire Stake events for 2011.

Wednesday

12/07/11 (1)

Scratch Time for Friday and Saturday's Cards

At scratch time for Friday's card there were numerous driver corrections, one (1) injured scratch and one (1) trainer correction.

12/07/11 (2)

CHRB Complaint #11SW-0053 Hearing Resumed [Ref: 11/09/11 (3)]

This hearing involving a complaint filed against Trainer Tricia McConnell for violation of CHRB Rule #1874 (Disorderly Conduct) and CHRB Rule #1894 (Duties of Trainer) was continued on November 09, 2011 in order to allow Trainer McConnell to consult with and possibly obtain counsel. As the hearing opened at 11:00 a.m. as scheduled, Trainer McConnell informed the Board of Stewards that she had not obtained counsel and signed a waiver to that effect.

After approximately twenty (20) minutes of testimony, McConnell notified the Board of Stewards that she had to be at the hospital by twelve noon in order to continue treatment for a head injury she had suffered the week prior to this hearing.

After some discussion, the Board of Stewards reluctantly agreed to continue the hearing until Friday, December 9, 2011 at 2:30 p.m. but cautioned the respondent to the effect that no further delays would be allowed.

Before the hearing adjourned, McConnell informed the Board of Stewards that she would admit culpability in the violation of Rule #1874 (Disorderly Conduct) but wished to contest the complaint regarding Rule #1894 (Duties of Trainer).

The stewards took notice of this fact and adjourned the hearing until Friday at 2:30 p.m.

12/07/11 (3)

USTA Grants License

The Board of Stewards were notified that Owner William Hernandez Arriaga has successfully completed the requirements and had been granted a USTA Trainer and Qualifying Driver's License.

Arriaga will immediately be allowed to participate in qualifying races.

However, he will need to pass the CHRB Trainers Test prior to be granted a trainer's license.

Thursday

12/08/11 (1)

First Race – Inquiry/Disqualification

The 'inquiry' sign was posted to investigate an incident mid-stretch involving #1 "Larry Horse" ('P' Alberto Pacheco), 5th place finisher, and #3 "Funny Guy" (Robert Roesch), 6th place finisher.

After reviewing video, the Board of Stewards unanimously concluded that #1 had 'shifted out', impeding #3 and costing him a chance at a better placing.

Provisional Driver Alberto Pacheco was ordered to film review.

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

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

12/08/11 (2) **Ninth Race – Inquiry/No Change**

The 'inquiry' sign was lit to review the actions of 5th place finisher #2 "Aston Boko" (Richard Wojcio), who was observed 'off-stride' as the field passed the 1/4 mile marker. After reviewing video, the stewards unanimously concluded that #2 complied with the breaking rule, thus no change.

12/08/11 (3) **Program Changes**

9th Race Declaration - #9 "Betty Elizabeth" – Trainer Lisa Wilson-Capodio
Refund: \$59 Injured – Dr. Robert Goodbary

12/08/11 (4) **Attendance and Handle**

Attendance	129
Live Handle (On Track)	\$28,463
Handle (In State)	\$186,219
Handle (Out of State)	\$276,877
Total Handle	\$491,559

Friday

12/09/11 (1) **Continuation of Hearing Re: CHRB Complaint 11SW-0053 [Ref: 12/07/11 (2)]**

The hearing concerning this complaint was reconvened today after being continued on Wednesday (12/07/11) to accommodate a request by the respondent for medical reasons.

As the hearing resumed, the respondent again reiterated her intent to admit culpability relative to the alleged violation of California Horse Racing Board Rule #1874 (Disorderly Conduct).

The hearing continued relative to the alleged violation of California Horse Racing Board Rule #1894 (Duties of Trainer). Testimony was taken and the matter was deemed submitted.

Respondent McConnell agreed (on the record) to sign a California Horse Racing Board 'testing agreement'.

The hearing was adjourned with a decision to follow.

12/09/11 (2) **Alberto Pacheco – Film Review [Ref: 12/08/11 (1)]**

Provisional Driver Alberto Pacheco appeared in the steward's office as request in order to review his drive in Thursday's 1st race behind #1 "Larry Horse", the eventual fifth (5th) place finisher who was ultimately disqualified and placed sixth (6th).

The video clearly shows that #1 'shifted out' midstretch, causing #3 "Funny Guy" (Robert Roesch) to take evasive action.

Driver Pacheco was quite candid in his dialogue with the stewards and readily admitted his error.

The stewards attempted (successfully) to impress upon the young man that safety must always be foremost in everyone's mind.

