

**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**

**HONORABLE EDMUND G. BROWN JR., GOVERNOR**  
**HONORABLE KEITH BRACKPOOL, CHAIRMAN**  
**HONORABLE DAVID ISRAEL, VICE CHAIRMAN**  
**HONORABLE JESSE H. CHOPER, MEMBER**  
**HONORABLE BO DEREK, MEMBER**  
**HONORABLE JERRY MOSS, MEMBER**  
**HONORABLE RICHARD A. ROSENBERG, MEMBER**  
**KIRK E. BREED, EXECUTIVE DIRECTOR**

Proceedings of the Board of Stewards for the period of Monday, October 3, 2011 through Sunday, October 9, 2011. Steward Michael W. "Wayne" Oke was the Reporting and Duty Steward for the enclosed period.

**Monday**

**10/03/11 (1) Entries/Transfers/Updates**

The race office was open this morning, accepting entries for Friday and Saturday's cards. Additionally, Trainer changes and horse transfers were presented.

**10/03/11 (2) CHRB Trainers Test**

Licensee Sal Wenceslao wrote his CHRB Trainer's Test today. More to follow.

**Tuesday**

**10/04/11 (1) Duty Steward at Santa Anita**

The Duty Steward attended a steward's meeting at Santa Anita today.

**10/04/11 (2) Draw for Friday and Saturday's Cards**

At 9:20 a.m. a draw was conducted for Friday's card with one hundred twenty seven (127) head drawn to compete in fifteen (15) pari-mutuel events. Additionally, two (2) 2 Year Old California Sired Filly Trotters were drawn to compete in an early non wagering event and six (6) 2 Year Old California Sired Filly Pacers were drawn to compete in a second early non-wagering event. Post time for these races is 5:15 p.m. Following, a draw was conducted for Saturday's card with one hundred twenty six (126) head drawn to compete in fifteen (15) pari-mutuel events. Additionally, four (4) California Sired 2 Year Old Trotting Colts were drawn to compete in an early non-wagering even and five (5) California Sired 2 Year Old Pacing Colts were drawn to compete in a second early non wagering event.

Post time for these races is 5:15 p.m.

The draw was conducted by race office staff as the duty steward was attending a steward's meeting at Santa Anita. The duty steward was in contact by cell phone in order to address any problems.

### **Wednesday**

10/05/11 (1)

#### **Scratch Time for Friday and Saturday's Cards**

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

For Saturday's card there were numerous driver corrections and one (1) claiming price correction.

### **Friday**

10/07/11 (1)

#### **Fourth Race – Inquiry/No Change**

the inquiry sign was lit to allow the stewards to review the actions of #8 "Golie Tie" (Frank Petrelli), the eventual sixth (6<sup>th</sup>) place finisher, who was observed inside two (2) pylons as the field passed the 3/4 mile marker. The stewards unanimously concluded that #8 gained no advantage by his actions, thus there were no change in the order of finish.

Driver Petrelli, when contacted by the Board of Stewards by telephone, agreed with the steward's assessment of the situation and accepted the following ruling:

#### **Ruling #17**

*Driver Frank Petrelli, who drove "Goli Tie" in the Fourth Race on Friday, October 7, 2011 is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule # 1721 (K) (Driving Rules – Careless Driving – Raced Inside Pylon – in the Stretch).*

10/07/11 (2)

#### **Driver to Film Review**

During the course of the evening's card, Drivers Luke Plano (Race #1) and James Lackey (Race #10) were ordered to film review. More to follow.

10/07/11 (3)

#### **Program Changes**

1<sup>st</sup> Non Wagering Race - #1 – Program Correction

Program should read: "First Time Lasix"

9<sup>th</sup> Race #6 – Program Correction

Program should read: "Off Lasix"

12<sup>th</sup> Race #5 - Program Correction

Program should read: "Off Lasix"

10/07/11 (4)

#### **Attendance and Handle**

|                        |                  |
|------------------------|------------------|
| Attendance             | 294              |
| Live Handle (On Track) | \$34,418         |
| Handle (In State)      | \$335,203        |
| Handle (Out of State)  | <u>\$315,358</u> |
| Total Handle           | \$684,979        |

**Saturday**

10/08/11 (1)

**Qualifying Entries and Sheet**

Entries were taken and a qualifying sheet produced, showing twenty-one (21) horses scheduled to compete in three (3) qualifying races, with 1<sup>st</sup> post at 4:30 p.m. this afternoon.

10/08/11 (2)

**Film Review – Driver Luke Plano**

Driver Luke Plano attended in the steward's office to review his drive on #2 "Franky Provolone" in Friday's 1<sup>st</sup> Race.

