

CALIFORNIA HORSE RACING BOARD
1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825
(916) 263-6000
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CAL-EXPO HARNESS ASSOCIATION

**TO THE CALIFORNIA HORSE RACING BOARD
HONORABLE ARNOLD SCHWARZENEGGER, GOVERNOR**

**HONORABLE RICHARD B. SHAPIRO, CHAIRMAN
HONORABLE JOHN C. HARRIS, VICE CHAIRMAN
HONORABLE JOHN ANDREINI, MEMBER
HONORABLE JESSE H. CHOPER, MEMBER
HONORABLE BO DEREK, MEMBER
HONORABLE DAVID ISRAEL, MEMBER
HONORABLE JERRY MOSS, MEMBER
KIRK E. BREED, EXECUTIVE DIRECTOR
RICHARD "BON" SMITH, ASSISTANT EXECUTIVE DIRECTOR**

Proceedings of the Board of Stewards for the period of Monday, September 29, 2008 through Sunday, October 05, 2008. Steward Brent McLaren was the Reporting and Duty Steward for the enclosed period.

Monday

09/29/08 (1) **Draw for Thursday**

There were ninety (90) entries to fill eleven (11) races for Thursday, October 02, 2008.

09/29/08 (2) **Dark Day**

Tuesday

09/30/08 (1) **Scratch Time**

9:00 a.m. was scratch time for Thursday, October 02, 2008. There were nine (9) driver corrections and one (1) trainer correction.

09/30/08 (2) **Draw for Friday**

They had one hundred two (102) entries to fill thirteen (13) races for Friday, October 03, 2008.

09/30/08 (2) **Dark Day**

Wednesday

10/01/08 (1)

Scratch Time

With a 9:00 a.m. scratch time, we had two (2) driver corrections and one (1) horse that will race with trotting hobbles.

10/01/08 (2)

With one hundred seven (107) entries, there were thirteen (13) races drawn with many large fields for Saturday.

10/01/08 (3)

Dark Day**Thursday**

10/02/08 (1)

Scratch Time

Scratch time for Saturday, October 04, 2008 was held at 9:00 a.m. with ten (10) driver corrections.

10/02/08 (2)

Driver Review

Driver Gilbert Herrera came to the steward's office to discuss the incident at the head of the stretch in the first race on September 27, 2008. Mr. Herrera, who drove #6 "Jill's Sooter", interfered with #4 "Above Timberline", driven by Bruce Clarke. Mr. Herrera agreed with the stewards and the following ruling was issued:

Ruling # 11

Driver Gilbert Garcia Herrera, who drove #6 "Jill's Sooter" in the First Race at Cal-Expo on Saturday, September 27, 2008, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1721(I) (Driving Rules – Commit any Act Which Shall Impede the Progress of Another Horse or Cause Him to Break - Interfering With #4 "Above Timberline" Past the 3/4 Mile Marker).

10/02/08 (3)

Driver Review

Driver Darren Lupul came to the steward's office to discuss the sixth race concerning being off the gate with #10 "Kagey Moonlight". He felt that he couldn't catch the gate. The following ruling was issued by the stewards:

Ruling # 12

Driver Darren Lupul, who drove #10 "Kagey Moonlight" in the Sixth Race at Cal-Expo on Saturday, September 27, 2008, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731(G) (Starting Rules – Failure to Come Up into Position).

10/02/08 (4)

Timer Problem

The electronic timer was inoperable through the complete card. We were told by the company, that the computer was dying and had to be replaced. This has been going on for quite some time. All the races had to be time off the televisions by the stewards.

10/02/08 (5)

Fifth Race - Stop Betting Failure

The fifth race's betting windows did not lock, but it was caught by the mutuel department and was shut off.

10/02/08 (6) **Seventh Race – Inquiry**

The stewards hung the inquiry sign in the seventh race concerning possible interference between #3 “Hi Ho Legacy”, driven by Lemoyne Svendsen and #4 “Glad To Be Back”, driven by Richard Wojcio in the stretch near the wire. The event didn’t affect the first four (4) finishers.

