



CALIFORNIA HORSE RACING BOARD
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REPORT OF THE BOARD OF STEWARDS

Del Mar Thoroughbred Club

To the California Horse Racing Board

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Report of the Board of Stewards for the week of Sunday August 15, 2010 through Saturday August 21, 2010.

SUNDAY, AUGUST 15, 2010

1 A. M. DECLARATIONS

2nd race - #3 Paul's Hope (Vet-unsound) refund of \$2,074.90

5th race - #3 Big Burly Boy (Vet-sick)

#5 Chief Little Man (Vet-injured) refund of \$2,983.12

2 RULING #22

Groom HERIBERTO PIONES having failed to appear to answer charges alleging violation of California Horse Racing Board rule #1489 (h) (Grounds for Denial or Refusal of License), is suspended for violation California Horse Racing Board rule #1547 (Failure to Appear).

During the term of suspension, all licenses and license privileges of HERIBERTO PIONES are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend or Fine), he is denied access to all premises in this jurisdiction.

This ruling was issued as Mr. Piones failed to appear to address a complaint alleging a positive test for marijuana.

3 VIDEO REVIEW

Jockey Corey Nakatani was in the office to review the seventh race from Saturday as his mount drifted in following the conclusion of the event, causing Jockey Martin Garcia, aboard #1 Hard Way Ten, to clip heels and stumble. Nakatani said his mount made a quick move to the inside when she changed leads and he tried to help Garcia, but to no avail. While it was evident that Nakatani had his filly's head pointed out, the rider was cautioned to make a stronger effort in the future.

4 TRAINERS WARNED

Edward Freeman, Marty Jones and Mike Machowsky received warnings for having their horses arrive late to the Receiving Barn. None of the trainers had been guilty of this violation previously.

5 REFUND

A refund was ordered in the fourth race as #7 May Day Rose unseated jockey Martin Pedroza during the warm up period and ran off. The refund from the scratch amounted to \$75,543.36.

6 LATE STAKES SCRATCH.

#8 Oui Say Oui was declared from the eighth race as a scratch card was submitted by her connections at 3:12 P.M. this afternoon. The time was well outside the one-hour limit. There was a refund of \$8,035.80 due to the scratch.

7 ATTENDANCE AND HANDLE

Total Refund: \$85,657.16	Del Mar on Track 18,046	Off Track \$5,327,432.20
No Minus Pool	<u>Off Track 11,151</u>	Out of State \$8,617,288.09
	Total Attendance 29,197	<u>Del Mar Total \$2,340,455.20</u>
		Total \$16,285,175.49

WEDNESDAY, AUGUST 18, 2010

1 A. M. DECLARATIONS

- 3rd race - #5 Satellite (Vet-unsound) refund of \$1,008.60
- 4th race - #3 Merlin Z (Vet-sick)
 - #8 Gifted Prince (Vet-sick) refund of \$1,223.60
- 5th race - #4 North Fork (Vet-sick) refund of \$1,253.40
- 8th race - #1 Smokey Wonder (Vet-sick) refund of \$309.00

2 HEARING POSTPONED

A hearing was scheduled for trainer Peter Miller into his failure to heed the orders of Racing Veterinarian Dana Stead following the running of the ninth race on August 1, 2010. Mr. Miller said that he wanted to avail himself of his right to counsel and therefore the hearing was set over until September 1, 2010.

3 VIDEO REVIEW

Jockey Christian Santiago Reyes was in the office today to review the third race from 8-15, during which his mount was responsible for interference in the stretch. He finished behind the horse he bothered so action by the Stewards was not necessary. The problem came when Reyes hit the horse left handed coming off of the turn. The horse ducked out into the path of the eventual winner, #5 Fantastic Pick. Reyes did make an effort to straighten his horse, but it was too late. He was cautioned to be more careful when striking a horse left handed at that point in the race.

