



REPORT OF THE BOARD OF STEWARDS

DEL MAR FALL MEET DEL MAR THOROUGHBRED CLUB

To the California Horse Racing Board

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ROBERT B. MILLER, CHIEF COUNSEL CHRB
DARREL MCHARGUE, CHIEF STEWARD

For the period: Tuesday, November 8, 2016, through Sunday, December 4, 2016.

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WEEK 4: Wednesday, November 30, 2016, through Sunday, December 4, 2016.

WEDNESDAY 11-30-16¹

WEDNESDAY ENTRY/SCRATCH DAY

The racing office was open today accepting entries for Saturday December 3. Steward Scott Chaney was on duty. Nine (9) races filled including the Grade 2 Bayakoa Handicap (\$200,000 Guaranteed) and the Grade 1 Hollywood Derby (\$300,000 Guaranteed). Eighty seven (87) horses are scheduled to start on Saturday.

Scratches and changes for Thursday, December 1 were taken today in the racing office. There was one (1) scratch and four (4) jockey changes submitted. All changes were activated after the 9:00 a.m. deadline.

THURSDAY 12-01-16¹

GEORGE SLENDER VISIT

Longtime California steward George Slender visited the stewards' office for the first time since he retired in December of 2015. Slender was a recipient of the Pete Pedersen Award in 2015. That award is given annually by the ROAP (Racing Officials Accreditation Program) organization. George was a steward for over 40 years in California. CHRB licensees respected him enormously for his fairness, a solid interpretation of the rules, compassion and humor. It was nice to see him today.

12-01-16²

THOMAS RAYMOND BELL II COMPLAINT (CASE NO.16DM0086)

The CHRB filed a complaint against Trainer Thomas Raymond Bell II for alleged violation of CHRB Rules #1843 (a)(10), #1843.1 (b), #1844 (c) (2) and #1887 (a). The complaint reads as follows:
On August 11, 2016 the horse 'Kristi's Copilot' trained by Thomas Raymond Bell II, was post-race tested after finishing second in the fifth race at Del Mar. Official blood sample #DM13166 was tested by UC Davis Laboratories and found to contain the Class 4 substances Phenylbutazone (0.82 ug/ml) and Flunixin (6.4 ng/ml).

Present today along with the stewards and Trainer Bell were Safety Steward Luis Jauregui, Court Reporter Michelle Derieg, (Weinstein Court Reporters LLC) and CHRB Investigator Jim Hamilton who presented a twenty four (24) page complaint packet for this hearing that was chaired by Steward Kim Sawyer.

Trainer Bell was questioned about the events leading up to the laboratory results following this August 11th race. Trainer Bell decided not to request a split sample following his 'Positive Test Notification'. Following a presentation of Investigator Hamilton's investigation and testimony from Trainer Bell, this hearing was adjourned. Decision to follow.

12-01-16³**GERRY GIBBS COMPLAINT (CASE 16SA02490)**

Dr. Helmuth Von Bluecher appeared in our office on this matter regarding this case on Saturday, November 26. He was representing the veterinarian group of Von Bluecher, Blea & Hunkin Inc. This complaint alleges that Owner Gerry Gibbs is indebted to this group in the amount of \$1,149.00 for services rendered. On Thursday, December 1 Dr. Jeff Blea informed the stewards that this bill has been paid and the stewards subsequently dismissed this complaint.

12-01-16⁴**INQUIRY FREE DAY**

Today's eight race card was free of steward inquiries and/or jockey objections.

12-01-16⁵**PROGRAM CHANGES**

1st Race Declaration #4 Q'Viva, Tr. Tim McCanna - Unsound-Tim Grande D.V.M
Refund: \$971.00

1st Race #1 Run Sophia Run, Tr. J. Wong - claimed, A. Lage, trainer
#2 Easter Fever (Tr. P. D'Amato) - claimed, R. Ellis, trainer

3rd Race Declaration #1 Motoring Around, Tr. George Papaprodrou - Late-on track-lame-Dana Stead
D.V.M . Refund: \$17,329.97

4th Race Declaration #1 War Factor, Tr. Richard Baltas - Unsound-Dana Stead D.V.M.
Refund: \$1,325.04

5th Race #2 Lady Cloud, Tr. Victor Garcia - Sick- Tim Grande D.V.M
Refund: \$509.54

7th Race #2 Guns Loaded, Tr. Doug O'Neil - Unsound-Dana Stead D.V.M.
Refund: \$961.36