After review by the stewards, #3 “Hi Ho Legacy” was placed sixth (6th) behind #4 “Glad To Be Back”, who was placed fifth (5th) for interfering (hooking the arch of #4’s sulky) in the stretch.

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

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

10/02/08 (7) **Eighth Race – Photo Finish**

The eighth race photo finish picture was very dark in a spot that made it hard to distinguish a close photo by the stewards. It got done, but one of the bulbs was out in the infield.

10/02/08 (8) **Tenth Race – Inquiry**

In the tenth race the stewards hung the inquiry sign concerning possible violation of the breaking rule by #7 “Cherry Tree Rojo”, driven by Jason Maier, who finished fourth (4th). The incident occurred at the top of the stretch.

The stewards, after reviewing the tapes, felt that there was no violation of the breaking rule and no placing was needed.

10/02/08 (9) **Program Changes**

4th Race Declaration - #3 “Anniversary Girl” – Trainer Earl Kennedy

Refund: \$0 Injured – Dr. Goodbary

7th Race Declaration - #9 “Sayitoutloud” – Trainer Mark Anderson

Refund: \$0 Injured – Dr. Goodbary

10/02/08 (10) **Attendance and Handle**

Attendance	212
Live Handle (On Track)	\$29,018
Handle (In State)	\$288,640
Handle (Out of State)	<u>\$199,936</u>
Total Handle	\$517,594

Friday

10/03/08 (1) **Qualifiers**

On Friday morning the race office had fifty three (53) entries to fill eight (8) qualifying races.

10/03/08 (2) **Rulings – Failure to be ‘On Gate’**

The following rulings were issued after, Driver Steve Desomer, driving #2 “Artless”, failed to come up into position behind the starting gate in the seventh race Thursday night. Also in the same race, Driver Richard Wojcio, driving #4

“Glad To Be Back”, failed to come up into position behind the gate. Stewards spoke to both drivers, each agreed to a \$100 fine.

Ruling # 13

Driver Richard Wojcio, who drove “Glad To Be Back” in the Seventh Race at Cal-Expo on Thursday, October 2, 2008, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731(G) (Starting Rules – Failure to Come Up into Position).

Ruling # 14

Driver Steve Desomer, who drove “Artless” in the Seventh Race at Cal-Expo on Thursday, October 2, 2008, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731(G) (Starting Rules – Failure to Come Up into Position).

10/03/08 (3) **Qualifier Delay**

The photo finish operator was sixteen (16) minutes late, so the qualifier had to be delayed, causing confusion in the paddock and the horses arriving to the paddock.

10/03/08 (4) **Qualifying Results**

Of the fifty two (52) entries for qualifying, forty (40) were able to make the standards.

10/03/08 (5) **Discussion Regarding Failed Timer**

The stewards informed the investigative unit (Marty Snezek) of our concern about the complete failure of the electrical timer. This situation has been going on for too long and this needs to be addressed. The equipment used by the company appears to be in terrible shape, causing many problems. If this can’t be rectified, the stewards may need to step in and have the people responsible for the equipment answer for the failures. This will be an ongoing discussion.

10/03/08 (6) **Twelfth Race – Claim**

#4 “AZ Mutanto” was claimed by Frank Petrelli and Owen Eiler, Jr. for Three Thousand (\$3,000) Dollars. The new trainer will be Frank Petrelli.

10/03/08 (7) **Timer**

In the fourth race, the final time, or tote board timer, was not correct. The time was displayed correctly on the television.

10/03/08 (8) **Program Changes**

There were no program changes this evening.

10/03/08 (9) **Attendance and Handle**

Attendance	383
Live Handle (On Track)	\$47,551
Handle (In State)	\$470,770
Handle (Out of State)	<u>\$294,518</u>
Total Handle	\$812,839

Saturday**10/04/08 (1) Lemoyne Svendsen - Drive Review**

Driver Lemoyne Svendsen came to the steward's office to watch the seventh race, Thursday, October 02, 2008. After discussion, Mr. Svendsen agreed with the stewards that he did cause interference in the stretch. He was fined \$200.