4 All matters occurring during the afternoon racing card were routine.

5 ATTENDANCE AND HANDLE

Total Refund: \$3,794.64	Del Mar on Track 13,556	Off Track \$2,117,292.70
No Minus Pool	<u>Off Track 5,762</u>	Out of State \$4,270,932.08
	Total Attendance 19,318	<u>Del Mar Total \$1,513,006.78</u>
		Total \$7,901,231.56

THURSDAY, AUGUST 19, 2010

1 A. M. DECLARATIONS

- 3rd race - #8 Papa Lev (Vet-sick) refund of \$3,992.70
- 5th race - #9 The Full Levino (Vet-unsound) refund of \$1,779.70
- 6th race - #3 Movie Duty (Entered back)
#8 Holloween Candy Entered back) refund of \$980.70
- 8th race - #14 Mi Alma (AE) refund of \$360.02

2 AVILA HEARING

Trainer A. C. Avila was in the office this morning in response to a complaint filed against him. His horse Stanford Dolly, the winner of the second race at Hollywood Park on July 9, 2010, showed the presence of the Class IV drug Methocarbamol. A split sample was not requested. Mr. Avila had an explanation for the findings, stating that the stall in which the mare was originally housed had a hole in one of the walls and he had her switched to an adjacent stall. Unfortunately, when his help switched the horse, they forgot to switch the number on her bucket to match her new stall number. Decision pending.

3 VIDEO REVIEW

Jockey David Flores was in the office this morning, accompanied by several interns from the University of Arizona Racetrack Industry program, to view the fourth race from Wednesday, during which his mount was responsible for interference at the start. While the ride did not give rise to a sanction, Mr. Flores agreed that he could have made a better effort.

4 STEWARDS' INQUIRY – NO CHANGE

The inquiry sign was posted after the fourth race as the Stewards reviewed an incident in the stretch involving the first and fourth place finishers, #3 Sheeky (L. Medina), and #5 High Way Sixty Six (D. Flores). After speaking with the riders involved, taking into account reports from the Patrol Judges and reviewing video of the stretch run the Stewards unanimously voted to make no change in the placings. Review showed that although Flores did check briefly while his mount was tiring, the horse's original finish position was not compromised.

5 ATTENDANCE AND HANDLE

Total Refund: \$7,113.12	Del Mar on Track	10,121	Off Track	\$2,332,667.00
No Minus Pool	<u>Off Track</u>	<u>5,816</u>	Out of State	\$4,255,455.36
	Total Attendance	15,937	<u>Del Mar Total</u>	<u>\$1,347,541.00</u>
			Total	\$7,935,663.36

FRIDAY, AUGUST 20, 2010

1 A. M. DECLARATIONS

- 5th race - #1 Unico Lider (Vet-injured)
#4 Unionize (Entered back)
#11 Sea of Pleasure (AE)
#12 Majestic Diamond (AE)
#13 Easy On The Eye (AE) refund of \$2,761.50
- 6th race - #2 Hostile Waters (Vet-injured) refund of \$340.42
- 7th race - #7 La Nez (Vet-sick) refund of \$1,019.50

2 RULING

DMTC RULING #23

Trainer ANTONIO “AC” AVILA, who started the horse “STANFORD DOLLY”, the first place finisher in the second race at Hollywood Park on July 9, 2010, is fined FIVE HUNDRED DOLLARS (\$500.00)* pursuant to California Horse Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rule #1843 (Medication, Drugs and Other Substances – Methocarbamol).

This ruling was issued to finalize the complaint against Mr. Avila for a finding of Methocarbamol in a post race test. The decision was not unanimous as Steward Chaney was of the opinion that a larger fine was in order given that Mr. Avila had received a large NSAID fine in the last 365 days. The majority felt that since this was his first Methocarbamol violation, the minimum amount would suffice.

Additionally, Mr. Avila received a warning for being late to the Receiving Barn on the day Zenyatta last ran. He said that due to spectators trying to get a look at the great mare, his help was forced to take the long way to the Receiving Barn, resulting in a five-minute delay in arrival.

3 DEL MAR CANCELS SHOW WAGERING ON FERNDALE MULE RACE

Michael Ernst, the Executive Vice President of Finance and Chief Financial Officer for Del Mar Thoroughbred Club, came into the office shortly before 2:00 P.M. this afternoon to alert the Stewards to the fact that early this morning-around 8:00 A.M. – he made the unilateral decision to not accept “Show” wagers on the first race at the Humboldt County Fair in Ferndale. He said that he was alerted to the fact that the mule, #5 My Allowance, was even money in the morning line and appeared to be much the best. There was the possibility that one of the “plungers” in Southern California could wager a large sum of money on the mule to “Show”, causing a large minus pool which could impact purse money. It should be noted that this race was for mules with a speed index of 70 or under, so suffice it to say that there was no Zenyatta or even a Bar JF Hot Ticket in the field.