8th Race #10 Queen Bee To You, Tr. S. Miyadi - claimed, M. Pender, trainer

12-01-16⁶**DAILY ATTENDANCE & HANDLE**

| | | |
|---------------|-------|----------------|
| On track | 2,367 | \$394,181.70 |
| Off Track | 3,943 | \$2,020,798.50 |
| Out -of-State | N/A | \$3,894,558.67 |
| Total | 6,310 | \$6,309,538.87 |

FRIDAY12/02/16¹**THOMAS RAYMOND BELL II (REF:12-1-16²)****DFTD RULING #021**

Trainer Thomas Raymond Bell II, who started the horse KRISTI'S COPILOT in the fifth race at Del Mar Race Track on August 11, 2016, is fined FIVE HUNDRED DOLLARS (\$500.00)* for violation of California Horse Racing Board rule #1843(a)(d) (Medications, Drugs and Other Substances), #1887 (Trainer to Insure Condition of Horse), and #1844(c) (Authorized Medication, double NSAID – Phenylbutazone 0.82 ug/ml and Flunixin (6.4 ng/ml).

The stewards called Trainer Thomas Bell II and informed him of the penalty listed above. This ruling was the end result of a formal hearing that was held in the Del Mar steward's office yesterday.

12-02-16²**GERALD GIBBS COMPLAINT (CASE NO.16SA0257)**

On November 27 Owner Gerald Gibbs failed to appear at a hearing alleging violation of CHRB Rule #1876 (Financial Responsibility). Private Veterinarian Kurt Hoffman filed a complaint against Owner Gibbs alleging that Gibbs is indebted to him in the amount of \$15,482.82. Dr. Hoffman informed the stewards that the amount now owed is \$11,643.30. A Financial Complaint Agreement (CHRB FORM-11) was signed by both individuals today. Owner Gibbs now agrees to pay Dr. Hoffman \$2,500 a month commencing January 1, 2017 until this bill is paid in full.

12-02-16³**FIFTH RACE JOCKEY'S OBJECTION**

Quick Official employee Larry Gilligan informed the stewards following this race that Jockey Drayden Van Dyke (#12 Domestic Vintage) wished to lodge an objection against first place finisher #6 Cynthiana (Kent Desormeaux). Jockey Van Dyke was aboard second place finisher #12 Domestic Vintage. Approaching the 1/8 pole in this 1 1/16th mile turf race #6 Cynthiana sashays inward. Desormeaux corrects his mount shortly thereafter. Jockey Van Dyke subsequently checks his mount in reaction to this incident. This horse was beaten two (2) full lengths for the win in this incident. After a patrol judge report, film review and speaking to both riders involved, the stewards made no change in the order of finish because #12 was not cost the opportunity at a better placing. This decision was unanimous.

12-02-16⁴**PARKING CITATIONS/RULINGS****DFTD RULING #022**

Groom RENE QUEZADA is fined TWENTY DOLLARS (\$20.00)* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

DFTD RULING #023

Exercise Rider CARLOS A. PEREZ is fined TWENTY DOLLARS (\$20.00)* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

DFTD RULING #024

Groom GALINDA YANEZ is fined TWENTY DOLLARS (\$20.00)* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

The rulings above were the result of citations issued by Del Mar Stable Security.

12-02-16⁵**PROGRAM CHANGES**

1st Race Declaration #5 Woodstock Memory, Tr. Antonio Garcia - Sick-Tim Grande D.V.M.
Refund: \$1,006.70

3rd Race Jockey Change #6 Westmont , Perriera for F. Perez (sick)

4th Race Jockey Change #6 Sundar Creek, N. Arroyo Jr. for F. Perez (sick)

4th Race #7 Albeit, Tr. D O'Neil – claimed - S. Gonzalez, trainer

4th Race Declaration #5 It Girl, Tr. Marc Shapoff - Late-Broke thru gate - Dana Stead D.V.M.
Refund: \$27,491.15

5th Race Jockey Change #7 Jami Racer, T. Pereira for F. Perez (sick)

6th Race Declarations #5 Aeon, Tr. Eddie Truman, Sick - Dana Stead D.V.M.
#7 Atta' Boy Wendy, Tr. John Brocklebank – Sick - Dana Stead D.V.M.
Refund Total: \$1,165.55

6th Race #2 Ain't Misbehavin (Tr. G. Stute) - claimed - V. Cerin, trainer

6th Race #8 Spud Spivens, (Tr. A. Garcia) - claimed - G. Stute, trainer

7th Race #7 Oscar Dominguez, (IRE) should read Estate of Day or Fisher

7th Race Jockey Change #8 Fritz Johnson, V. Espinoza for F. Perez (sick)

