

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
HONORABLE BO DEREK, MEMBER
HONORABLE RICHARD ROSENBERG, MEMBER
HONORABLE CHUCK WINNER, MEMBER
KIRK E. BREED, EXECUTIVE DIRECTOR
JACQUELINE WAGNER, ASSISTANT EXECUTIVE DIRECTOR

Report of the Board of Stewards for the week of May 1, 2012 through May 6, 2012.

TUESDAY

05/01/2012

(1) DUTY STEWARD

George Slender will be present for morning duties and will record the minutes during this reporting period.

(2) CAL-BRED REPORT

Two races were offered for CAL-BREDS on this date, both of which failed to fill.

(3) THE DRAW

Nine races were carded for Friday night's program which consisted of three Thoroughbred and six Quarter Horse races. The draw was completed at 2:15 p.m.

WEDNESDAY

05/02/2012

(1) SCRATCHES

Scratch time for Friday was conducted promptly at 9:00 a.m.

(2) CAL-BRED REPORT

The first race in the condition book failed to fill with three entries. The fourth race in the book went open with one CAL-BRED.

(3) DE LA TORRE HEARING

A formal hearing was held in the conference room at Los Alamitos Race Course to address the complaint against trainer Ugo De La Torre for alleged violation of California Horse Racing Board rules #1843 (a&d), #1844 (b&f), #1859.5 and #1887 (a).

Present at the hearing were respondent Ugo De La Torre, his attorney Justin Palmer and assistant Richard Moore. Representing the California Horse Racing Board were Attorney Patricia Nevonen, Investigator Tom Blake and the three Board of Stewards Albert Christiansen, James Dreyer and George Slender. Court Reporter Barbara Weinstein transcribed the hearing.

At the hearing the parties were afforded the opportunity for examination and cross-examination of witnesses, for the introduction of relevant exhibits, and for argument. Upon receipt of testimonial and documentary evidence, the record was closed and the matter deemed submitted.

Decision to be rendered in a few days.

(4) THE DRAW

Nine races were carded for Saturday night's program which consisted of one Thoroughbred and eight Quarter Horse races. The draw was completed at 3:00 p.m.

THURSDAY

05/03/2012

(1) SCRATCHES

Scratch time for Saturday was conducted promptly at 9:00 a.m.

(2) CAL-BRED REPORT

Two races were offered for CAL-BREDS on this date. Both failed to fill.

(3) THE DRAW

Sunday's racing program will be comprised of one Thoroughbred and eight Quarter Horse races.

FRIDAY

05/04/2012

(1) EARLY PROGRAM SCRATCHES

4th Race - # 2 Way To Go Pedro (Tr. J. Moreno) entered back, Stewards.

Refund: \$184.00.

5th Race - # 5 Summstar (Tr. C. Treece) injured, Dr. Hackathorn.

Refund: \$338.00.

(2) MOWRY HEARING (CASE #12LA0084)

Jockey Agent Timothy Mowry appeared before the Stewards for a formal hearing to address the complaint of alleged violation of California Horse Racing Board rules #1489 (h) (Grounds for Denial or Refusal of License), #1890 (Possession of Contraband) and #1902 (Conduct Detrimental to Horse Racing).

Present at the hearing were the Board of Stewards Albert Christiansen, James Dreyer and George Slender, Senior Supervising Investigator Tom Blake, respondent Timothy Mowry and Court Reporter Barbara Weinstein. Subject waived his right to representation.

Mr. Mowry testified that he currently has a marijuana card and he uses the drug for medicinal purposes but contends the other drug paraphernalia found in his tack room did not belong to him. The Stewards advised Mr. Mowry that they will take this matter under submission and will render a decision in a few days.

(3) LATE DECLARATION - REFUND

A refund was ordered in the fourth race as the rider on #5 "Bluegrasser" (jockey A. Alberto) refused to ride the horse, stating that the horse was off. Track Veterinarian Tom Hackathorn reported the horse was okay. Declared by the Stewards. Refund: \$5,062.00.

(4) ATTENDANCE AND HANDLE

On Track Attendance:	1,313	On Track Handle:	\$135,092.90
Off Track Attendance:	<u>2,409</u>	Off Track Handle:	\$379,286.70
Total:	3,722	Out of State:	<u>\$739,481.76</u>
		Total:	\$1,253,861.36

Advanced Deposit Wagering (ADW) Handle: \$445,081

SATURDAY

05/05/2012

(1) EARLY PROGRAM SCRATCHES

- 1st Race - # 7 Agility (Tr. V. Farris) injured, Dr. Hackathorn.
Refund: \$1,141.00.
- 5th Race - # 2 Red Hot Times (Tr. F. Vallejo) sick, Dr. Beck.
Refund: \$1,133.00.

(2) PEREZ RULINGRULING #63

OWNER JAY PEREZ, HAVING FAILED TO APPEAR BEFORE THE BOARD OF STEWARDS AT LOS ALAMITOS RACE COURSE ON MAY 4, 2012, TO ANSWER A COMPLAINT REGARDING CASE #12LA0096, ALLEGING VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1876 (A) (FINANCIAL RESPONSIBILITY) 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 JAY PEREZ 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 foregoing ruling was issued after subject failed to appear to answer charges that he is indebted to Equine Sports Medicine in the amount of \$285.00.