Pari-mutuel Manager William Navarro was contacted and said that on Thursday morning he became aware of the possible minus pool and sent an e-mail to Humboldt County Fair Manager Stuart Titus requesting he petition the Board to allow Ferndale to cancel Show wagering on the first race Friday. He received a response from Titus at 5:17 P.M. denying his request. Seemingly, case closed and Del Mar would be expected to offer whatever Ferndale was offering.

Additionally, Mr. Ernst said that he was not able to get in touch with any Commissioner or anyone on the Board’s executive staff so he took it upon himself to not offer the wager. He took full responsibility for his actions.

At one point during the conversation Mr. Ernst brought up the possibility of opening up Show wagering on the Ferndale race. The Stewards informed him that doing so would only compound the problem since the pool had not been open for approximately six hours. Kirk Breed was alerted to the matter for further investigation.

4 BACKSTRETCH RULINGS

Rulings with numbers from 24 to 43 were issued this afternoon in response to Del Mar security citations for backstretch violations.

5 All matters during the course of the racing program were routine.

6 ATTENDANCE AND HANDLE

Total Refund: \$4,121.42	Del Mar on Track	15,061	Off Track	\$2,866,201.90
No Minus Pool	<u>Off Track</u>	<u>6,749</u>	Out of State	\$5,721,760.28
	Total Attendance	21,810	<u>Del Mar Total</u>	<u>\$1,730,921.30</u>
			Total	\$10,318,883.48

SATURDAY, AUGUST 21, 2010

1 A. M. DECLARATIONS

- 4th race - #2 Never (Vet-sick) refund of \$5,270.00
- 5th race - #5 Lilly's Perfect (Vet-unsound)
#6 Shredder Vet-sick) refund of \$7,915.65
- 6th race - #5 Rambo Nation (Vet-sick) refund of \$961.80
- 9th race - #10 Warren's Jitterbug (Stakes) refund of \$739.80
- 10th race - #14 Le Defi (AE) refund of \$242.80

2 VIDEO REVIEW

Jockey Luis Medina was in the office to review the fourth race from Thursday, after which his mount was the subject of a Stewards' inquiry (Ref. 8-18-10-4).

Medina said his horse was lugging in during the stretch run, and this was corroborated by video. It was not the strongest effort we've seen, but it was enough to forestall a suspension.

3 LATE DECLARATION

The Stewards, acting on the recommendation of Racing Veterinarian Stead, declared #1a Prayer for Relief from the sixth race. The horse became fractious in the starting gate and injured itself. There was no refund as the horse was coupled in the wagering. Patrons were given ample time to change their wagers, had they desired to do so.

4 STEWARDS' INQUIRY AND DISQUALIFICATION

The Stewards posted the inquiry sign after the seventh race to review the circumstances which caused the sixth place finisher, #6 El Cugat, with Christian Santiago Reyes aboard, to clip heels and stumble during the final stages of the race. Involved were the second and fourth place finishers, #1 Yvett's Pride (A. Quinonez) and #8 Easy On The Eye (B. Blanc), respectively.

After speaking with the riders involved, taking into account reports from the Patrol Judges and reviewing video of the stretch run from all angles, the Stewards unanimously voted to disqualify Yvett's Pride from second to sixth position. Video shows the horse drifting out under left hand whip, forcing Easy On The Eye into the path of El Cugat. The resulting interference caused El Cugat to catch a heel and stumble sharply, nearly unseating Reyes.

5 ATTENDANCE AND HANDLE

Total Refund: \$15,130.05	Del Mar on Track	43,834	Off Track	\$4,975,557.30
No Minus Pool	<u>Off Track</u>	<u>10,548</u>	Out of State	\$7,148,520.12
	Total Attendance	54,382	<u>Del Mar Total</u>	<u>\$3,045,752.00</u>
			Total	\$15,169,829.42

CALIFORNIA HORSE RACING BOARD
SUMMARY

	Sun 8/15	Wed 8/18	Thurs 8/19	Fri 8/20	Sat 8/21	Week Total	Meet Total
Accidents	0	0	0	0	0	0	7
Cal-Bred Races	0	2	2	0	0	4	36
Claims	3	5	4	4	3	19	101
Inquires	0	0	1	0	1	2	15
Disqualifications	0	0	0	0	1	1	4
Refunds	4	4	4	3	3	18	117
Rulings	1	0	0	21	0	22	43

Respectfully submitted,

Tom Ward (Steward)

C. Scott Chaney (Steward)

Kim Sawyer (Steward)