

California Horse Racing Board

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**REPORT OF THE BOARD OF STEWARDS
DEL MAR SUMMER MEET**

Del Mar Thoroughbred Club

TO THE CALIFORNIA HORSE RACING BOARD

Honorable Gregory L. Ferraro DVM, Chairman
Honorable Oscar Gonzales, Vice Chairman
Honorable Dennis V. Alfieri, Member
Honorable Damascus Castellanos, Member
Honorable Wendy Mitchell, Member
Honorable Alex Solis, Member
C. Scott Chaney, Executive Director
Cynthia Alameda, Assistant Executive Director
Darrel McHargue, Chief Steward

Report for the Week of Thursday, August 13, 2020 through Sunday, August 16, 2020

THURSDAY

08/13/20¹

ENTRIES/ SCRATCHES

Steward Kim Sawyer came into the office to monitor entries for Sunday and scratches for Friday. The office carded eleven races for Sunday.

FRIDAY

08/14/20¹

PRAT HEARING (case #20SA0172)

Jockey FLAVIEN PRAT was in the office to answer to a complaint filed by the CHRB for rule violation #1688(b)(3) (Use of Riding Crop) which occurred during the seventh race on 5/30/20 at Santa Anita. Present in the hearing was Safety Steward David Nuesch and presenting the case for the CHRB Investigator Greg Icamen. Mr. Prat stated that he thought the injury could have happened when leaving the starting gate. After looking at the photos and reviewing the video we determined that the injury occurred from his riding crop. Therefore, the following ruling was issued.

DMTD RULING #043

Jockey FLAVIEN PRAT is fined THREE HUNDRED DOLLARS (\$300.00)* for violation of California Horse Racing Board rule #1688 (b) (3) (Use of Riding Crop – causing a welt on the skin), during the seventh race at Santa Anita Park on May 30, 2020.

08/14/20²

BLANC RULING

After receiving notice from the CHRB that Jockey BRICE BLANC has withdrawn his appeal of ruling #035 in which it was issued on August 8, 2020 the following ruling was issued.

DMTD RULING #044

Having received notice from the California Horse Racing Board that the appeal of ruling DMTD #035 dated, August 8, 2020 has been withdrawn, the original ruling is reinstated. Jockey BRICE BLANC is suspended for THREE (3) racing days (August 22, 23 and 28, 2020).

Pursuant to California Horse Racing Board rule #1766 (Designated Races) the term of suspension shall not prohibit participation in designated races.

08/14/20³

EURTON HEARING (case # 20DM0026)

Trainer PETER EURTON responded to a complaint telephonically filed by the CHRB for rule violation #1895 (Trainers Duty to Insure Licensed Participation). On July 22nd, 2020, Mr. Eurton's employee Thomas Dubaele was galloping a horse without an exercise rider's license. Mr. Dubaele was fined on July 26th, 2020, (ruling DMTD #023) in the amount of \$100.00. Mr. Eurton was not aware of the rule, since it's his first time having an assistant trainer, thus he thought Dubaele could gallop with an assistant trainer's license. We explained to him that he has to have an exercise rider's license as well. We issued the following ruling:

DMTD RULING #045

Trainer PETER EURTON, is fined ONE HUNDRED DOLLARS (\$100.00)* for violation of California Horse Racing Board rule #1895 (Trainer's Duty to Insure Licensed Participation).

08/14/20⁴

MENDEZ JR. HEARING (case #20DM0015)

Pony Rider/Outrider GILBERT MENDEZ, JR. was in our office to respond to a complaint filed by the CHRB alleging rule violation 1902.5 (Animal Welfare) for failing to provide proper care for his two ponies on 7/18/2020 at Del Mar race Track. Safety Steward David Nuesch and Investigator Mike Barker who witnessed and was also involved in the case participated in the hearing. Mr. Mendez stated that he felt his horses were properly cared for and felt his ponies were in good condition. One of the ponies is nervous and walks a lot in the stall, in which it scatters the bedding. After hearing all the testimony and entering the complaints into the exhibits, the hearing came to an end. Decision to follow.

GOOD RACING

The Friday's card went really good with no major issues to report.

08/14/20⁵

DECLARATIONS, CHANGES AND REFUNDS

- 1st Race #8 Sold It - Veterinarian scratch - Dr. Pattio, sick. Refund: \$1,891.30
- 2nd Race #6 Big Mama Sue - Veterinarian scratch - Dr. Stead, injured (NO-SHOW WAGERING) Refund: \$1,511.35
- 3rd Race #4 Stratofortress - Stewards' scratch - Lost rider in post parade Refund: \$25,837.76
- 4th Race #1 Take a Leap - Veterinarian scratch - Dr. Stead, injured #8 Destiny's Journey - VOIDED claim, returns to S. Knapp. Refund: \$607.41
- 5th Race No changes. Refund: \$70.50
- 6th Race #1 Vive l'Amore - Claimed by S. Gonzalez, trainer. Refund: \$84.50
- 7th Race #7 Le Tub - Veterinarian scratch - Dr. Pattio, sick #5 Saddle Bluegrass - Veterinarian scratch - Dr. Pattio, sick. Refund: \$2,719.73
- 8th Race #2 First Empress - Claimed by R. B. Hess Jr., trainer. Refund: \$22.00
- 9th Race #5 Mr. Right Now - Veterinarian scratch - Dr. Stead, sick. Refund: \$463.55

