

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 29, 2010 through Wednesday September 8, 2010.

Sunday, August 29, 2010

1 **MEDINA HEARING**

Jockey LUIS MEDINA came to the office this morning to discuss an incident on Thursday in which he had a third party call this office for permission to report late to the jockeys' room. In addition to failing to call personally, as is required, the third party called past the appointed time and was mistaken about the weight that Mr. Medina would eventually carry that afternoon. We re-explained the rules to Mr. Medina and issued the following ruling:

DMTD Ruling #61

Jockey Luis Medina is fined TWO HUNDRED DOLLARS*(\$200) for violation of California Horse Racing Board rules #1680(Jockeys and Drivers to Report) and #1682 (Weighing Out-failure to report correct riding weight).

2 **FREEMAN RULING**

Trainer ED FREEMAN contacted the office this morning by telephone to discuss case number 10DM026 which was a complaint filed by the Official veterinarian through the CHRB alleging that one of Mr. Freeman's horses was late to the receiving barn here at Del Mar. Mr. Freeman offered no defense and in light of the fact that this was the second occurrence in the last month accepted the following penalty:

DMTD Ruling #62

Trainer Edward Freeman is fined ONE HUNDRED DOLLARS* (\$100) for violation of California Horse Racing Board rules #1852 (Reporting to Receiving Barn) and #1894 (Duties of Trainer) with his horse Marcy's Wood in the fifth race at Del Mar Thoroughbred Club on August 15, 2010.

3 EDWARDS RULING

Owner LAWRENCE EDWARDS failed to appear for a hearing on August 26, 2010 into a complaint filed by the CHRB alleging violation of the financial responsibility rule (case number 10DM024). The following ruling was therefore published:

DMTD Ruling #63

Owner LAWRENCE EDWARDS, having failed to appear before the Board of Stewards to answer a complaint alleging violation of California Horse Racing Board rule #1876 (Financial Responsibility - DR. JOHN ARAUJO DVM in the amount of \$5,722.45), is suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear).

During the terms of suspension, all licenses and license privileges of LAWRENCE EDWARDS 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.

4 INQUIRY/DISQUALIFICATION

During the running of the third race yesterday, we illuminated the inquiry sign to examine the circumstances under which jockey Rafael Bejarano fell from his mount around the five eighths pole on the synthetic surface. Films revealed that #7 Free Range, ridden by Christian Santiago Reyes, drifted in and caused a chain reaction which ultimately lead to Mr. Bejarano being unseated. After speaking with the patrol judge and riders involved, we unanimously voted to disqualify #7 Free Range to unplaced. Mr. Bejarano was removed from his remaining mounts for the afternoon (see attached accident report).

Original order of finish 2-5-3-(7)-1-4-8

Official order of finish 2-5-3-1-4-8-(7) (unplaced)

5 DECLARATIONS, CHANGES AND REFUNDS

- 1st Race #2 What's the Rumpus – Rider change – M. Pedroza (weight 118) for J. Gihua (injured)
#7 Dancing At Dark – Claimed – J. Sadler, trainer
- 2nd Race #1 Southern Victory – Rider change – K. John (weight 118) for J. Gigue
#2 Circle Drive – Claimed – P. Aguire, trainer
#3 Surefire – Claimed – J. Hollendorfer, trainer
Refund \$21.00
- 3rd Race No changes; Refund \$139.00
- 4th Race #9 Imco Spirit (IRE) – Rider change – C. Nakatani for R. Bejarano (injured)
#9 Imco Spirit (IRE) – Claimed – C. Dominguez, trainer
#11 Pious David – Claimed – E. Moger, trainer
Refund \$1,139.10
- 5th Race #2 Point Mugu – Veterinarian scratch, sick – Dr .Stead
#6 Dr. Chen – Rider change – L. Medina (weight 120) for J. Gihua
Refund \$1,021.98
- 6th Race #4 Sea Rascal – Claimed – J. Hollendorfer, trainer
#10 Uncle Jeep – Claimed – D. Hofmans, trainer
Refund \$297.00
- 7th Race No changes; Refund \$511.00
- 8th Race #10 Unusual Suspects – Stewards' scratch, stake
#8 Worth Repeating – Rider change – M. Pedroza for R. Bejarano
#2 Sporting Art – pulled up walked off post race, turf (M. Mitchell, trainer)
Refund \$4,514.80