8th Race Jockey Change #3 Northern Grey, V. Espinoza for F. Perez (sick)

12-02-16⁶**DAILY ATTENDANCE & HANDLE**

| | | |
|---------------|-------|----------------|
| On track | 2,229 | \$452,384.80 |
| Off Track | 4,647 | \$2,562,054.50 |
| Out –of-State | N/A | \$5,478,359.40 |
| Total | 6,876 | \$8,492,798.70 |

SATURDAY12-03-16¹**OFFICIAL VETERINARIAN**

Dr. Tim Grande will be the CHRB Veterinarian here at Del Mar closing week replacing Dr. Deborah Lamparter.

12-03-16²**NORBERTO ARROYO JR. FILM REVIEW**

Jockey Norberto Arroyo Jr. appeared in the stewards' office in order to review two (2) separate races:

FIFTH RACE: Jockey Arroyo was aboard #8 Ciao Bella Rosa (fourth place) who was 'locked in' behind third place finisher #4 Paddy Jean (Victor Espinoza) at the 1/8 mile marker. At this juncture Jockey Arroyo attempts to angle his horse outward for racing room but is prevented from doing so by fifth place finisher #10 Irish Dame (Chantel Sutherland) who held her ground racing in a straight line. Steward Chaney voted for a three (3) day suspension for this ride. The majority felt this ride fell short of issuing suspension days.

EIGHTH RACE: In this race Jockey Arroyo was aboard #6 Cast and Blast who finished fifth in a photo finish over #7 Saratoga San (Kent Desormeaux). This race included \$1 Super High 5 (first five finishers) as an exotic wagering option. Arroyo and Desormeaux both persevered below the best of their abilities in this races' later stages. The official margin between these two (2) horses was a 'nose' at the finish line. Jockey Arroyo was cautioned to stay down and finish to the best of his abilities and reminded that this is of importance to the wagering public and owners alike.

12-03-16³

KENT DESORMEAX FILM REVIEW

Jockey Kent Desormeaux appeared in the stewards' office in order to review two (2) incidents in yesterday's eighth race. Jockey Desormeaux finished sixth; beaten a nose in this race that was contested at one (1) mile on the main track. Inside the 3/16 marker in this event Desormeaux, aboard #7 Saratoga San, swerves out in front of eventual fifth place finisher #6 Cast and Blast (Norberto Arroyo Jr.). This incident forced Jockey Arroyo to check sharply and lose ground. Jockey Desormeaux was not happy with his own actions regarding the interference the stewards unanimously felt he caused. Therefore the following ruling was issued.

RULING DFTD #025

Jockey KENT DESORMEAX, who rode SARATOGA SAN in the eighth race at Del Mar Thoroughbred Club on December 2, 2016, is suspended for THREE (3) racing days (December 9, 10, and 11, 2016) for failure to make the proper effort to maintain a straight course and causing interference in the stretch. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules – Careless Riding). Pursuant to California Horse Racing Board rule #1766 (Designated Races), the term of suspension shall not prohibit participation in designated races.

The second incident took place in this races' later stages. Both Jockey Desormeaux and Arroyo appeared to have not given their best efforts to secure fifth position in this race in which one of the wagering options is \$1 Super High 5 wagering. In the photo finish for fifth position Jockey Desormeaux is 'up in the saddle' after appearing to relax the last three (3) or four (4) strides. He was narrowly beaten for fifth position. Desormeaux was fined \$500 for a similar event that took place on September 25, 2016 at Los Alamitos Race Course (REF: SA Ruling #2-9/30/16) Steward Baker voted for a three (3) day suspension for this occurrence. The majority felt Desormeaux would have been disqualified anyway for his actions around the 3/16th marker. Warning issued.

12-03-16⁴

FIRST RACE INCIDENT

In a single horse incident #2 Adair (Christian Santiago Reyes) was injured and then fell while racing at the 1/8 mile marker during this six (6) furlong main track race. The rider was taken to first aid where he was 'cleared' by medical personnel. Jockey Santiago Reyes did not have any further mounts scheduled on the afternoon's card.

