

CALIFORNIA HORSE RACING BOARD

1010 HURLEY WAY, SUITE 300  
SACRAMENTO, CA 95825



**REPORT OF THE BOARD OF STEWARDS  
HOLLYWOOD PARK RACING ASSOCIATION**

**Hollywood Park**

**To the California Horse Racing Board**

Honorable Arnold Schwarzenegger, Governor  
Honorable John C Harris, Chairman  
Honorable David Israel, Vice Chairman  
Honorable John Andreini, Member  
Honorable Jesse H. Chopper, Member  
Honorable Bo Derek, Member  
Honorable Jerome S. Moss, Member  
Kirk E. Breed, Executive Director  
Richard "Bon" Smith, Assistant Executive Director

**For the period: Wednesday, April 22, 2009 through Sunday, July 19, 2009.**

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**MINUTES – NINTH WEEK OF HOLLYWOOD PARK SPRING/SUMMER MEETING**

**For the period: Wednesday, June 17, 2009 through Sunday, June 21, 2009**

WEDNESDAY  
06/17/09<sup>1</sup>

**ROJAS RULING**

**HRTH #050**

Jockey **DENIS ROJAS ESPINOSA** is fined **ONE HUNDRED DOLLARS (\$100.00)\*** for violation of California Horse Racing Board rule #1874 (Disorderly Conduct-fighting on backside).

This ruling was issued after exercise rider Juan Ruiz and jockey Denis Rojas joined the Stewards to discuss a disturbance in the mini store on the backside at Hollywood Park. A security violation was issued to both parties, they concurred in their testimony that Mr. Rojas was the nucleus of the commotion. Mr. Ruiz was excused without penalty.

06/17/09<sup>2</sup>

**BARNES HEARING CASE #09HP055**

Trainer James A. Barnes contacted the Stewards and agreed to an informal telephonic hearing pertaining to a violation of California Horse Racing Board rules #1843(a)(d)(Medication, Drugs and Other Substances), #1887(Trainer to Insure Condition of Horse) and #1844(c)(2)(Authorized Medication).

The post race sample taken on May 8, 2009 was reported by U.C. Davis to contain a level of Flunixin of 108ng/mg. A split sample was sent to Industrial Laboratories and a level of 119ng/ml was reported.

Mr. Barnes is stabled at Pomona and treats all his horses with Flunixin paste because of the unavailability of a practicing veterinarian at this location. His only explanation for the high level would be a flaw in his horse's metabolism of this drug. He has since simulated the same medication scenario with this particular horse and is waiting for the test results from U.C. Davis. It appeared he took all the necessary precautions to insure the condition of his horse. Unfortunately this positive is over 100 ug/ml and this is Mr. Barnes' second Flunixin positive this year. Decision to follow.

06/17/09<sup>3</sup>

**HEARING POSTPONED**

A scheduled hearing between pony rider Mario Aguirre and exercise rider Jeffrey Rudd had to be pushed back to a later date due to a temporary injury to Mr. Rudd making his appearance impossible. This case involved a discrepancy over the ownership of a pony horse.

**THURSDAY**

06/18/09<sup>1</sup>

**JOHNSON HEARING CASE 09HP062**

A formal hearing was held involving a possible violation of California Horse Racing Board rules #1489(c)(h)(Grounds for Denial or Refusal of License), #1874(1)(2)(3)(Disorderly Conduct) and #1902(Conduct Detrimental to Horse Racing).

In attendance before the board of Stewards was Senior Investigator Rick Amevia, the accused Mr. Robert Johnson and court reporter Barbara Weinstein.

After Mr. Johnson was read the ten questions required when a licensee' is not represented by counsel, he stated that he was unaware of his rights to have an attorney present and asked for a postponement to give him time to contact his legal representative. The hearing was rescheduled for June 27, 2009 at 9:30A.M.

06/18/09<sup>2</sup>

**BARNES RULING (reference 06-16-09<sup>2</sup>)**

**HRTH #051**

Trainer **JAMES A. BARNES**, who started the horse "Razor Cut" which finished second in the sixth race at Hollywood Park on May 8, 2009, is fined **TWO THOUSAND FIVE HUNDRED DOLLARS\*** (\$2,500.00) pursuant to California Horse Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rules #1844 (c) (1) (Authorized Medication –Flunixin, in excess of permitted level (108ug/ml)-second offense) and #1843 (a) (d) (Medication, Drugs and Other Substances).