9th Race #10 Brother Reid – Rider change – M. Smith for J. Gihua
#7 Bred Royal – Late veterinarian scratch, unsound – Dr. Stead
Refund \$135,809.56

6 ATTENDANCE AND HANDLE

Total Refund: \$143,453.56	Del Mar on Track	14,913	Off Track	\$4,645,106.30
No Minus Pool	<u>Off Track</u>	<u>9,418</u>	Out of State	\$6,031,773.08
	Total Attendance	24,331	<u>Del Mar Total</u>	<u>\$1,983,823.80</u>
			Total	\$12,660,703.18

Wednesday, September 1, 2010

1 TARABA AGREEMENT

Case number 10DM021, which was a financial complaint filed by Southern California Equine Foundation against Dr. Keith Taraba alleging a debt \$6,665.64, was settled when the two parties reached a signed financial agreement.

2 MILLER HEARING

Case number 10DM010, which was continued two weeks ago, (reference 08-18-2010 (2)) was heard this morning in a formal setting. This involved a complaint filed by the CHRB against trainer PETER MILLER alleging violation of CHRB rules 1561 (Duties of Racing Veterinarian), 1930 (Obedience to Security Officers and Public Safety Officers) and 1902.5 (Animal Welfare). These allegations stemmed from an incident during which one of Mr. Miller's runners was pulled up shortly after the finish. Evidence indicated that the jockey felt that the horse was very weak; racing veterinarian Dr. Stead radioed for the horse ambulance and tranquilized the animal. Mr. Miller took the horse from Dr. Stead's assistant and walked the horse to his barn himself against the objection and direction of Dr. Stead. Mr. Miller believed that this was in the best interest of the horse for several reasons. Oral testimony was taken, documentary evidence was submitted and the record was closed. Decision to follow.

3 FILM REVIEW

Jockey CHRISTIAN SANTIAGO REYES came to the office as directed in order to review the third race from Sunday in which his mount was disqualified when we determined that he was the cause of jockey Rafael Bejarano falling from his mount on the backstretch. Films revealed that once again, Mr. Reyes allowed his mount to cross over shortly after the start without being entirely clear. This led to several instances of interference, the most serious of which caused another jockey to fall. To his credit, Mr. Reyes acknowledged the mistake but tried, unpersuasively, to put some of the blame on another rival. Since this was Mr. Reyes' third hearing with us for the same action, we elected to suspend his license for the maximum allowed by the rules under the circumstances (informal hearing):

DMTD Ruling #65

Jockey CHRISTIAN SANTIAGO REYES who rode "FREE RANGE" in the third race at Del Mar on August 29, 2010, is suspended for TEN RACING DAYS (First Ten Racing Dates (to be determined) of Oak Tree 2010 at Hollywood Park) for crossing over without sufficient clearance and causing interference which resulted in the disqualification of his mount from fourth to unplaced. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules – Careless Riding – Third Similar Offense).

Jockey PATRICK VALENZUELA came to the office as directed to discuss his tardiness to the paddock on Sunday. Absent a legitimate excuse, he accepted the following ruling:

DMTD Ruling #64

Jockey PATRICK VALENZUELA, is fined FIFTY DOLLARS (\$50.00)* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – Late to Paddock) on August 29, 2010.

4 DECLARATIONS, CHANGES AND REFUNDS

- 1st Race #8 Tale of the Bat – Veterinarian scratch, sick – Dr. Stead
Refund \$989.26
- 2nd Race #7 Quick Enough – Veterinarian scratch, sick – Dr. Bailey
Refund \$1,020.16
- 4th Race #4 Wylie N Wyatt – Claimed – J. Carava, trainer
#6 Café Con Leche – Claimed – D. O’Neill, trainer
#7 Arkham Asylum – Claimed – R. Troeger. Refund \$2.00
- 5th Race #2 Purse Lava – Claimed – J. Carava, trainer
#4 Del Mar Truckee – stumbled at start, lost stirrups
Refund \$5.00
- 6th Race #10 Prince of Gotham – Veterinarian scratch, injured – Dr. Bailey
Refund \$540.80
- 7th Race #1 Lucky Sis – Rider change – O. Berrio for J. Gihua (injured)