08/14/20⁶

DAILY ATTENDANCE & HANDLE

On track	109	\$133,510.40
SCOTWinc	939	\$2,253,654.05
Out of state + ADW	N/A	\$7,669,608.31
Total	1,048	\$10,056,763.76

SATURDAY

08/15/20¹

LOPEZ HEARING (case #20DM0002)

Trainer JUAN CARLOS LOPEZ participated in a conference call to respond to a complaint filed by the CHRB for rule violation #1865 (Altering of Sex of Horse), when he entered the first-time starter "Jack Cool" in the first race at Los Alamitos Race Course on July 5, 2020. Presenting the case was CHRB Investigator Greg Icamen. Mr. Lopez stated that he made the error

because he had some personal issues and forgot to list him as a gelding. After entering all the exhibits, the hearing came to an end. Decision to follow.

08/15/20²

MILLER HEARING (case #20DM0003)

Trainer PETER MILLER called the office to answer to a complaint filed by the CHRB for a violation of CHRB rule #1865 (Altering of Sex of Horse). This occurred when he entered the horse "None Above The Law" (first time starter), in the fourth race at Los Alamitos Racecourse on July 2, 2020. Presenting the case was CHRB Investigator Greg Icamen, and also, participating in the hearing was Los Alamitos Racing Secretary Bob Moreno, who took Mr. Miller's entry that day. Mr. Miller stated he alerted the office that his horse was now a gelding, however, it was declared after scratch time. After hearing all the testimony and entering the exhibits, the hearing came to a close. Decision to follow.

08/15/20³

STEWARDS' INQUIRY/DISQUALIFICATION(5 1/2 fur.)

We posted the inquiry sign after the running of the sixth race to review the start involving the fifth place horse #3 "Paisano"(M. Gutierrez) and the seventh place horse #4 "Rousing Slammer" (E. Maldonado). After speaking to the patrol judges and reviewing the video the majority voted to disqualify the #3 and place him behind #4. The majority felt the #4 was cost a better placing when he came out bumping the #3. Jauregui voted for no change.

08/15/20⁴

DECLARATIONS, CHANGES, AND REFUNDS

1st Race #2 Bella Renella - Veterinarian scratch - Dr. Stead, injured. Refund: \$1,709.05
2nd Race No changes. Refund: \$0
3rd Race No changes. Refund: \$131.00
4th Race No changes. Refund: \$191.00
5th Race #6 Raisebeforetheflop - Veterinarian scratch - Dr. Bohannon, unsound
Refund: \$1,921.23
6th Race #5 Broken Finger - Veterinarian scratch - Dr. Stead, sick. Refund: \$479.75
7th Race #10 Jamming Eddy - Stewards' scratch - Also eligible. Refund: \$2,880.80
8th Race No changes. Refund: \$37.50
9th Race #3 Big Sweep - Stewards' scratch – Stake. Refund: \$1,233.65
10th Race No changes. Refund: \$12.00
11th Race #7 Acker - Claimed by D. O'Neill, trainer
#9 Never Easy - Claimed by K. Mulhall, trainer. Refund \$111.20

08/15/20⁵

DAILY ATTENDANCE & HANDLE

On track	161	\$179,513.18
SCOTWinc	1,130	\$3,668,163.73
Out of state + ADW	N/A	\$12,092,545.35
Total	1,291	\$15,940,222.26

SUNDAY
08/16/20¹

MILLER RULING

We issued the following ruling after deliberating all the facts from yesterday's PETER MILLER hearing (Case #20DM003), reference 8/15/20².

DMTD RULING #047

Trainer PETER MILLER, is fined SEVEN HUNDRED AND FIFTY DOLLARS (\$750.00)* for failure to list the correct sex of the horse NONE ABOVE THE LAW in the program for the fourth race at Los Alamitos Race Course on July 2, 2020; a violation of CHRB rule #1865 (Altering of Sex of Horse).

08/16/20²

DEL MAR BACKSIDE CITATIONS

Exercise Rider FELIPE DIAZ and Apprentice Jockey PEDRO ZAVALETA were cited for galloping on the rail on 8/8/20 at Del Mar Race Track. Both riders were galloping in the stretch when horses were working behind them. Both Diaz and Zavaleta had to quickly move their horses out of the way. Mr. Diaz (who was on the inside) was too close to the rail, however Mr.

Zavaleta was far enough off the rail. We warned Mr. Zavaleta and issued the following fine Mr. Diaz.

