

CALIFORNIA HORSE RACING BOARD

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**REPORT OF THE BOARD OF STEWARDS
LOS ALAMITOS QUARTER HORSE RACING ASSOCIATION****TO THE CALIFORNIA HORSE RACING BOARD**

HONORABLE EDMUND G. BROWN JR., GOVERNOR

HONORABLE KEITH BRACKPOOL, CHAIRMAN

HONORABLE DAVID ISRAEL, VICE CHAIRMAN

HONORABLE JESSE H. CHOPER, MEMBER

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HONORABLE JEROME S. MOSS, MEMBER

HONORABLE RICHARD ROSENBERG, MEMBER

KIRK E. BREED, EXECUTIVE DIRECTOR

Report of the Board of Stewards for the week of May 3, 2011 through May 8, 2011.

TUESDAY

05/03/2011

(1) DUTY STEWARD

Ruben Moreno will be on duty this week, attending to morning office matters and recording the minutes during this reporting period.

(2) STEWARD SUBSTITUTION

Due to prior obligations Steward Ruben Moreno was replaced by Stewards James Dreyer for Tuesday's entries.

(3) ENTRIES AND DRAW

Ten races were drawn for Friday night's card consisting of one Thoroughbred and nine Quarter Horse events. The draw was completed at 12:15 p.m.

(4) CAL-BRED REPORT

The third race in the book for Friday, California-bred maiden two year olds, going 300 yards, was divided with both divisions going open (4 Cal-Bred). The fourth race in the book for Friday, California-bred maiden three year olds and upward, claiming price \$4,000, going 350 yards, also failed to fill with only two entries (0 Cal-Bred).

WEDNESDAY

05/04/2011

(1) SCRATCHES

Scratches were taken at 9:00 a.m. resulting in no scratches and one rider change for Friday evening's program.

(2) ENTRIES AND DRAW

Ten races were drawn for Saturday night's card consisting of five Thoroughbred and five Quarter Horse events. The draw was completed at 2:00 p.m.

(3) CAL-BRED REPORT

The second race in the book for Saturday, California-bred maidens, fillies two years old, going 300 yards, went open (1 Cal-Bred). The eighth race in the book for Saturday,

California-bred three year olds and upward, claiming price \$5,000, going 350 yards failed to fill with one entry (1 Cal-Bred).

THURSDAY

05/05/2011

(1) SCRATCHES

Scratches were held at 9:00 a.m. resulting in no scratches and no rider or equipment changes for Saturday evening's program.

(2) ENTRIES AND DRAW

Ten races were drawn for Sunday night's card consisting of ten Quarter Horse events. The evening's program will feature nine Kindergarten Futurity Trials and one maiden two year old event. The draw was completed at 1:00 p.m.

(3) CAL-BRED REPORT

The second race in the book for Sunday, California-bred maidens, two years old, claiming price \$8,000, going 300 yards failed to fill with two entries.

FRIDAY

05/06/2011

(1) SCRATCHES

Scratches were held at 9:00 a.m. resulting in no scratches and one rider change for Sunday evening's program.

(2) SOOS RULING

RULING #71

OWNER HERMAN SOOS, HAVING FAILED TO APPEAR BEFORE THE BOARD OF STEWARDS AT LOS ALAMITOS RACE COURSE ON MAY 6, 2011, TO ANSWER A COMPLAINT REGARDING CASE #11LA0078, ALLEGING VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1890 (A)(B) (POSSESSION OF CONTRABAND) AND #1902 (CONDUCT DETRIMENTAL TO HORSE RACING) IS HEREBY SUSPENDED PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1547 (FAILURE TO APPEAR).

DURING THE TERM OF SUSPENSION ALL LICENSES AND LICENSE PRIVILEGES OF HERMAN SOOS ARE SUSPENDED AND PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1528 (JURISDICTION OF STEWARDS TO SUSPEND OR FINE) SUBJECT IS DENIED ACCESS TO ALL PREMISES IN THIS JURISDICTION.