06/18/09<sup>3</sup>

**O'NEILL RULING**

**HRTH #052**

Trainer **DOUG O'NEILL** is fined **ONE HUNDRED DOLLARS (\$100.00)\*** for violation of California Horse Racing Board rules #1852 (Reporting to Receiving Barn-Late) and #1894 (Duties of Trainer) with his horse "Mikey Bones" in the first race on June 7, 2009.

This ruling was issued after Mr. O'Neill contacted the Stewards and accepted full responsibility for his horse being late to the receiving barn.

06/18/09<sup>4</sup>

**HEARING AND RULING REGARDING THE HORSE "AREUTRUE"**

Following a formal hearing recorded by court reporter Barbara Weinstein and pursuant to California Horse Racing Board rule #1859.5(Disqualification Upon Positive Finding), the horse Areutruue participated in a race with a prohibited drug substance in his system. All exhibits were introduced into evidence. The following ruling was issued:

**HRT# #053**

Acting on a report from the University of California Maddy Analytical Laboratory, the official testing laboratory for the California Horse Racing Board, that urine sample #HP05220, taken from the horse AREUTRUE, the winner of the twelfth race at Hollywood Park on May 2, 2009, contained the drug Clenbuterol (Class 3) in excess of the permitted level, it is ordered that AREUTRUE be disqualified from all purse monies earned in said race, in accordance with California Horse Racing Board rule 1859.5 (Disqualification Upon Positive Finding).

It is further ordered that the purse money earned in said race (\$7,800.00) be returned by owner Alesia, Bran Jam Stable or Ciglia Racing, LLC (\$7,080.00) and jockey Tyler Baze (\$720.00) to the Paymaster at Hollywood Park by July 18, 2009, for redistribution in accordance with the revised order of finish.

The revised order of finish is as follows:

- 1st     Senor Afortunado
- 2nd     Oldtophatandtails
- 3rd     Elusive Chief
- 4th     Noble Courage
- 5th     Magna Cum Laude (IRE)

All records are ordered changed to reflect this ruling. In accordance with California Horse Racing Board rule 1956 (Race Declared Official), neither pari-mutuel payoff nor the distribution of any pari-mutuel pool shall be affected.

06/18/09<sup>5</sup>

**JOCKEY OBJECTION (8<sup>th</sup> race six furlongs-cushion)**

Following the running of the race jockey Tyler Baze who rode #12 Flatter Me Again(6<sup>th</sup>) lodged a claim of foul against #15 Senor Afortunado(1<sup>st</sup> J.Rosario) for a possible infraction near the 3/16 pole. After a review of the tapes, a conversation with the Patrol Judge and the jockeys involved, it was a unanimous decision to let the original order of finish stand. The contact between the horses involved was actually initiated by #12 shifting outward making the objection unsustainable.

06/18/09<sup>6</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> race-No Changes

Refund of \$130.09

2<sup>nd</sup> race-#8 Cork Creek (Tr. J. Saylor) Veterinarian scratch-unsound, Dr. Bailey  
Refund of \$798.84

3<sup>rd</sup> race-No Changes

4<sup>th</sup> race-No Changes  
Refund of \$3.30

5<sup>th</sup> race-No Changes  
Refund of \$71.00

6<sup>th</sup> race-#6 Sky Marni (Tr. S. Gonzalez) Veterinarian scratch-flipped paddock, Dr. Bailey  
Refund of \$8,339.61

7<sup>th</sup> race-#3 Cherokee Heaven (Tr. M. Jones) Veterinarian scratch-sick, Dr. Bailey  
Refund of \$1,330.80

8<sup>th</sup> race-No Changes  
Refund of \$130.70

06/18/09<sup>7</sup>

**DAILY ATTENDANCE & HANDLE**

On track	4,717	992,761.30
Satellites	5,922	2,321,400.70
TVG/Xpress/Youbet	n/a	952,519.20
Out -of-State	n/a	4,297,433.56
Total	10,639	\$8,564,114.76

**FRIDAY**  
06/19/09<sup>1</sup>

**NAVARRO RULING**

**HRTH #054**

Jockey **DIONICIO NAVARRO** is fined **ONE HUNDRED DOLLARS (\$100.00)\*** for violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement) on June 14, 2009.

This ruling was posted after Mr. Navarro was informed of the penalty. He had no excuses for his failure to appear other than poor communication with his agent.

06/19/09<sup>2</sup>

**FILM REVIEW**

Jockey Tyler Baze requested a review of the 4<sup>th</sup> race on Saturday, June 13, 2009. He was concerned with our decision not to disqualify the winner #1 Teamwork (J. Rosario). After hearing our explanation he left our office with more understanding.