12-03-16⁵

VISITING STEWARDS

In separate visits, two (2) out of state stewards visited us today upstairs in the judges' stand. Erin Higgins is employed by the New York Racing Association and is currently a steward at Finger Lakes Racetrack in upstate New York. She was accompanied by her relative Charlene Whittingham Von Bluecher, daughter of the late Hall of fame trainer Charlie Whittingham. Del Mar Customer Service Manager Greg Baugh escorted Steward Max Porlezza and his mother Jenelle up to our stand for a brief visit. Mr. Porlezza is a steward in New South Wales, Australia. Both stewards shared interesting information regarding racing in their respective jurisdictions.

12-03-16⁶

PROGRAM CHANGES

1st Race #2 Adair, (Tr. R. Gomez) claimed , J. Periban, **VOIDED** - Euthanized
2nd Race Declarations #1 Ingram, Tr. Quentin Miller - Lamé-post parade-Dana Stead D.V.M.

| | |
|------------------------------------|--|
| | #4 First Heir, Tr. J. Sadler – Sick -Tim Grande-D.V.M. Refund Total: \$33,806.41 |
| 2 nd Race Jockey Change | #2 Royal Rebel, T. Pereira for F. Perez (Medical) |
| 3 rd Jockey Change: | #9 All Call, D. Van Dyke for F. Perez (Medical) |
| 4 th Race Declarations | #2 Into Kings, Tr. D. O’Neill - Sick-Dana Stead D.V. M. #3 Not Chopped Liver, Tr. A. Sherman - Sick Dana Stead D.V.M. Refund Total: \$3,435.05 |
| 8 th Race Declaration | #8 Caustic, Tr. P. D’Amato – Sick -Dana Stead D.V.M. Refund: \$468.50 |
| 9 th Race Jockey Change | #9 Fabozzi, D. Van Dyke for F. Perez (Medical) |
| 9 th Race Declarations | #13 Aztec Warrior, Tr. D. O’Neill - Also Eligible-Stewards #14 Nine Point Nine, Tr: V. Cerin - Also Eligible—Stewards Refund: \$926.85 |

12-03-16⁷**DAILY ATTENDANCE & HANDLE**

| | | |
|---------------|--------|-----------------|
| On track | 10,013 | \$1,105,268.90 |
| Off Track | 7,714 | \$4,084,791.80 |
| Out –of-State | N/A | \$8,291,977.12 |
| Total | 17,727 | \$13,482,037.82 |

SUNDAY12-04-16¹**EDELLE LOGAN COMPLAINT (CASE # 16DM0110)**

Trainer Steve Miyadi filed a complaint against owner Edelle Logan alleging that Ms. Logan is indebted to him in the amount of \$15,648.75 for unpaid training bills incurred since January 2016. Edelle Logan failed to appear at a hearing that was scheduled yesterday December 3. The Stewards issued the following ruling.

Ruling DMTD #026

Owner EDELLE LOGAN, having failed to respond to a complaint alleging violation of California Horse Racing Board rule #1876 (Financial Responsibility - \$15,648.75 to trainer Steven Miyadi) is suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear).

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

12-04-16²**JEFFREY SENGARA COMPLAINT (Case No. 16SA0256)**

Owner Librado Barocio filed a complaint that was heard yesterday. This complaint was filed against Owner Jeffrey Sengara for alleged violation of CHRB Rule #1876 (Financial Responsibility). Owner Sengara testified via telephone from British Columbia. Owner Barocio alleges that Mr. Sengara refuses to pay \$7,000.00 to him; an amount he alleges is for the purchase of a horse named “Gold Treasure” that was previously owned in the partnership of Sengara and Mr. Barocio. CHRB Investigator Phil Miyazaki filed the eight (8) page complaint in this matter. Owner Librado Barocio appeared in our office for this informal hearing that was held yesterday December 3.

The Stewards called both parties with their decision today. The stewards have ruled that Sengara owes Owner Barocio \$3,000.00 in this matter. The stewards will give Sengara two (2) weeks to pay the full amount. Should the payment not be paid the stewards will issue an official ruling. Danny Alameda was the alleged broker of this transaction.

12-04-16³**TYLER BAZE FILM REVIEW**

Jockey Tyler Base appeared in the stewards’ office in order to review his ride aboard #8 Buymeabond who won yesterday’s third race. He was accompanied by Darrell Haire from the Jockey’s Guild. Film review in this race showed Jockey Baze use his riding crop more than three (3) consecutive times before giving his horse a chance to respond. The stewards issued the following ruling:

Ruling DMTD #027

Jockey TYLER BAZE is fined TWO HUNDRED DOLLARS (\$200.00)* for violation of California Horse Racing

Board rule #1688(b)(6) (Use of Riding Crop – more than three times in succession without giving the horse a chance to respond – second offense in last 60 days), during the third race at Del Mar Race Track on December 3, 2016 (last offense October 14, 2016).