The above ruling was issued after Mr. Soos failed to appear for a scheduled hearing.

(3) SEVENTH RACE – INQUIRY - DISQUALIFICATION

After the finish of the seventh race (Quarter Horse – 300 yards) the Inquiry was posted to review an incident that occurred approaching the 1/8th pole. Involved were #3 "Testing The Ice" (3rd – E. Nicasio) and #4 "Himalaya Jess" (8th – F. Rubio). Film review shows "Testing The Ice" drifting out into the path of "Himalaya Jess" causing him to take up impeding his performance and depriving him the opportunity of a better placing. After talking with both riders involved the Stewards unanimously decided to disqualify #3 "Testing The Ice" for interference and place him last.

Original Order of Finish: 8 – 6 – (3) – 7 – 1 – 2 – 5 – 4

Official Order of Finish: 8 – 6 – 7 – 1 – 2 – 5 – 4 – (3)

(4) LATE DECLARATIONS

1st Race - # 4 Last Call For Hawk (Tr. M. Loza) jockey Santiago Mendez replaced jockey Joel Cruz (sick).

3rd Race - # 6 Saaynow (Tr. E. Navarro) veterinarian – injured, Dr. Hackathorn.
Refund: \$83.00.

7 Let It Pour (Tr. S. Willoughby) claimed, Tr. R. Pulido.

8 Righteous Rich (Tr. P. Visscher) claimed, Tr. J. Nunez.

- 5th Race - # 7 Painted Ocean (Tr. D. Ekins) veterinarian – sick, Dr. Hackathorn.
Refund: \$100.00.
- 6th Race - # 1 American Red Hot (Tr. M. Rodriguez) jockey Francisco Rubio replaced
jockey Joel Cruz (sick).
- # 2 Just Too Hot (Tr. F. Gonzalez) claimed, Tr. A. Farias.
- 7th Race - # 8 This Partys Fire (Tr. R. Dominguez) jockey Jay Conklin replaced jockey Joel
Cruz (sick).
- 9th Race - # 6 Bright Ocean (Tr. D. Ekins) jockey Eswan Flores replaced jockey Joel Cruz
(sick).
- 10th Race - # 1 I Promise Ya (Tr. M. Skeen) jockey Eulices Gomez replaced jockey Joel
Cruz (sick).

(5) ATTENDANCE AND HANDLE

On Track Attendance:	1,126	On Track Handle:	\$187,976.50
Off Track Attendance:	<u>2,553</u>	Off Track Handle:	\$482,692.00
Total:	3,679	Out of State:	<u>\$846,294.07</u>
		Total:	\$1,516,962.57

Advanced Deposit Wagering (ADW) Handle: \$467,488

SATURDAY

05/07/2011

(1) ROMO RULING

RULING #72

ASSISTANT TRAINER/ OWNER JUAN ROMO SR. IS FINED THREE HUNDRED DOLLARS (\$300.00)* FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1902.5 (ANIMAL WELFARE - NEGLIGENCE) AND #1530 (CASES NOT COVERED BY RULES AND REGULATIONS - HORSES WITHOUT PROPER BEDDING) ON FRIDAY, APRIL 29, 2011. The foregoing ruling was issued after racetrack personnel observed a horse tied to a wall for an extended period of time (few hours) without feed or water. Mr. Romo explained that he had been called to the hospital for a family emergency and in his rush to get to the hospital he left with his pony horse still tied to the end of the shedrow. Mr. Romo stated it was never his intention to leave his horse tied without feed or water for an extended period of time. He simply forgot in his haste to get to the hospital for his son. Mr. Romo took full responsibility for his actions and expressed remorse for his pony horse's plight.

Because no form of animal cruelty, mistreatment, neglect or abuse will be tolerated at any facility under the jurisdiction of the California Horse Racing Board, further investigation was conducted to observe the condition of all the horses under Mr. Romo's care. Safety Steward Randy Winick was dispatched to evaluate Mr. Romo's barn operations. Steward Randy Winick's observations were that the horses were in good condition, properly bedded and in general well cared for.

