

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**

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RICK BAEDEKER, EXECUTIVE DIRECTOR
JACQUELINE WAGNER, ASSISTANT EXECUTIVE DIRECTOR

Report of the Board of Stewards for the week of July 29, 2014 through August 3, 2014.

TUESDAY

07/29/2014

(1) DUTY STEWARD

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

(2) CAL-BRED REPORT

The second race in the condition book failed to fill with four CAL-BREDS and went open.

(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 1:30 p.m.

WEDNESDAY

07/30/2014

(1) SCRATCHES

Scratch time for Friday night's program was conducted promptly at 9:00 a.m.

(2) CAL-BRED REPORT

The third race in the condition book failed to fill with four CAL-BREDS and went open.

(3) THE DRAW

Nine races were carded for Saturday night's program, which consisted of four Thoroughbred and five Quarter Horse races. The draw was completed at 6:30 p.m.

THURSDAY

07/31/2014

(1) SCRATCHES

Scratch time for Saturday night's program was conducted promptly at 9:00 a.m.

(2) CAL-BRED REPORT

The first race in the book for CAL-BRED maiden two year olds, claiming price \$12,500 at a distance of 350 yards, failed to fill without a single entrant and was subsequently called off.

(3) THE DRAW

The draw wasn't executed until 7:45 p.m. on this evening, which was probably due to an evening of fourteen full fields for California Breeders Night on the previous Saturday, causing

a depletion of racing stock for this week's races. The program for Sunday will consist of six Quarter Horse and three Thoroughbred events. There are only six contestants in each of the nine races.

FRIDAY

08/01/2014

(1) STEWARD REPLACEMENT

Safety Steward Randy Winick will substitute for Racing Steward George Slender on the next three racing nights (August 1, 2 and 3, 2014) due to Mr. Slender attending personal business.

(2) SCRATCHES

There were three rider adjustments and no scratches or equipment changes made at the 9:00 a.m. scratch deadline this morning.

(3) HERBERT HO COMPLAINT (CASE #14LA0145)

Trainer Herbert Ho was in to answer the above complaint regarding a positive test finding in the post-race test sample of the Quarter Horse "Forsee," who ran second in the second race at Los Alamitos on June 15, 2014, for the prohibited drug substance clenbuterol, a class III, penalty class B violation.

Present at this formal hearing were the respondent, Trainer Herbert Ho, California Horse Racing Board Investigator Dennis Drulias, Court Reporter Michelle Derieg, and the Board of Stewards, Ruben Moreno, James Dreyer, and Randy Winick. Mr. Ho elected to not have any legal representation.

The Investigative Report was presented by Investigator Drulias, and a response was afforded Respondent Herbert Ho, the trainer of record for the horse "Forsee." Mr. Ho said he had not seen this horse prior to the night he came in on June 14, 2014 in the holding barn. Mr. Ho told the Stewards that he did not have any stalls allocated to him and that all of his runners are shipped in to race. Mr. Ho believed that this owner may match race horses, as rumor has it or by hearsay. Mr. Ho was told by Investigator Kevin Kitashima that according to the test lab and Dr. Arthur that the level of clenbuterol in the urine sample suggests it may have been administered at least seven days prior to race night, and when it is that far out, it will or may not show up in the blood, which it did not. There was no split sample test requested by Trainer Ho or the owner, Luis Ramirez. Mr. Ho has a relatively clean medication violation history, with only one bute overage in 2008. Veterinary records (confidential report) show "Forsee" only had bute and lasix prior to this race on June 15, 2014.

This case will now be submitted for a review by the three Stewards, and a Proposed Decision will be forthcoming in the near future.

The following ruling was issued after the hearing regarding the disqualification and purse redistribution for the horse "Forsee" and Owner Luis Ramirez, Trainer Herbert Ho, and Jockey Abel Ramirez.

It should be noted that "Forsee" originally finished in second place but was put up to first by disqualification of the original winner in the same race.

RULING #148

ACTING UPON A REPORT FROM THE UNIVERSITY OF CALIFORNIA DAVIS, AN OFFICIAL TESTING LABORATORY OF THE CALIFORNIA HORSE RACING BOARD THAT URINE SAMPLE #LA26070, TAKEN FROM THE HORSE "FORSEE," THE SECOND PLACE FINISHER IN THE SECOND RACE AT LOS ALAMITOS RACE COURSE ON JUNE 15, 2014, TESTED POSITIVE FOR CLENBUTEROL (CLASS III). IT IS ORDERED THAT "FORSEE" BE DISQUALIFIED FROM ALL PURSE MONIES EARNED IN SAID RACE IN ACCORDANCE WITH THE CALIFORNIA HORSE RACING BOARD RULE #1859.5 (DISQUALIFICATION UPON POSITIVE TEST).

IT IS FURTHER ORDERED THAT ALL PURSE MONIES (\$3,300.00) EARNED BY OWNER

LUIS M. RAMIREZ, TRAINER HERBERT HO AND JOCKEY ABEL RAMIREZ BE RETURNED TO THE PAYMASTER OF PURSES AT LOS ALAMITOS RACE COURSE BY AUGUST 31, 2014 FOR REDISTRIBUTION PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1760 (PURSE AWARD OR PRIZE TO BE WITH HELD)

REVISED ORDER OF FINISH IS AS FOLLOWS:

1ST TAC IT WITH CHARM
2ND MISS BEHAVING
3RD BETTER LATER
4TH LOTS A BOOTS
5TH SHESA DASHING
6TH HEMMET

ALL RECORDS ARE ORDERED TO REFLECT THIS RULING IN ACCORDANCE WITH CALIFORNIA HORSE RACING BOARD RULE #1956 (RACE DECLARED OFFICIAL), THIS RULING SHALL NOT AFFECT THE PARI-MUTUEL PAYOFFS.