DMTD RULING #048

Exercise Rider FELIPE DIAZ, is fined FIFTY DOLLARS (\$50.00)* for violation of California Horse Racing Board rule #1437 (Condition of a Race Meeting – galloping on rail) at Del Mar Race Track on August 8, 2020.

Trainer MICHAEL McCARTHY was in our office this morning to answer to a citation issued by Del Mar Security for failing to wear a mask. Present in the hearing was Del Mar Risk Manager Kim Jacobson, Del Mar Health and Safety Liaison Miitruh Carrillo, Del Mar President/Chief Operating Officer Josh Rubinstein, and participating telephonically was CTT Executive Director Alan Balch. Mr. McCarthy was warned previously by Mrs. Carrillo, prior to the issuance of the citation. When Mr. McCarthy was cited, he tore up the citation in front of Mrs. Carrillo. His penalty is listed in the following ruling.

DMTD RULING #049

Trainer MICHAEL McCARTHY, is fined ONE HUNDRED DOLLARS (\$100.00)* for violation of California Horse Racing Board rule # 1437 (Condition of a Race Meeting - failure to properly wear face mask) at Del Mar Race Track on August 13, 2020.

Groom MARTIN CAMPUZANO was issued a citation for not wearing a mask by Del Mar's Health and Safety Liaison Miitruh Carrillo on 8/11/20. Mr. Campuzano apologized and stated that he will be more responsible in the future. The following ruling was issued:

DMTD RULING #050

Groom MARTIN CAMPUZANO, is fined ONE HUNDRED DOLLARS (\$100.00)* for violation of California Horse Racing Board rule # 1437 (Condition of a Race Meeting - failure to properly wear face mask) at Del Mar Race Track on August 11, 2020.

08/16/20³

BIRCH CASE (case #20DM0019)

Veterinarian SARAH BIRCH was in our office to address a complaint filed by the CHRB for a violation of CHRB rule #1842 (Veterinarian Report), in which she failed to disclose a treatment (Lasix) on 9/17/19. CHRB Investigator Mike Barker presented the case telephonically. It was discovered when the Investigators were reviewing medical billing during an investigation. Dr. Birch stated that she forgot to list it on her confidential report and that it was her fault. After entering all the exhibits into the record, the hearing came to a close. Decision to follow.

08/16/20⁴

STEWARDS' INQUIRY/ NON-STARTER (5 ½ fur)

We posted the inquiry sign to review the start of the #11 horse "Betito" (R. Gonzalez) in the eleventh race. After speaking to the starter and reviewing the video several times, we unanimously voted to make the #11 a non-starter. The video shows that #11 broke through the gates a split second early compared the rest of the field and was also held by the assistant starter in an attempt to stop the horse.

08/16/20⁵

DECLARATIONS, CHANGES, AND REFUNDS

1 st Race	#3 Nurturing - Veterinarian scratch - Dr. Stead, sick. Refund: \$3,115.14
2 nd Race	No changes. Refund: \$0.00
3 rd Race	No changes. Refund: \$77.00
4 th Race	No changes. Refund: \$247.00
5 th Race	#1 Oh Marvelous Me - Veterinarian scratch - Dr. Pattio, injured #4 Posterize - Claimed by D. O'Neill, trainer #7 Horse Greedy Claimed by J. Sadler, trainer. Refund: \$1,777.35
6 th Race	#10 Next Flight - Stewards' scratch - Also eligible. Refund: \$765.84
7 th Race	#1 Bodeg - Claimed by D. Meredith, trainer #3 Argronomo - Veterinarian scratch - Dr. Bohannon, unsound. Refund: \$225.95
8 th Race	#8 Nice Ice - Claimed by J. Mullins, trainer. Refund: \$0.00
9 th Race	No changes. Refund: \$109.00

10th Race No changes. Refund: \$217.00
 11th Race #4 Cleveland Cat - Veterinarian scratch - Dr. Pattio, injured
 #8 Hot Socks - Veterinarian scratch - Dr. Bohannon, injured.
 Refund: \$370,525.50

08/16/20⁶

DAILY ATTENDANCE & HANDLE

On track	122	\$166,880.30
SCOTWinc	1,037	\$3,135,338.97
Out of state + ADW	N/A	\$10,579,267.57
Total	1,159	\$13,881,486.84

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 8/10/20 TO 8/16/20

Horses on Vet List 16
 Horses off Vet List 11
 Shock Wave Therapy 7
 Fatalities 0
 Medication 0
 Claims Voided 1

SUMMARY

	No Racing	No Racing	Fri 8/14	Sat 8/15	Sun 8/16	Week	Meet
Accidents			0	0	0	0	0
Cal-Bred Races			2	3	1	6	39
Claims			3	2	4	9	63
Disqualifications			0	1	0	1	8
Inquiries			0	1	1	2	14
Refunds			9	10	9	28	146
Rulings			3	1	4	8	50
Voided Claims			1	0	0	1	3

Respectfully submitted,

 Luis Jauregui, Steward

 Ron Church, Steward

 Kim Sawyer, Steward

 David Nuesch, Safety Steward