After deliberation it was the opinion of the Stewards to give consideration to the family emergency that arose for Mr. Romo. It was the unanimous decision of the Stewards that Mr. Romo under normal conditions would not have neglected his pony horse's care. However, the Stewards also want it completely understood that any mistreatment, neglect or abuse of any animal would not be tolerated regardless of the extenuating circumstances. With this objective in mind Mr. Romo, as the party responsible, was fined \$300 and advised his barn would be monitored in the future.

(2) NICASIO RULING

RULING #73

JOCKEY EDUARDO NICASIO, WHO RODE "TESTING THE ICE" IN THE SEVENTH RACE AT LOS ALAMITOS RACE COURSE ON FRIDAY, MAY 6, 2011, IS SUSPENDED THREE (3) RACING DAYS (MAY 14TH, 15TH AND 20TH) FOR FAILURE TO MAKE THE PROPER

EFFORT TO MAINTAIN A STRAIGHT COURSE, CAUSING INTERFERENCE RESULTING IN THE DISQUALIFICATION OF HIS MOUNT FROM THIRD TO LAST. A VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1699 (RIDING RULES – CARELESS RIDING.)

THE TERM OF THIS SUSPENSION SHALL NOT PROHIBIT PARTICIPATION IN DESIGNATED RACES IN CALIFORNIA.

The foregoing ruling was issued after film review of the seventh race on Friday, May 6, 2011, in which jockey Eduardo Nicasio's mount was disqualified from third place to eighth place. Film review confirmed that jockey Eduardo Nicasio failed to keep a straight course when his mount #3 "Testing The Ice" drifted out at the 1/8th pole impeding the performance of #4 "Himalaya Jess" costing him a better placing. Jockey Nicasio agreed a better effort could have been made. The Stewards unanimously agreed on a three day suspension.

(3) FARRIS AND TOWELL MEDIATION

Vod Farris, trainer of "Emily Tiger" and Bruce Towell, owner of "Emily Tiger" appeared before the Stewards for mediation of the distribution of "Emily Tiger's" earnings. Both parties agreed that there was to be a 50/50 split of the expenses and earnings but disagreed on what expenses were to be considered. Expense in question was an outstanding veterinarian bill for work Trainer Vod Farris had authorized on "Emily Tiger." Owner Bruce Towell felt that he had not co-authorized this veterinarian care and therefore was not liable for payment per the 50/50 agreement. Stewards reminded both parties that a trainer, by virtue of his position, is authorized to seek treatment and medication for any horse under his care from a licensed veterinarian unless an owner has given prior written instructions to the contrary. Mr. Towell was advised by the Stewards that this had not been done and therefore, by mutual consent, the agreement stood an equal split for all expenses incurred. Mr. Farris and Mr. Towell left understanding that all bills and earnings would need to split equally.

(4) MIRGHAFOURI RULING

RULING #74

TRAINER BABAK MIRGHAFOURI IS FINED TWO HUNDRED DOLLARS (\$200.00)* FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1629 (PENALTY FOR LATE DECLARATION - NO INSURANCE) ON SATURDAY, MAY 7, 2011.

The above ruling was issued due to the late scratch of #4 "Sumspeed" from the first race of the evening's performance. Mr. Mirghafouri failed to provide proof of insurance and made no effort to contact the California Horse Racing Board of Stewards.

(5) VETERINARIAN SUBSTITUTION

Dr. Karen Peyser replaced Dr. Thomas Hackathorn for the evening.

(6) FIRST RACE – INQUIRY – NO CHANGE

After the running of the first race (Thoroughbred – 4½ furlongs) the Stewards posted the Inquiry sign for a review of the start where #3 "Secret Althea" (jockey Ramon Guce) reared leaving the gates. After film review it was determined that while "Secret Althea" did lift she would be declared a starter because she had been provided the opportunity of a fair start. No change was made to the order of finish.