Ruling # 16

Driver Lemoyne Svendsen, who drove #3 "Hiho Legacy" in the Seventh Race at Cal-Expo on Thursday, October 02, 2008, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1721(B) (Driving Rules – Jostle, Strike, Hook Wheels with Another Horse or Driver. Jostled Wheels with #4 "Glad To Be Back" – Mid Stretch - Resulting in a Disqualification).

10/04/08 (2) James Kennedy – Drive Review

Driver James Kennedy came to the steward's office to watch the eighth race on Friday, October 02, 2008. Mr. Kennedy was driving #4 "Muller Seelster", who the stewards felt, had used bad judgment in the stretch with his whip. Mr. Kennedy agreed and will be more observant of his driving technique.

10/04/08 (3) Jason Maier – Drive Review

Driver Jason Maier came to the steward's office concerning the horse "The Ridge" in the third qualifying race on October 03, 2008. Mr. Maier's horse made a break after the start and he hit the horse with his whip to get the colt's attention. The stewards felt this didn't look good, being right in front of the grandstand. Mr. Maier understood and will be more careful.

10/04/08 (4) Starting Gate Violation

Driver Rocky Stidham was off the gate with "K D Rowdy One" in the fifth race on Friday, October 03, 2008. He was fined \$100 and he agreed to it.

Ruling # 17

Driver Rocky Stidham, who drove "K D Rowdy One" in the Fifth Race at Cal-Expo on Friday October 3, 2008, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731(G) (Starting Rules – Failure to Come Up into Position).

10/04/08 (5) Foot Out of Stirrup

Driver Luke Plano, driver of #1 "Lakers R Electric" in the ninth race Saturday, October 03, 2008, was fined \$200 for having his foot out of the stirrup in the stretch. He agreed.

Ruling # 15

Driver Luke Plano, who drove #1 "Lakers R Electric" in the Ninth Race on October 03, 2008, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Driving With Foot Out of Stirrup/Urging by Contact).

10/04/08 (6) **No Tote Board**

Stewards got to the stand and found out that the tote board was not working. When we tried to find out if the races could start on time, there was nobody to answer the question. The tote girl was not in the building, she was in the infield, looking at the board. Joe Nefsky was not available and we were in the dark about the problem. It seems that tote should have at least two (2) people working in case of problems like this so people can stay informed.

We were able to race without a board, but it was very disconcerting, not being able to see the numbers before going official. The stewards were able to get things done.

After the second race, the tote board came on live. Just more equipment problems at Cal Expo.

10/04/08 (7) **Fourth Race - Timer**

Fourth race – the tote board timer was wrong at the finish. The television time was right.

10/04/08 (8) **Late Mutuel Withdrawal**

The eleventh race had a late withdrawal of \$1,000 on the #1 "Pussy Cat" from Las Vegas. The matter is being investigated through Las Vegas.

10/04/08 (9) **Program Changes**

3rd Race Declaration - #6 “Lotta Layna” – Trainer Lester Smith
Refund: \$0 Lamé – Dr. Goodbary
13th Race Program Correction - #6 “Harlan County”
Should Read “Lasix”

10/04/08 (10) **Attendance and Handle**

Attendance	430
Live Handle (On Track)	\$58,383
Handle (In State)	\$449,884
Handle (Out of State)	<u>\$281,714</u>
Total Handle	<u>\$789,981</u>