5 ATTENDANCE AND HANDLE

Total Refund: \$2,557.22	Del Mar on Track	11,392	Off Track	\$2,361,440.50
No Minus Pool	<u>Off Track</u>	<u>6,207</u>	Out of State	\$4,352,743.63
	Total Attendance	17,599	<u>Del Mar Total</u>	<u>\$1,408,877.10</u>
			Total	\$8,123,061.23

Thursday, September 2, 2010

1 CATALAN HEARING AND RULING

Former groom JARRETT CATALAN appeared unscheduled in the office again with a representative from the racetrack chaplaincy organization. He had requested a fitness hearing about a month ago, hoping to regain his license after a minor altercation at Hollywood Park a couple of years ago and a subsequent failure to appear. When asked to submit to a drug test he explained that he would most likely test positive for marijuana. We had explained that if that were the case, he should come back to see us when he could test negative. Mr. Catalan submitted to a drug test yesterday with the CHRB, was negative, and had the support of the racetrack chaplaincy. This Board, although skeptical, elected to give Mr. Catalan a second chance but explained that there would be conditions on his license and that failure to live up to them or any subsequent violations would almost certainly lead to a suspension (and revocation). He agreed and understood. We therefore issued the following ruling:

DMTD Ruling #66

Groom JARRETT CATALAN, having appeared before the Board of Stewards, is restored to good standing. Ruling HRT#38, issued at Hollywood Park on May 27, 2010, is set aside. Additionally, JARRETT CATALAN is required to sign a testing agreement, abide by terms set forth by the Winners’ Foundation and is placed on probation through the term of his license.

2 FILM REVIEW

Jockey LUIS MEDINA came to the office this morning to review his ride in the eighth race yesterday, in which he and his mount appear to put pressure on the horse to his inside around the five sixteenths pole on the synthetic surface. Although the camera angles are not conclusive, the horse to his inside also appears uncomfortable with the close quarters. Mr. Medina felt that he had left enough room for his rival but we cautioned him to leave even more in the future. He understood and agreed.

Jockey JOSE VERENZUELA met with us this morning concerning his ride in the third race yesterday in which he allows his mount to drift out a bit turning into the stretch and in the process floats out two rivals. Mr. Verenzuela had been given suspension days earlier in the meet for a float in the stretch and we wanted to make clear that a straight path is invariably the safest. Although he didn't seem to entirely agree that his horse had drifted out he pledged to make a better effort in the future.

Apprentice jockey JESUS VELAZQUEZ came to the office to discuss his missing the apprentice program meeting on Sunday, his calling in late to be late yesterday, and his absence from regular film review yesterday. While he made some excuses for the oversights, we explained that if he wanted to be an apprentice in California, though somewhat burdensome, there were certain requirements. We again went over the rules and procedures as we had done when he took out his license. He was also issued the following penalty:

DMTD Ruling #67

Apprentice Jockey JESUS VELAZQUEZ is fined TWO HUNDRED DOLLARS (\$200.00*) for violation of California Horse Racing Board rule # 1930 (Obedience to Security Officers and Public Safety Officers - failure to attend Apprentice Program).

3 APPRENTICE MEETING

After our discussion with Mr. Velazquez, and in order to put to rest a lingering problem, we asked film analyst Ruben Hernandez and the other regular apprentice Johnny Gihua (Alex Gonzalez is currently injured but attends the Sunday apprentice program) to join Mr. Velazquez in our office. We wanted to explain that we were not satisfied with the attendance and administration of film review for apprentices. We explained our expectations and set up a specific time for all apprentices to review films each day (an hour and a half before first post) so that there would be no confusion, and so that we could better monitor the program. All parties seemed to understand. Luis Jauregui also explained the expectations regarding the new apprentice program that he has organized with Darrell Haire and this Board. Hopefully, there will be no more confusion; safer riding and high quality apprentices will result.