Of particular concern to the Board of Stewards was Driver Plano's failure to take advantage of an opening in the stretch which would have allowed his horse to improve his position.

Driver Plano related to the Board of Stewards that this was his horse's first start after a long (3 ½ months) layoff and his horse trotted as fast as his conditioning allowed.

The stewards accepted Driver Plano's explanation and he stated he was cognizant of the Board of Steward's concerns.

10/08/11 (3)

**Film Review – Driver James Lackey**

Driver James Lackey appeared as requested to review his drive on #5 "Hi Fidelity" in last evening's 10<sup>th</sup> Race.

In the opinion of the steward's, Driver Lackey 'failed to come up into position' behind the starting gate and 'crossed over before the start'.

Driver Lackey offered several reasons for the situation (including crowding by the horse to his outside), a claim not supported by the films. After a rather contentious conversation, Driver Lackey reluctantly accepted the following ruling:

**Ruling #16**

*Driver James Lackey, who drove #5 "High Fidelity" in the Tenth Race on Friday, October 07, 2011, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731 (E) (Driver Infractions [Starting Rules] – Crossing Over Before Reaching the Start) and 1731 (G) (Driver Infractions – Fail to Come Up into Position).*

10/08/11 (4)

**Film Review Postponed**

Driver Jason Maier was granted a postponement on his film review scheduled for today. This review will now be conducted on Friday, October 14 at 4:00 p.m.

This postponement was a result of having twenty (20) races (including qualifiers and early non-betting events) scheduled for today.

10/08/11 (5)

**Qualifying Races**

Three (3) qualifying events were conducted with first post at 4:30 p.m. In these qualifiers fifteen (15) of twenty one (21) participants were successful in their qualifying effort.

10/08/11 (6)

**Driver Illness/Changes**

Driver Jason Maier contacted the Board of Stewards prior to the evening's first race, informing them that he was ill and asking to be excused from his drivers (4) on tonight's program.

The stewards granted the request and Driver Bruce Clarke replaced Jason in the 4<sup>th</sup>, 5<sup>th</sup>, 8<sup>th</sup> and 10<sup>th</sup> Races.

10/08/11 (7) **Fourth Race - #8 "Arts Spice"**

"Arts Spice" qualified with hopples on October 01, 2011 and races today with hopples.

10/08/11 (8) **Fifth Race – Inquiry/Change**

The 'inquiry' sign was lit in order to allow the stewards to review the actions of #4 "Live A Little" (Lemoyne Svendsen), who while leading the race, 'broke stride' as the field approached the 3/4 mile marker and subsequently went inside three (3) pylons.

After reviewing film, the stewards unanimously concluded that #4, who finished fifth (5<sup>th</sup>), was in violation of the 'pylon rule' and was ultimately disqualified and placed eight (8<sup>th</sup>) or last.

Driver Svendsen was held blameless in the incident.

Original order of finish: 5-8-6-2-4-3-1-7

Official order of finish: 5-8-6-2-3-1-7-4

10/08/11 (9) **Eight Race – Claim**

#7 "Noble Way" was claimed by Jennifer Petrelli from Jenna Cornelison for \$4,000.

10/08/11 (10) **Tenth Race – Inquiry/No Change**

the 'inquiry' sign was lit in order to allow the stewards to review the actions of eventual fourth (4<sup>th</sup>) place finisher, #4 "Larry Horse" (Luke Plano), who was observed inside one (1) pylon past the 3/4 mile marker. The Board of Stewards unanimously concluded that #4 'did not gain an advantage' as a result of this action, so the order of finish was not affected.

However, Driver Luke Plano, after conversing with the stewards by telephone, was assessed the following penalty:

**Ruling # 18**

*Driver Luke Plano who drove "Larry Horse" in the Tenth Race on Saturday, October 8, 2011 is hereby fined the sum of Fifty (\$50) Dollars for violation of California Horse Racing Board Rule # 1721 (K) (Driving Rules – Careless Driving – Raced Inside Pylon – in the Stretch).*

10/08/11 (11) **Program Changes**

3<sup>rd</sup> Race Declaration - #6 "Fullback In Motion" – Trainer Tim Brown

Refund: \$62                      Injured – Dr. Robert Goodbary

9<sup>th</sup> Race Declaration - #3 "Moonlight Bliss" – Trainer George Reider

Refund: \$1,302                      Injured – Dr. Robert Goodbary

12<sup>th</sup> Race Declaration - #7 "L S Orchardwinner" – Trainer David Merrick

Refund: \$95                      Injured – Dr. Robert Goodbary  
 14<sup>th</sup> Race Declaration - #3 “Nathan Taves” – Trainer Gretchen Smith  
 Refund: \$57                      Injured – Dr. Robert Goodbary