(7) FOURTH RACE - ACCIDENT

Immediately following the running of the fourth race (Quarter Horse – 300 yards) just prior to the 9/16th pole, #2 "Really Warm" went wrong, falling over jockey Carlos Huerta. The filly suffered a broken left front cannon bone, was euthanized on the track and hauled away by the equine ambulance. Jockey Huerta was immediately attended to by E.M.T.'s and transported to Los Alamitos Medical Center. Accident report attached.

(8) FIFTH RACE – SHOW WAGERING CANCELLED

Executive Director Kirk Breed gave permission to cancel show wagering on tonight's fifth race due to an anticipated outstanding favorite causing a minus pool.

(9) SIXTH RACE - ACCIDENT

Immediately following the running of the sixth race (Thoroughbred – 4½ furlongs) at or about the 9/16th pole, #2 "Degreko" suddenly fell to the track surface. Jockey Ramon Guce reported that "Degreko" seemed to have stopped breathing right before the wire and shortly thereafter stumbled and fell. Jockey Guce was able to dismount mid-fall and remained free of injury. Dr. Peyser and Dr. Beck attended to the horse trackside, diagnosing possible spinal cord damage. "Degreko" was euthanized on the track and hauled away by the equine ambulance. Jockey Guce, uninjured, returned to the Jockey's Quarters and rode his remaining mount for the evening. Accident report attached.

(10) DECLARATIONS, CHANGES AND REFUNDS

- 1st Race - # 4 Sumspeed (Tr. B. Mirghafouri) Stewards – no insurance.
Refund: \$419.00.
- 3rd Race - # 1 A Regal Performance (Tr. J. Nunez) veterinarian – sick, Dr. Hackathorn.
Refund: \$196.00.
- # 7 Fly On The Wall (Tr. D. Francisco) claimed, Tr. E. Sirin.
- 4th Race - # 3 Holly Hampton (Tr. P. Jones) jockey Antonia Alberto replaced jockey
Alejandro Luna (sick).
8 A Regal Rondivoo (Tr. J. Cooper) jockey Ramon Guce replaced jockey Alex
Bautista (sick).
- 5th Race - # 6 Glass Of Red (Tr. S. Perez) jockey Wilberth Morales replaced jockey Alex
Bautista (sick).
- 6th Race - # 6 Tom's Lightning (Tr. T. Bazley) claimed, Tr. J. Nunez.
- 7th Race - # 3 Sheza Maneater (Tr. F. Gonzalez) jockey Cruz Mendez replaced jockey Alex
Bautista (sick).
- 8th Race - # 5 Got Silk (Tr. J. Flores) claimed, Tr. S. Rodriguez.
- 9th Race - # 6 Frosty Younger (Tr. S. Willoughby) veterinarian – injured in gate, Dr. Peyser.
Refund: \$24,505.00.
- # 7 Firefighter (Tr. D. Francisco) jockey Cruz Mendez replaced jockey Alex
Bautista (sick).
- 10th Race - # 1 Speed Snowbound (Tr. U. De La Torre) veterinarian – injured in gate, Dr.
Refund: \$12,735.00
Peyser.

(11) ATTENDANCE AND HANDLE

On Track Attendance:	932	On Track Handle:	\$160,854.50
Off Track Attendance:	<u>2,736</u>	Off Track Handle:	\$407,254.80
Total:	3,668	Out of State:	<u>\$946,023.41</u>
		Total:	\$1,514,132.71

Advanced Deposit Wagering (ADW) Handle: \$566,340

SUNDAY

05/08/2011

(1) STEWARDS VISIT JOCKEY'S ROOM

Stewards Christiansen, Dreyer and Moreno visited the Jockey's Quarters as a precautionary measure prior to the Kindergarten Trials. Jockeys were reminded that even though they were riding to qualify for a larger purse whipping in the post parade would not be tolerated. Jockeys were told to keep their mounts straight, good luck and ride safe.