4 CERIN WARNING

Trainer VLADIMIR CERIN was issued a warning with regard to case number 10DM030 which was a complaint filed by the CHRB for an alleged lateness to the receiving barn with one of his runners. This was his first violation of this nature in the past year.

5 DECLARATIONS, CHANGES AND REFUNDS

2 nd Race	#6 Oh How Nice – Rider change – Matt Garcia for J. Gihua (injured) Refund \$7.00
3 rd Race	No changes; Refund \$20.00
4 th Race	#11 Pocatello Wild Kat – Stewards' scratch, also eligible #5 Warren's Rose – M. Garcia for (weight 124) J. Gihua

- #23 Weneedtogeteven – pulled up post race, vanned off as a precaution (turf) P. Miller, trainer. Refund \$264.70
- 5th Race #8 Miss Anime – Veterinarian scratch, injured – Dr. Bailey
 #14 No Ka Oi – Stewards’ scratch, also eligible
 #2 Molly McFast – Rider change – J. Velazquez for J. Gihua
 #1 Stevie’s Afleet – Claimed – H. Palma, trainer
 #4 Missoula – Claimed – R. Bean, trainer
 #9 Light of a Star – Claimed – G. Stute, trainer
 Refund \$410.50
- 6th Race #2 Basic Strategy – Stewards’ scratch, medication
 Refund \$1,237.60
- 7th Race No changes; Refund \$26.80
- 8th Race #2 Gnarly Dude – Claimed – K. Mulhall, trainer

6 ATTENDANCE AND HANDLE

Total Refund: \$1,966.60	Del Mar on Track	7,745	Off Track	\$2,609,031.00
No Minus Pool	Off Track	6,552	Out of State	\$4,745,315.17
	Total Attendance	14,297	<u>Del Mar Total</u>	<u>\$1,322,821.80</u>
			Total	\$8,677,167.97

Friday, September 3, 2010

1 MILLER RULING

The following ruling was in response to a call we received yesterday from PETER MILLER regarding his horse “Basic Strategy” which had been entered to run in the sixth race yesterday. Apparently the horse received an administration of penicillin (containing the prohibited medication procaine), approximately ten days ago (confirmed by the veterinarian confidentials). Unfamiliar with appropriate withdrawal times, Mr. Miller entered the horse. When advised by his private veterinarian that there was some possibility that the horse could test positive, Mr. Miller submitted a scratch card, but was informed that there was a strong possibility of a penalty. While Mr. Miller felt that he was being penalized for being honest, we nevertheless issued the following:

DMTD Ruling #68

Trainer PETER MILLER, whose horse “BASIC STRATEGY” was scheduled to start in the sixth race at Del Mar on September 2, 2010, is fined FIVE HUNDRED DOLLARS (\$500.00)* for violation of California Horse Racing Board rule #1698 (Failure to Start and Run-medication administration) pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration).

2 DUNCAN RESOLUTION

Case number 10DM028 was withdrawn when owner MICHAEL DUNCAN paid the debt alleged by Morningstar Horse Transport in a complaint filed by the CHRB.

3 DECLARATIONS, CHANGES AND REFUNDS

- 1st Race No changes; Refund \$46.00
 2nd Race No changes; Refund \$34.00
 3rd Race #6 Frenzo – Veterinarian scratch, sick – Dr. Bailey
 Refund \$658.70

- 4th Race #5 Swift Demand – Veterinarian scratch, sick – Dr .Bailey
#1 Defying Logic – Claimed – P. Schiewe, trainer
#3 Engine Sixty Nine – Claimed – M. Puype, trainer
#9 Escaping the Storm – Claimed – J. Carava, trainer
Refund \$1,193.00
- 5th Race #1 Prytania – Stewards’ scratch, entered back
Refund \$898.00
- 6th Race No changes; Refund \$24.00
- 7th Race No changes; Refund \$138.00
- 8th Race #5 Forty Paces – Veterinarian scratch, sick – Dr .Stead
#6 Ricketyracketyruss – Claimed – J. Sadler, trainer
Refund \$764.70