10/08/11 (12) **Attendance and Handle**

|                        |                  |
|------------------------|------------------|
| Attendance             | 400              |
| Live Handle (On Track) | \$35,608         |
| Handle (In State)      | \$296,206        |
| Handle (Out of State)  | <u>\$266,319</u> |
| Total Handle           | \$598,133        |

**RULINGS ISSUED THIS WEEK**

- 10/07/11      15      Driver Jason Maier, who drove #9 “Racetrack Diva” in the Eleventh Race on Friday, September 30, 2011, is hereby fined the sum of Fifty Dollars (\$50) for violation of California Horse Racing Board Rule #1547 (Failure to Appear). Driver Maier was ordered to attend film review with the Board of Stewards on Saturday, October 1, 2011, at 3:15 p.m. Driver Maier did not appear and did not contact the Board of Stewards.
- 10/08/11      16      Driver James Lackey, who drove #5 “High Fidelity” in the Tenth Race on Friday, October 07, 2011, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731 (E) (Driver Infractions [Starting Rules] – Crossing Over Before Reaching the Start) and 1731 (G) (Driver Infractions – Fail to Come Up into Position).

**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     |
|-------|------|-----|--------------------|---------|---------|----------|------------|
| 8-Oct | 3    | 6   | FULLBACK IN MOTION | BROWN   | Injured | Goodbary | \$62.00    |
|       | 9    | 3   | MOONLIGHT BLISS    | REIDER  | Injured | Goodbary | \$1,302.00 |
|       | 12   | 7   | L S ORCHARDWINNER  | MARRICK | Injured | Goodbary | \$95.00    |
|       | 14   | 3   | NATHAN TAVES       | SMITH   | Injured | Goodbary | \$57.00    |

**WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES**

|                 |    |            |
|-----------------|----|------------|
| Bakersfield     | \$ | 3,396.50   |
| Fresno          | \$ | 3,864.70   |
| Fresno Club One | \$ | 1,768.60   |
| Golden Gate     | \$ | 30,626.50  |
| Monterey        | \$ | 4,984.10   |
| Pleasanton      | \$ | 14,341.20  |
| Sacramento      | \$ | 62,162.90  |
| San Jose        | \$ | 21,236.80  |
| San Mateo       | \$ | 43,603.50  |
| Santa Rosa      | \$ | 6,188.30   |
| Stockton        | \$ | 10,381.30  |
| Tulare          | \$ | 90.10      |
| Vallejo         | \$ | 9,883.00   |
| So. California  | \$ | 293,710.90 |
| Out of State    | \$ | 581,677.50 |

**CAL-EXPO HARNESS ASSOCIATION****SUMMARY 2011**

|                          | <b>Mon<br/>10/03</b> | <b>Tues<br/>10/04</b> | <b>Wed<br/>10/05</b> | <b>Thurs<br/>10/06</b> | <b>Fri<br/>10/07</b> | <b>Sat<br/>10/08</b> | <b>Total<br/>Week</b> | <b>Total<br/>Meet</b> |
|--------------------------|----------------------|-----------------------|----------------------|------------------------|----------------------|----------------------|-----------------------|-----------------------|
| <b>Accidents</b>         | <b>D</b>             | <b>D</b>              | <b>D</b>             | <b>D</b>               | <b>0</b>             | <b>0</b>             | <b>0</b>              | <b>2</b>              |
| <b>Cal-Bred Races</b>    | <b>A</b>             | <b>A</b>              | <b>A</b>             | <b>A</b>               | <b>2</b>             | <b>2</b>             | <b>4</b>              | <b>4</b>              |
| <b>Claims</b>            | <b>R</b>             | <b>R</b>              | <b>R</b>             | <b>R</b>               | <b>0</b>             | <b>1</b>             | <b>1</b>              | <b>7</b>              |
| <b>Disqualifications</b> | <b>K</b>             | <b>K</b>              | <b>K</b>             | <b>K</b>               | <b>0</b>             | <b>1</b>             | <b>1</b>              | <b>4</b>              |
| <b>Inquiries</b>         | <b>D</b>             | <b>D</b>              | <b>D</b>             | <b>D</b>               | <b>1</b>             | <b>2</b>             | <b>3</b>              | <b>22</b>             |
| <b>Refunds</b>           | <b>A</b>             | <b>A</b>              | <b>A</b>             | <b>A</b>               | <b>0</b>             | <b>4</b>             | <b>4</b>              | <b>21</b>             |
| <b>Rulings</b>           | <b>Y</b>             | <b>Y</b>              | <b>Y</b>             | <b>Y</b>               | <b>1</b>             | <b>1</b>             | <b>2</b>              | <b>16</b>             |

**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**