(3) FOURTH RACE – INQUIRY - DISQUALIFICATION

The Stewards immediately posted the Inquiry sign following the fourth race which involved #6 “Shesnowsall” (5th – jockey O. Peinado) and #7 “Cajun Mountain Gal” (6th – jockey R. Sanchez).

After speaking with the riders involved and reviewing the tape replays, the Stewards unanimously agreed to disqualify #6 from fifth to sixth position. Tapes reflect #6 swerves out bumping #7 off stride and costing #7 an opportunity of better placement.

(4) ATTENDANCE AND HANDLE

On Track Attendance:	825	On Track Handle:	\$142,446.30
Off Track Attendance:	<u>2,382</u>	Off Track Handle:	\$410,214.00
Total:	3,207	Out of State:	<u>\$818,659.33</u>
		Total:	\$1,371,319.63

Advanced Deposit Wagering (ADW) Handle: \$505,157

SUNDAY

05/06/2012

(1) EARLY PROGRAM SCRATCHES

- 1st Race - # 1 Apache Annie (Tr. M. Perez) failed to give lasix, Stewards.
Refund: \$896.00.

(2) MOWRY RULINGRULING #64

JOCKEY AGENT TIMOTHY MOWRY IS HEREBY SUSPENDED FOR NINETY (90) DAYS (MAY 6, 2012 THROUGH AUGUST 3, 2012) FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1489 (H) (GROUNDS FOR DENIAL OR REFUSAL OR LICENSE - MARIJUANA), #1890 (POSSESSION OF CONTRABAND) AND #1902 (CONDUCT DETRIMENTAL TO HORSE RACING).

DURING THE TERM OF THIS SUSPENSION ALL LICENSES AND LICENSE PRIVILEGES OF TIMOTHY MOWRY ARE SUSPENDED AND PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1528 (JURISDICTION OF STEWARDS) MR. MOWRY IS DENIED ACCESS TO ALL PREMISES WITHIN THIS JURISDICTION.

FURTHERMORE, AS A CONDITION OF REINSTATEMENT TIMOTHY MOWRY SHALL SHOW PROOF OF A RECOVERY PROGRAM ACCEPTABLE TO THE STEWARDS AND SIGN A TEST AGREEMENT WITH THE CALIFORNIA HORSE RACING BOARD.

The foregoing ruling was issued following due deliberation concerning testimony and documents offered in Mowry's hearing. Subject admitted to the marijuana but denied using or selling the other drug paraphernalia.

(3) PEREZ RULING

RULING #65

IN THE MATTER OF: JAY PEREZ

HAVING NOW SATISFIED THE OUTSTANDING FINANCIAL OBLIGATION TO EQUINE SPORTS MEDICINE, THE LICENSE PRIVILEGES OF OWNER JAY PEREZ ARE RESTORED AND LOS ALAMITOS RACE COURSE RULING # 63, DATED MAY 5, 2012, SUSPENDING MR. PEREZ FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE # 1547 (FAILURE TO APPEAR), IS HEREBY SET ASIDE.

The above ruling was issued after Mr. Perez appeared before the Stewards and paid his bill in full to Equine Sports Medicine in the amount of \$285.00.

(4) LATE DECLARATION - REFUND

A refund was ordered in the fourth race when #5 "Tahiti Cartel" (Tr. J. Aleman – jockey F. C. Rubio) coming onto the track, reared and unseated her rider and ran off. No injury to rider or horse. Refund \$6,345.00.

(5) ATTENDANCE AND HANDLE

On Track Attendance:	858	On Track Handle:	\$124,450
Off Track Attendance:	-----	Off Track Handle:	\$275,943
Total:	-----	Out of State:	\$958,134
		Total:	\$1,554,090

Advanced Deposit Wagering (ADW) Handle: N/A

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>
5/4/2012	5	5	Summstar	C. Treece	Injured	Hackathorn	\$338
5/5/2012	1	7	Agility	V. Farris	Injured	Hackathorn	\$1,141
	5	2	Red Hot Times	F. Vallejo	Sick	Beck	\$1,133

TRACK SAFETY REPORT

The weekly inspection was conducted May 1, 2012. One equine death was reported this week due to racing injuries. During this reporting period nine horses were added to the Veterinarian's List as follows: one for soundness, two for injury, one for sickness, three for medication, two for bleeding, none for shock wave therapy, and none for coggins. Eight horses previously on the Veterinarian's List were examined and removed from the list.

This report was submitted by Steward George Slender.

CALIFORNIA HORSE RACING BOARD

SUMMARY

	MON	TUE	WED	THU	FRI 05/04	SAT 05/05	SUN 05/06	WEEK TOTAL	MEET TOTAL
ACCIDENTS	D				0	0	0	0	8
CAL-BRED RACES		A			0	0	0	0	1
CLAIMS			R		5	3	0	8	268
DISQUALIFICATIONS				K	0	1	0	1	23
INQUIRIES	D				0	1	0	1	32
REFUNDS		A			3	2	2	7	127
RULINGS			Y		0	1	2	3	65

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

George Slender (Steward)

James Dreyer (Steward)

Albert Christiansen (Steward)

Randy Winick (Safety Steward)