4 ATTENDANCE AND HANDLE

Total Refund: \$3,757.30	Del Mar on Track 8,103	Off Track	\$3,423,479.30
No Minus Pool	Off Track 11,872	Out of State	\$7,357,099.08
	<u>Total Attendance 19,975</u>	<u>Del Mar Total</u>	<u>\$1,784,213.60</u>
		Total	\$12,564,791.98

Saturday, September 4, 2010

1 RUDD HEARING

Groom JEFFREY RUDD appeared in the office this morning to address a failure to appear suspension issued at the end of July. The underlying allegation involved a controlled substance conviction in 2009. Unfortunately, it appeared from the information contained in the complaint packet that Mr. Rudd is on misdemeanor probation until October 2010, making him ineligible to hold a CHRB license. He was uncertain about his probation status and was therefore informed that if he could show documentation that demonstrated his status was different than what the complaint indicated, his licensing could be reconsidered, but until then, he was ineligible.

2 FILM REVIEW

Jockey RAFAEL BEJARANO came the office this morning to review a race from yesterday and to be admonished for failing to review films with the film analyst as directed. We first explained that when directed to see films, he must do so or face a fine. He agreed. Second, we reviewed his ride in the first race yesterday in which he guides his mount through a space with questionable clearance and then perseveres with the bad decision, only compounding the problem. His mount took the worst of the bumping, but we cautioned him to be more careful for his own safety and the safety other riders.

3 DECLARATIONS, CHANGES AND REFUNDS

- 1st Race #2 Capt. Sparrow – Claimed – S. Knapp, trainer
#8 Magnificent Blend – Claimed – J. Martin, trainer
Refund \$2,025.64
- 2nd Race #1 Spurrier – Veterinarian scratch, sick – Dr. Stead
Refund \$908.76
- 3rd Race #3 Flawless Jewel – Veterinarian scratch, injured – Dr. Bailey
#8 Dazzling Display – Veterinarian scratch, unsound – Dr. Stead
Refund \$5,173.24

4th Race #2 Seattle Ruler – Veterinarian scratch, unsound – Dr. Bailey
Refund \$2,058.86

5th Race #10 Can't Topper – Claimed – WE Morey, trainer
Refund \$53.00

6th Race #2 Magic Carpet – Veterinarian scratch, injured – Dr. Bailey
Refund \$437.36

8th Race No changes; Refund \$1,077.98

9th Race #2 Details R Sketchy – Claimed – R. Ellis, trainer
Refund \$448.00

10th Race #2 Dancinconestrellas – Veterinarian scratch, sick – Dr. Stead
Refund \$7,185.58

4 ATTENDANCE AND HANDLE

Total Refund: \$19,368.42	Del Mar on Track	30,220	Off Track	\$6,184,338.80
No Minus Pool	<u>Off Track</u>	<u>12,758</u>	Out of State	\$11,910,194.02
	Total Attendance	42,978	<u>Del Mar Total</u>	<u>\$3,249,988.00</u>
			Total	\$21,344,520.82

Sunday, September 5, 2010

1 FILM REVIEW

Jockey ALONSO QUINONEZ came to the office this morning to review his ride in the eighth race yesterday, which he won, but came out further than he should have when securing running room as the field turned into the stretch. Mr. Quinonez, after some explaining and convincing, acknowledged his error and pledged to do a better job of controlling his mounts in the future.

Jockey CHRISTAIN SANTIAGO REYES came to the office this morning to review his ride in the sixth race on Thursday. Specifically, we believed that he could have made a stronger, faster effort to correct his horse from ducking in shortly after the start. He agreed.

2 UNRUH SETTLEMENT

Case number 10DM019 was withdrawn when owner GREGORY UNRUH paid the alleged debt to San Francisco Equine Inc..

3 WINEGAR SUSPENSION

Owner MICHAEL WINEGAR was suspended in the following ruling when he failed to live up to the terms of a financial agreement he signed in order to satisfy an alleged debt to trainer Joe Herrick for training fees pursuant to case number 10HP044:

DMTD Ruling #69

Owner MICHAEL WINEGAR, having failed to abide by the terms of a signed financial agreement with trainer JOE HERRICK (\$2,825.00), is suspended for violation of California Horse Racing Board rule #1876 (Financial Responsibility).