06/19/09<sup>3</sup>

**QUIET EVENING**

Friday racing under lights was performed without notable incident.

06/19/09<sup>4</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> race-No Changes

2<sup>nd</sup> race-#6 Kaffeinator (Tr. D. O'Neill) Claimed by Tr. J. Sadler

3<sup>rd</sup> race-No Changes  
Refund of \$6.00

4<sup>th</sup> race-#6 Soda Pop Kid (Tr. G. Sherlock) Claimed by Tr. B. Spawr  
#7 Bestdressed (Tr. J. Carava) Claimed by Tr. J. Sadler  
Refund of \$10.00

5<sup>th</sup> race-#3 Company Tiger (Tr. C. Paasch) Jockey M. Pedroza replaced A. Delgadillo(Inj.)  
Refund of \$122.30

6<sup>th</sup> race-#1 Hunter Creek (Tr. B. Spawr) Claimed by Tr. A. Sherman  
#9 Scottish Spirit (Tr. C. Gaines) Claimed by A. Kitchingman  
Refund of \$236.00

7<sup>th</sup> race-No Changes  
Refund of \$158.00

8<sup>th</sup> race-#3 Cactus Flyer (Tr. J. Mullins) Jockey R. Bejarano replaced G. Gomez (Travel)  
Claimed by Tr. J. Sadler  
#5 Pretty (Tr. V. Garcia) Veterinarian scratch-unsound, Dr. Bailey  
#6 Tribal Fire (Tr. S. Knapp) Veterinarian scratch-flipped paddock, Dr. Bailey  
#13 Be an Angel (Tr. A. Sherman) Jockey K. Stra replaced T. Baze (Travel)  
Refund of \$69,570.42

06/19/09<sup>5</sup>

**DAILY ATTENDANCE & HANDLE**

On track	8,133	1,362,373.40
Satellites	6,963	2,409,045.70
TVG/Xpress/Youbet	n/a	1,474,920.40
Out -of-State	n/a	4,043,762.34
Total	15,096	\$9,290,101.84

**SATURDAY**  
06/20/09<sup>1</sup>

**SMOOTH SAILING**

The Saturday ten race card was completed without a ripple.

06/20/09<sup>2</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> race-No Changes  
Refund of \$36.00

2<sup>nd</sup> race-#8 Irish Cowgal (Tr. C. O'Callaghan) Vanned of post race  
#12 Veranda Café (Tr. P. Miller) Claimed by Tr. D. O'Neill  
Refund of \$182.40

3<sup>rd</sup> race-No Changes

4<sup>th</sup> race-#4 Scottish Diamond (Tr. D. O'Neill) Claimed by Tr. J. Mullins

5<sup>th</sup> race-No Changes  
Refund of \$454.04

6<sup>th</sup> race-#4 Nine to Dine (Tr. C. Lewis) Claimed by Tr. S. Knapp  
Refund of \$520.04

7<sup>th</sup> race-#4 Plasma Bean (Tr. A. Tekos, Jr) Veterinarian scratch-injured, Dr. Bailey  
Refund of \$3,016.02

8<sup>th</sup> race-No Changes  
Refund of \$340.00

9<sup>th</sup> race-No Changes  
Refund of \$288.20

10<sup>th</sup> race-#3 Paddy's Prayer (Tr. C. O'Callaghan) Veterinarian-sick, Dr. Bailey

06/20/09<sup>3</sup>

**DAILY ATTENDANCE & HANDLE**

On track	5,817	1,725,478.40
Satellites	7,826	3,225,069.10
TVG/Xpress/Youbet	n/a	1,269,069.40
Out -of-State	n/a	5,853,485.62
Total	13,643	12,073,923.52

**SUNDAY**  
06/21/09<sup>1</sup>

**BAZE AND GOMEZ RULING**

The following rulings were issued after jockeys Garrett Gomez and Tyler Baze were excused from their mounts in the last race on Friday night to catch their flight in order to ride at Colonial Downs on Saturday.

**HRTH #055**

Jockey **TYLER BAZE** is fined **ONE HUNDRED DOLLARS (\$100.00)\*** for violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement) on June 19, 2009.

**HRTH #056**

Jockey **GARRETT GOMEZ** is fined **ONE HUNDRED DOLLARS (\$100.00)\*** for violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement) on June 19, 2009.