12-04-16⁴**SHAHROZ MOJALLALI (DBS MOJALLALI STABLES) (REF: 11/27/16⁵)**

Private Veterinarian Helmuth Von Bleucher informed the stewards today that his veterinarian group and owner Shahroz Mojallali have come to an agreement over veterinarian bills totaling \$6,791.00. Owner Shahrouz Mojallali failed to appear for a hearing (Case No. 16SA0239) here last week at Del Mar and was subsequently suspended. This ruling reinstates the license privileges of Mr. Mojallali who was suspended for failing to appear for a hearing at Del Mar last week.

Ruling DMTD # 028

Owner SHAHROUZ MOJALLALI (DBA MOJALLALI STABLES), having entered into a financial agreement pursuant to California Horse Racing Board rule #1876 (Financial Responsibility - \$6,791.00 to Von Bleucher, Blea, Hunkin Inc. Veterinarian Group) is restored to good standing. Ruling DMTD #019 issued at Del Mar on November 27, 2016 is set aside.

12-04-16⁵**NINTH RACE INQUIRY**

Following the running of this last race of this meet the stewards posted the Inquiry sign. This race was contested a one (1) mile on the turf course and involved third place finisher #2 BIRD IS THE WORD (Santiago Gonzalez) and fifth place finisher #9 BOBBY G (Drayden Van Dyke). In the final one hundred (100) yards of this race #3 BIRD IS THE WORD drifts out under Jockey Gonzalez' left handed riding crop. This action causes Jockey Van Dyke to steady his mount approaching the finish line.

In a unanimous decision the stewards let the original placings stand. Jockey Santiago Gonzalez was ordered to film review with the stewards at Los Alamitos on Thursday, December 8.

12-04-16⁶**PROGRAM CHANGES**

1st Race Jockey Change #11 Majestic Vixen, C. Sutherland for F. Perez (medical)
 5th Race Declaration #12 Lady Pamela, Tr. C. Sise, Jr. - sick -Tim Grande D.V.M.
 Refund: \$5,101.03
 6th Race #2 Pragmatical, Tr. M. Puype - claimed - F. Souza, trainer
 #3 BuzzerBeater, Tr. D. O'Neill – claimed - C. Dollase, trainer
 #4 Tuscany Beauty, Tr. B. Headley – claimed – A. Garcia, trainer
 7th Race Declaration #9 Decked Out, Tr. K. Desormeaux – Stake – Stewards
 Refund: \$883.00
 9th Race #5 Marchtothemusic, Tr. J. Hollendorfer- Racing Office error (bad date) –
 Stewards. Refund: \$3,655.45

12-04-16⁷**DAILY ATTENDANCE & HANDLE**

| | | |
|---------------|--------|-----------------|
| On track | 5,152 | \$862,761.70 |
| Off Track | 7,610 | \$3,720,935.80 |
| Out –of-State | N/A | \$8,152,458.78 |
| Total | 12,762 | \$12,736,156.28 |

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 REPORT – WEEK OF 11- 28-16 TO 12-04-16

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|---------------------|----|
| HORSES ON VET LIST | 17 |
| Horses off Vet List | 6 |
| Shock Wave Therapy | 19 |
| Fatalities | 3 |
| Medication | 1 |

SUMMARY

| | Thurs 12/01 | Fri 12/02 | Sat 12/03 | Sun 12/04 | Week | Meet |
|-------------------|----------------|--------------|--------------|--------------|------|------|
| Accidents | 0 | 0 | 1 | 0 | 1 | 3 |
| Cal-Bred Races | 1 | 1 | 0 | 1 | 3 | 19 |
| Claims | 3 | 4 | 0 | 3 | 10 | 49 |
| Disqualifications | 0 | 0 | 0 | 0 | 0 | 0 |
| Inquiries | 0 | 1 | 0 | 1 | 2 | 11 |
| Refunds | 5 | 4 | 7 | 3 | 19 | 72 |
| Rulings | 0 | 4 | 1 | 3 | 8 | 28 |
| Voided Claims | 0 | 0 | 1 | 0 | 1 | 4 |

Respectfully submitted,

Grant Baker, Steward

C. Scott Chaney, Steward

Kim Sawyer, Steward

Luis Jauregui, Safety Steward