4 CECIL RULING

Trainer BEN CECIL was fined in the following ruling when he neglected to register one of his horses for lasix before entry time:

DMTD Ruling #70

Trainer BEN CECIL is fined THREE HUNDRED DOLLARS (\$300)* for violation of California Horse Racing Board rule #1845(Authorized Bleeder Medication – late registration) in the fourth race at Del Mar Thoroughbred Club on September 4, 2010.

5 EBANKS RULING

Jockey Agent RONNIE EBANKS was fined in the following ruling when he failed to live up to a call he had given:

DMTD Ruling #71

Jockey Agent RONNIE EBANKS is fined TWO HUNDRED DOLLARS (200.00)* for failure to handle his business in a proper manner on September 6, 2010 pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations-failure to honor his call).

6 INQUIRY/NO CHANGE

Following the running of the fourth race, we put up the inquiry sign to examine an incident in which #5 Nana Beach, ridden by Matt Garcia, takes up sharply on the rail around the eighth pole. Films revealed that there was Mr. Garcia was attempting to guide his horse into a space along the rail where there was insufficient room for this action to be performed safely. Therefore after speaking with the patrol judges and riders involved, we unanimously voted to make no change to the original order of finish.

7 INQUIRY/NO CHANGE

Following the running of the fifth race (Del Mar Derby), we posted the inquiry sign to examine an incident on the backside of the turf course in which the leader and eventual winner #6 Twirling Candy, ridden by Joel Rosario, ducks out sharply, carrying last place finisher #4 Summer Movie out several paths. After reviewing the films and speaking with the patrol judge, we unanimously believed that the interference occurred in part of the race in which #4 Summer Movie was not cost the six and three quarters of a length he was beaten for next to last, and that therefore no change was appropriate.

8 DECLARATIONS, CHANGES AND REFUNDS

1 st Race	#3 So She Dances – Veterinarian scratch, injured – Dr. Stead Refund \$2,259.04
2 nd Race	#3 Pretty Kinzie – Claimed – T. West, trainer #4 Ann’s Seven – Claimed – J. Carava, trainer Refund \$648.60
3 rd Race	#1 Runflatout – Veterinarian scratch, sick – Dr. Bailey Refund \$4,215.70
4 th Race	#4 Rio’sfavoriteone – Veterinarian scratch, sick – Dr. Stead #12 Storm’n Marisa – Veterinarian scratch, sick – Dr. Bailey Refund \$2,039.36
5 th Race	No changes; Refund \$365.00
6 th Race	No changes; Refund \$625.00
7 th Race	#4 Triumphant Flight – Veterinarian scratch, sick – Dr. Stead #7 Spaniard – Stewards’ scratch, also eligible #8 A Lil Dumaani – Claimed – P. Miller, trainer #9 Guns On the Table – pulled up post race, vanned off, bled Refund \$3,324.22
8 th Race	#2 Malibu Pier – Stewards’ scratch, stake Refund \$4,498.20

9th Race #12 Deal Breaker (GB) – Stewards’ scratch, also eligible
#14 Gold Star Status – Stewards’ scratch, also eligible
Refund \$601.50

10th Race #14 Peanut Butter Boy – Stewards’ scratch, also eligible
#11 Ten by Ten – eased, walked off
Refund \$374.40

9 ATTENDANCE AND HANDLE

Total Refund: \$18,951.02	Del Mar on Track	17,805	Off Track	\$4,106,092.70
No Minus Pool	<u>Off Track</u>	9,814	Out of State	\$6,797,049.86
	Total Attendance	27,619	<u>Del Mar Total</u>	<u>\$2,132,718.90</u>
			Total	\$13,035,861.46

Monday, September 6, 2010

1 CANANI RULING

Trainer JULIO CANANI was issued the following ruling when a miscommunication led him to work his horse the day before a race for which he thought he had properly scratched unfortunately, there were three scratches in for only one spot and Mr. Canani’s horse lost the shake to be excused from race:

DMTD Ruling #72

Trainer JULIO CANANI, whose horse “SQUALLCREEK” was scheduled to start in the sixth race at Del Mar on September 6, 2010, is fined FOUR HUNDRED DOLLARS (\$400.00)* for violation of California Horse Racing Board rule #1698 (Failure to Start and Run) pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration).