RULINGS ISSUED THIS WEEK

- | | | |
|----------|----|--|
| 10/02/08 | 11 | Driver Gilbert Garcia Herrera, who drove #6 “Jill’s Sooter” in the First Race at Cal-Expo on Saturday, September 27, 2008, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1721(I) (Driving Rules – Commit any Act Which Shall Impede the Progress of Another Horse or Cause Him to Break – Interfering With #4 “Above Timberline” Past the 3/4 Mile Marker). |
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| 10/04/08 | 15 | Driver Luke Plano, who drove #1 “Lakers R Electric” in the Ninth Race on October 03, 2008, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1530 (Cases Not Covered – Driving With Foot Out of Stirrup/Urging by Contact). |
| 10/04/08 | 16 | Driver Lemoyne Svendsen, who drove #3 “Hiho Legacy” in the Seventh Race at Cal-Expo on Thursday, October 02, 2008, is hereby fined the sum of Two Hundred (\$200) Dollars for violation of California Horse Racing Board Rule #1721(B) (Driving Rules – Jostle, Strike, Hook Wheels with Another Horse or Driver. Jostled Wheels with #4 “Glad To Be Back” – Mid Stretch - Resulting in a Disqualification). |
| 10/04/08 | 17 | Driver Rocky Stidham, who drove “K D Rowdy One” in the Fifth Race at Cal-Expo on Friday, October 3, 2008, is hereby fined the sum of One Hundred (\$100) Dollars for violation of California Horse Racing Board Rule #1731(G) (Starting Rules – Failure to Come Up into Position). |
| 10/04/08 | 18 | Trainer Gene Vallandingham, who started “Silver Rocket” in the Seventh Race on Friday, August 01, 2008, at Cal-Expo Harness Association, Cal-Expo, is hereby fined the sum of Three Hundred (\$300) Dollars Pursuant to California Horse Racing Board Rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board Rule #1843 (D) (Medications, Drugs and Other Substances – “Phenylbutazone” 5.94 ug/ml in Excess of Permitted Level [Class VI]). |

Scientific Games Racing – QDC West
1168 National Dr. #80
Sacramento CA 95834
October 05, 2008

Board of Stewards
California State Fair (Harness) Association
1600 Exposition Way
Sacramento, CA 95815

Gentlemen:

For the first two races at Cal Expo on Saturday, October 4, 2008, the on track tote board was not functional. After troubleshooting of the system and local hardware it was determined that this problem was related to control boards located in the tote board controller which had become damp following rain the previous evening. These boards were changed and normal service resumed in time to display prices for the second race.

Feel free to contact me if any further information is needed.

Sincerely,

/s/ signature on file

Ted Shaine
General Manager, QDC West

Cc: David Elliott, CSF
George Brannen, SGR
Tom Kelso, SGR
Mary Rosenbauer, SGR

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
2-Oct	4	3	ANNIVERSARY GIRL	KENNEDY	Injured	Goodbary	\$0.00
	7	9	SAYITOUTLOUD	ANDERSON	Injured	Goodbary	\$0.00
4-Oct	3	6	LOTTA LAYNA	SMITH	Lame	Goodbary	\$0.00

WEEKLY HANDLE SUMMARY FOR SATELLITE FACILITIES

Bakersfield	\$	6,970.10
Fresno Club One	\$	4,768.80
Golden Gate	\$	61,053.40
Monterey	\$	10,911.30
Pleasanton	\$	32,138.30
Sacramento	\$	116,226.20
San Jose	\$	43,746.40
San Mateo	\$	77,717.60
Santa Rosa	\$	8,153.30
Stockton	\$	24,129.60
Tulare	\$	1,239.30
Vallejo	\$	25,399.90
Racing Fairs	\$	6,766.80
Out of State	\$	776,168.02

CAL-EXPO HARNESS ASSOCIATION

SUMMARY

2008

	Mon 09/29	Tues 09/30	Wed 10/01	Thurs 10/02	Fri 10/03	Sat 10/04	Total Week	Total Meet
Accidents	D	D	D	0	0	0	0	0
Cal-Bred Races	A	A	A	0	0	0	0	0
Claims	R	R	R	0	1	0	1	3
Disqualifications	K	K	K	1	0	0	1	5
Inquiries	D	D	D	2	0	0	2	9
Refunds	A	A	A	2	0	1	3	9
Rulings	Y	Y	Y	2	2	4	8	18

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

All drivers submitted to a breath analyzer test.

Brent McLaren, Steward

Michael W. "Wayne" Oke, Steward

Grant Baker, Steward