The young man was very contrite and vowed to do better. During the meeting, Provisional Driver Pacheco accepted the following ruling:

Ruling # 41

Provisional Driver Alberto Pacheco, who drove #1 "Larry Horse" in the First Race on Thursday, December 8, 2011, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1721 (J) (Driving Rules – Change Course – Stretch – Causing Interference) resulting in a disqualification from fifth to sixth place.

12/09/11 (3) **Clean Card**

Friday's thirteen (13) race card was conducted with no reportable incidents.

12/09/11 (4) **Program Changes**

None

12/09/11(5) **Attendance and Handle**

Attendance	186
Live Handle (On Track)	\$33,184
Handle (In State)	\$317,433
<u>Handle (Out of State)</u>	<u>\$350,194</u>
Total Handle	\$700,811

Saturday

12/10/11 (1) **Qualifying Events and Sheet**

The race office was open this morning accepting entries for qualifying races to be conducted this afternoon.

The resultant 'qualifying sheet' showed twelve (12) horses participating in two (2) qualifying races with 1st post at 5:00 p.m.

12/10/11 (2) **First Race – Inquiry/No Change**

The stewards posted the 'inquiry sign' in order to review the finish of the race when we had four (4) horses, #1 "Hi Ho Hi Ho" (Lemoyne Svendsen), #2 "One And Only" (James Lackey), #4 "Stanza" (Steve Wiseman) and #5 "Western So" (Tony Succarotte) involved in a blanket finish and in very close quarters.

After reviewing video and the photo, the Board of Stewards unanimously concluded that there were no rule violations and that #2 and #5 had finished in a 'deadheat' for the win.

A very closely contested event and an excellent job by the drivers involved.

12/10/11 (3) **Fifth Race – Inquiry/Disqualification**

The stewards posted the 'inquiry sign' to review the finish of the race after observing #6 "Ogs Si Bon" (Luke Plano) and #1 "Incredible Gambler" (Steve Wiseman) in close quarters approaching the finish.

After reviewing film and talking with the drivers involved, the stewards by majority decision (Steward Oke dissenting) determined that #6 had impeded #1 in deep stretch, costing #1 a chance at a better placing. Thus #1 was disqualified and placed fifth (5th).

Driver Luke Plano was ordered to film review.

12/10/11 (4) **Program Changes**

3rd Race Declaration - #3 "Bahama Bay Bea" – Trainer Nick Casale

Refund: \$66 Injured – Dr. Robert Goodbary

8th Race Declaration - #3 "High Maintenance" – Trainer Richard Dunneback

Refund: \$84 Injured – Dr. Robert Goodbary

12/10/11 (5) **Attendance and Handle**

Attendance	280
Live Handle (On Track)	\$41,548
Handle (In State)	\$294,456
<u>Handle (Out of State)</u>	<u>\$290,489</u>
Total Handle	\$626,493

RULINGS ISSUED THIS WEEK

12/09/11 41 Provisional Driver Alberto Pacheco, who drove #1 "Larry Horse" in the First Race on Thursday, December 8, 2011, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1721 (J) (Driving Rules – Change Course – Stretch – Causing Interference) resulting in a disqualification from fifth to sixth place.

VETERINARIAN RECOMMENDED SCRATCHES

Date	Race	No.	Horse	Trainer	Reason	Vet	Refund
8-Dec	9	9	BETTY ELIZABETH	WILSON0-CAPOSIO	Injured	Goodbary	\$59.00
10-Dec	3	3	BAHAMA BAY BEA	CASALE	Injured	Goodbary	\$66.00
	8	3	HIGH MAINTENANCE	DUNNEBACK	Injured	Goodbary	\$84.00

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	4,979.80
Fresno	\$	2,552.10
Fresno Club One	\$	2,956.00
Golden Gate	\$	37,929.60
Monterey	\$	8,316.40
Pleasanton	\$	16,793.10
Sacramento	\$	84,600.00
San Jose	\$	24,719.00
San Mateo	\$	45,342.70
Santa Rosa	\$	6,276.40
Stockton	\$	8,794.90
Tulare	\$	3,886.30
Turlock	\$	-
Vallejo	\$	9,462.10
No. California	\$	256,608.40
So. California	\$	329,773.00
Out of State	\$	917,560.25

CAL-EXPO HARNESS ASSOCIATION

SUMMARY

2011

	Mon 12/05	Tues 12/06	Wed 12/07	Thurs 12/08	Fri 12/09	Sat 12/10	Total Week	Total Meet
Accidents	D	D	D	0	0	0	0	2
Cal-Bred Races	A	A	A	0	2	2	4	30
Claims	R	R	R	0	0	0	0	19
Disqualifications	K	K	K	1	0	1	2	24
Inquiries	D	D	D	2	0	2	4	63
Refunds	A	A	A	1	0	2	3	70
Rulings	Y	Y	Y	0	1	0	1	41

**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