(2) FOURTH RACE – INQUIRY – NO CHANGE

During the running of the fourth race (Quarter Horse – 300 yards) the Stewards posted the Inquiry sign to review an incident at the starting gate to determine whether #4 "Separate Card" (8th – C. Huerta) would be declared a non-starter. Film review showed "Separate Card" lifted badly as the gate opened causing her own problems. The Stewards unanimously agreed to declare "Separate Card" a starter.

(3) FIFTH RACE – INQUIRY – NO CHANGE

After the running of the fifth race (Quarter Horse – 300 yards) the Inquiry was posted to review an incident that occurred shortly after the start. Replays show #5 “Jenna Leigh” (8th – S. Mendez) squeezing the inside horses causing her to lose ground. As “Jenna Leigh” lost ground and dropped behind the field, #6 “Three Wagons” (4th – E. Nicasio) drifted slightly to the inside. After talking to the riders involved and reviewing the taped replays, the Stewards unanimously agreed to leave the original order of finish as in their opinion the outcome of the race was not affected. However, both jockey Santiago Mendez and Eduardo Nicasio were ordered to review films with the Stewards at a later date.

(4) DECLARATIONS, CHANGES AND REFUNDS

2nd Race - # 7 Dashin Char (Tr. D. Ekins) veterinarian – sick, Dr. Beck.
Refund: \$303.00.

3rd Race - # 7 Super Freak (Tr. M. Loza) veterinarian – breathing difficulties, Dr. Hackathorn
Refund: \$3,438.00.

(5) ATTENDANCE AND HANDLE

On Track Attendance:	851	On Track Handle:	\$172,925.80
Off Track Attendance:	<u>2,041</u>	Off Track Handle:	\$467,645.30
Total:	2,892	Out of State:	<u>\$912,712.42</u>
		Total:	\$1,553,283.52

Advanced Deposit Wagering (ADW) Handle: \$538,052.90

VETERINARIAN RECOMMENDED SCRATCHES

<u>Date</u>	<u>Race</u>	<u>No</u>	<u>Horse</u>	<u>Trainer</u>	<u>Reason</u>	<u>Vet</u>	<u>Refund</u>
5/6/2011	3	6	Saaynow	E. Navarro	Injured	Hackathorn	\$83
	5	7	Painted Ocean	D. Ekins	Sick	Hackathorn	\$100
5/7/2011	3	1	A Regal Performance	J. Nunez	Sick	Hackathorn	\$196
	9	6	Frosty Younger	S. Willoughby	Injured in gate	Peyser	\$24,505
	10	1	Speed Snowbound	U. De La Torre	Injured in gate	Peyser	\$12,735
5/8/2011	2	7	Dashin Char	D. Ekins	Sick	Beck	\$303
	3	7	Super Freak	M. Loza	Breathing difficulties	Hackathorn	\$3,438

TRACK SAFETY REPORT

The weekly inspection was conducted on May 3, 2011. Two equine deaths were reported this week due to racing injuries. During this reporting period sixteen horses were added to the Veterinarian’s

List as follows: four for soundness, two for injury, two for sickness, five for medication, two for bleeding, one for shock wave therapy, and none for coggins. Four horses previously on the Veterinarian’s List were examined and removed from the list.

This report was submitted by Steward Ruben Moreno.

CALIFORNIA HORSE RACING BOARD

SUMMARY

	MON	TUE	WED	THU	FRI 05/06	SAT 05/07	SUN 05/08	WEEK TOTAL	MEET TOTAL
ACCIDENTS	D				0	2	0	2	11
CAL-BRED RACES		A			0	0	0	0	1
CLAIMS			R		3	3	0	6	298
DISQUALIFICATIONS				K	1	0	0	1	11
INQUIRIES	D				1	1	2	4	32
REFUNDS		A			2	4	2	8	160
RULINGS			Y		1	2	1	4	74

Stewards' Attendance: Ruben Moreno, Albert Christiansen, James Dreyer and Randy Winick were in daily attendance during this reporting period.

Ruben Moreno (Steward)

Albert Christiansen (Steward)

James Dreyer (Steward)

Randy Winick (Safety Steward)