2 STABLE AREA VIOLATIONS

DMTD Rulings 73 through 92 were for routine stable area violations stemming from citations issued by Del Mar security.

3 DECLARATIONS, CHANGES AND REFUNDS

1st Race No changes; Refund \$434.00

2nd Race #10 Easy On the Eye (AUS) – Stewards’ scratch, also eligible
#11 Sea of Pleasure – Stewards’ scratch, also eligible
Refund \$980.54

3rd Race #1 Toro Bonito – Veterinarian scratch, sick – Dr. Stead
Refund \$1,092.30

4th Race No changes; Refund \$85.00

5th Race #2 Steve’s Blue Sky – pulled up five sixteenths, vanned off (synthetic) – N. French, trainer. Refund \$88.00

6th Race #11 Squallcreek – Stewards’ scratch, miscommunication
#8 Joe Carl – Claimed – D. Hendricks, trainer
Refund \$1,972.68

7th Race #4 What a Rush – Stewards’ scratch, sick – Dr. Bailey
Refund \$1,462.62

8th Race #2 Stormin Rae – Stewards’ scratch, stake
Refund \$1,688.40

9th Race #6 Exclamation (GB) – Veterinarian scratch, sick – Dr. Stead
 #3 Alabama Boy – Rider change – P. Atkinson for O. Berrio (sick)
 Refund \$1,669.12

10th Race #12 East Lake Shore – Stewards’ scratch, also eligible
 #10 Candy’s Affair – Late veterinarian scratch, injured (flipped in tunnel) – Dr. Stead
 Refund \$29,733.32

4 ATTENDANCE AND HANDLE

Total Refund: \$39,105.98	Del Mar on Track	13,060	Off Track	\$4,579,178.10
No Minus Pool	<u>Off Track</u>	<u>10,124</u>	Out of State	\$6,380,827.78
	Total Attendance	23,184	<u>Del Mar Total</u>	<u>\$1,806,769.40</u>
			Total	\$12,766,775.28

Wednesday, September 8, 2010

1 PEGRAM RULING

The following ruling was published when jockey agent JIM PEGRAM failed to honor a call with trainer Kristin Mulhall for a race run Monday:

DMTD Ruling #94

Jockey Agent JAMES PEGRAM is fined TWO HUNDRED DOLLARS (200.00)* for failure to handle his business in a proper manner on September 6, 2010 pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations-failure to honor his call).

2 GUERRERO RULING

The following ruling was published pursuant to a hearing we had earlier in the meet regarding pony rider JOSE GUERRERO, whose quarterhorse broke down after its first work (reference 7/28/10⁴) at Hollywood Park (case number 10HP091). The majority did not believe that his actions violated CHRB rule 1902.5 (Animal Welfare) but felt that a lesser penalty and rule violation were appropriate. Steward Chaney, dissenting, believed that a 30-day license suspension was order for the 1902.5 violation:

DMTD Ruling #93

Pony Rider Jose Guerrero is fined four hundred dollars (\$400.00) for violation of California Horse Racing Board rule 1481 (Occupational License and Fees-training without a valid license).

3 REYES RULING

The following ruling was published pursuant to the hearings involving jockey CHRISTIAN SANTIAGO REYES and the alleged prohibited item used in weighing out (case number 10DM090) (reference 7/25/10³ and 8/8/10²). A statement of decision was also published with the ruling. This Board believed that the preponderance of the evidence indicated that rule violations did occur and that therefore the following penalty was appropriate:

DMTD Ruling #95

Jockey CHRISTIAN SANTIAGO REYES is suspended for thirty days (beginning the eleventh racing day at Oak Tree at Hollywood Park 2010 and continuing thirty racing days commensurate with thoroughbred racing in Southern California) for violation of California Horse Racing Board rules #1682 (Weighing Out) and #1684 (Items Included in Weight) for attempting to weigh out with a prohibited item in his possession prior to the first race at Hollywood Park on June 6, 2010. (See Statement of Decision).