06/21/09<sup>2</sup>

**FILM REVIEW**

Jockey Agapito Delgadillo joined the Stewards to review the 2<sup>nd</sup> race on Saturday. Even though his drift occurred at the wire, he was warned it was still his responsibility to maintain a straight path. Mr. Delgadillo agreed and stated he would do better in the future.

06/21/09<sup>3</sup>

**FATHER'S DAY AFTERNOON**

Sunday's ten races were run without mishap.

06/21/09<sup>4</sup>

**CAL-BRED REPORT**

Two Cal-Bred races were used during this reporting period.

06/21/09<sup>5</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> race-No Changes

Refund of \$253.76

2<sup>nd</sup> race-#7 Oceanography (Tr. D. O’Neill) Claimed Tr. J. Kasparoff

Refund of \$183.88

3<sup>rd</sup> race-#2 Alex B. Good (Tr. M. Puype) Veterinarian scratch-sick, Dr. Bailey

Refund of \$722.64

4<sup>th</sup> race-No Changes

5<sup>th</sup> race-#1 Noblety (Tr. P. Miller) Claimed by Tr. B. Koriner

Refund of \$1.00

6<sup>th</sup> race-#5 Gifted Student (Tr. J. Sadler) Claimed by Tr. E. Truman

#7 Deification (Tr. D. Hofmans) Ambulance removed-post race

#10 Illusive Dealer (Tr. D. Fama) Jockey D. Sandoval replaced A. Quinonez(Inj.)

Refund Of \$37.20

7<sup>th</sup> race-#5 Gothic Samurai (Tr. N. Drysdale) Veterinarian scratch-injured gate, Dr. Bailey

Refund of \$173,972.48

8<sup>th</sup> race-#2 Copa De Plata (Tr. J. Periban) Veterinarian scratch-post parade

(mucus discharge), Dr. Bailey

#8 Satellite (Tr. D. O’Neill) Claimed by Tr. C. Sierra

Refund of \$64,363.78

9<sup>th</sup> race-#4 Elusive Bluff (Tr. E. Guillot) Stewards-stake

#6 Arden Park (Tr. G. Gilchrist) Stewards-stake

Refund of \$3,123.66

10<sup>th</sup> race-#3 You’re No Good (Tr. D. Shidaker) Jockey D. Sandoval replaced

A. Quinonez (Injured)

#5 Itlee (Tr. B. Baffert) Veterinarian scratch-injured, Dr. Bailey

#14 Mendota Bay (Tr. A. Barba) Stewards-Also Eligible

#15 Panda (Tr. J. Van. Berg) Stewards-Also Eligible

Refund of \$5,956.84

06/21/09<sup>6</sup>

**DAILY ATTENDANCE & HANDLE**

On track	6,917	1,755,791.70
Satellites	7,726	2,895,351.00
TVG/Xpress/Youbet	n/a	1,342,108.80
Out –of-State	n/a	4,850,297.82
Total	14,643	10,843,549.32

**ADDITIONS/REMOVALS FROM VET-LIST**

Week of: 06-15-09 – 06-21-09

Track: Hollywood

Horses on Vet List: 13  
Horses off Vet List: 15  
Shockwave Therapy: 32  
Deceased: 2  
Medication: 14

**SUMMARY**

	<b>Jun 17</b>	<b>Jun 18</b>	<b>Jun 19</b>	<b>Jun 20</b>	<b>Jun 21</b>		<b>Week</b>	<b>Meet</b>
<b>Accidents</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>3</b>
<b>Cal-Bred Races</b>	<b>0</b>	<b>2</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>2</b>	<b>45</b>
<b>Claims</b>	<b>0</b>	<b>0</b>	<b>6</b>	<b>3</b>	<b>4</b>		<b>13</b>	<b>53</b>
<b>Disqualifications</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>0</b>	<b>4</b>
<b>Inquiries</b>	<b>0</b>	<b>1</b>	<b>0</b>	<b>0</b>	<b>0</b>		<b>1</b>	<b>15</b>
<b>Refunds</b>	<b>0</b>	<b>3</b>	<b>2</b>	<b>2</b>	<b>6</b>		<b>13</b>	<b>206</b>
<b>Rulings</b>	<b>1</b>	<b>3</b>	<b>1</b>	<b>0</b>	<b>2</b>		<b>7</b>	<b>53</b>

**Respectfully submitted,**

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**Kim Sawyer, Steward**

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**Tom Ward, Steward**

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**C. Scott Chaney, Steward**

**KS/dm**