4 FILM REVIEW

Jockeys' Guild representative Darrell Haire came to the office this morning when jockey CHRISTIAN SANTIAGO REYES failed to appear as directed on Monday. We reviewed his ride in the sixth race in which he finds himself without running room and opts to swing his ride to the outside over the heels of the horse in front of him, making contact with that horse from behind and causing that horse to stumble. Normally, a rider might try this maneuver if his horse is running off with him or to prevent his horse from clipping heels. In this case, Mr. Reyes continues to ride his horse into the danger and never grabs the reins to prevent the contact. The following penalty was published:

DMTD Ruling #96

Jockey CHRISTIAN SANTIAGO REYES, who rode "STREETS OF HEAVEN" in the sixth race at Del Mar Thoroughbred Club on September 6, 2010 is suspended for five racing days to be imposed (following imposition of DMTD ruling #95 dated September 8, 2010) for altering course without sufficient clearance, running up on heels and causing interference in the stretch. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules-Careless Riding-Fourth Penalty of the Meet.

5 MILLER RULING

After careful consideration of the facts surrounding case number 10HP010 which was a complaint filed by the CHRB against trainer Peter Miller alleging violation of several rules surrounding an altercation with the Racing Veterinarian Dr. Dana Stead. A statement of decision was also published in this matter.

DMTD Ruling #97

Trainer PETER MILLER is fined TWO THOUSAND DOLLARS (\$2,000.00)* for violation California Horse Racing Board rule#1561 (Duties of the Racing Veterinarian – Failure to Follow Instructions of the Racing Veterinarian Following the Ninth Race on August 1, 2010). (See Statement of Decision)

6 DECLARATIONS, CHANGES AND REFUNDS

1st Race #6 Greenwich Park (SAF) – Veterinarian scratch, injured – Dr. Stead
#4 My Man Marty – Claimed – B. Abrams, trainer
#7 Grand Topper – Rider change – A. Quinonez for F. Valdez (appointment)
Refund \$2,466.95

2nd Race #3 Bonifacio – Veterinarian scratch, sick – Dr. Grant
Refund \$3,633.75

3rd Race No changes; Refund \$27.00

4th Race No changes; Refund \$51.00

5th Race #6 Halfaponderosa – Veterinarian scratch, sick – Dr. Stead
#2 Charlie's Princess – Late veterinarian scratch, injured – Dr. Stead
Refund \$30,815.52

6th Race #6 She'sawontontomato – Rider change – J. Rosario for M. Pedroza (injured)
Refund \$30.70

7th Race No changes; Refund \$135.00

8th Race #5 Just Imagine – Rider change – C. Santiago Reyes for M. Pedroza
Refund \$388.00

9th Race #7 Gotham Spirit – Veterinarian scratch, injured – Dr. Grant
#4 Misty Miss Joanna – Matt Garcia for M. Pedroza
Refund \$1,996.90

10th Race #12 Franconi – Stewards’ scratch, also eligible
 Refund \$132.80

7 ATTENDANCE AND HANDLE

Total Refund: \$39,677.62	Del Mar on Track	12,252	Off Track	\$2,870,712.20
No Minus Pool	Off Track	<u>7,364</u>	Out of State	\$6,200,051.22
	Total Attendance	19,616	<u>Del Mar Total</u>	<u>\$2,115,383.80</u>
			Total	\$11,186,147.22

CALIFORNIA HORSE RACING BOARD

SUMMARY

	Sun 8/29	Wed 9/1	Thurs 9/2	Fri 9/3	Sat 9/4	Sun 9/5	Mon 9/6	Wed 9/8	Week Total	Meet Total
Accidents	1	0	0	0	0	0	0	0	1	8
Cal-Bred Races	1	3	1	1	1	0	2	2	11	56
Claims	7	4	4	4	4	3	1	1	28	141
Inquires	1	0	0	0	0	2	0	0	3	20
Disqualifications	1	0	0	0	0	0	0	0	1	5
Refunds	8	5	6	8	9	10	10	10	66	197
Rulings	3	2	2	1	0	3	21	5	37	97

Respectfully submitted,

 C. Scott Chaney (Steward)

 Tom Ward (Steward)

 Kim Sawyer (Steward)