(4) SECURITY VIOLATION

Groom Luis Ferreyra was in to see the Stewards due to not displaying his license in the Receiving Barn. The Stewards issued a stern warning to Mr. Ferreyra to display his license at all times in the enclosure, especially in the Paddock and Receiving Barn areas. It was explained that there will be no warning the next time he is in for a similar reason. Luis said he would comply in the future.

(5) RACING PROGRAM

Tonight's racing was conducted without a hitch.

(6) DECLARATIONS, CHANGES AND REFUNDS

1st Race - # 1 Shamrock Bay claimed, Tr. G. Morales.
5 Savy Secret (Tr. K. Castaneda) entered back, Stewards.
Refund: \$284.00.
6 Warren's Beautiful (Tr. G. Morales) injured, Dr. Fitzgerald.
Refund: \$188.00.
2nd Race - # 2 Korona Jess BR (Tr. P. Jones) entered back, Stewards.
Refund: \$280.00.
6 Morgan Gale (Tr. L. Melton) colic, Dr. Fitzgerald.
Refund: \$317.00.
3rd Race - # 2 Pretty Darn Quick claimed, Tr. J. Aleman.
4 Ambassy (Tr. W. Gregory) pulled up, vanned off.
7 Ernie Owl (Tr. C. Treece) injured, Dr. Fitzgerald.
Refund: \$359.00.
4th Race - # 5 Brookstone Speed (Tr. M. Loza) no coggins, Stewards.
Refund: \$228.00.
5th Race - # 2 Right On Schedule claimed, Tr. E. Freeman.
4 Malfeasance claimed, Tr. W. Frazier.
5 Awfully Lucky (Tr. L. Campuzano) sick, Dr. Fitzgerald.
Refund: \$312.00.

(7) ATTENDANCE AND HANDLE

On Track Attendance:	880	On Track Handle:	\$141,115.70
Off Track Attendance:	<u>1,909</u>	Off Track Handle:	\$436,019.70
Total:	2,789	Out of State:	<u>\$754,042.09</u>
		Total:	\$1,331,177.49

Advanced Deposit Wagering (ADW) Handle: \$432,408

SATURDAY
08/02/2014

(1) FIRST RACE – INQUIRY – NO CHANGE

The Inquiry light was posted after the finish of the first race (Thoroughbred – 4½ furlongs) when #1 “Grand Topper” (4th – G. Gavica) lifted and then stood flat-footed in the gate for several seconds before galloping out and around the track, finishing a well-distanced fourth. After watching several replays and talking to the jockey and Starter Jay Slender, the Stewards unanimously voted to declare #1 “Grand Topper” a starter who caused his own problem and made the race official.

(2) NINTH RACE – OBJECTION – NO CHANGE

Following the running of the ninth race for Quarter Horses at 300 yards, Trainer Yanet Rodriguez called the Stewards to lodge an Objection concerning her horse, #6 “Hawkinson’s Son” (2nd – R. Sanchez) being interfered with by the winner, #4 “Risky Bones” (1st – C. Mendez), who was lugging outward and crossed in front of #6, “possibly” causing that one to take up approximately twenty to thirty yards before the finish line and costing him a better placing or the win. At the time of Ms. Rodriguez’s objection, the place and show photo had not yet been posted because it was only a nose separating them at the wire. If the #6 horse had finished third, it may have been cause for disqualification, however, being that she did finish second and it was another length and a half to the winner, #4, the Stewards determined in their opinion that the interference did not cost #6 that much distance or ground. After all views of the replay were viewed and a discussion between the Stewards, Ms. Rodriguez, and the riders took place, the Stewards ruled that there would be no change to the original order of finish.

(3) DECLARATIONS, CHANGES AND REFUNDS

- 1st Race - # 2 Teasing Bernie (Tr. C. O’Callaghan) sick, Dr. Fitzgerald.
Refund: \$271.00.
- # 4 Caliente Cat (Tr. J. Clark) fractious in Saddling Paddock – ran off loose, Stewards.
Refund: \$3,108.00
- # 6 Max The Cash claimed, Tr. J. Avalos.
- 2nd Race - # 2 Bold Cartel (Tr. P. Visscher) sick, Dr. Fitzgerald.
Refund: \$438.00.
- 3rd Race - # 6 One Last Win (Tr. R. Viramontes) entered back, Stewards.
Refund: \$324.00.
- 4th Race - # 3 Dashing Beauty (Tr. S. Willoughby) returned lame – vanned off post-race.
- 5th Race - # 1 Rio Good claimed, Tr. C. Treece.
3 RTM Mohawk (Tr. E. Sirin) sick, Dr. Fitzgerald.
Refund: \$268.00.
- 6th Race - # 1 Savy Secret (Tr. K. Castaneda) injured, Dr. Fitzgerald.
Refund: \$210.00.
- # 2 Hot List claimed, Tr. M. Loza.
- # 5 Sharp Bella claimed, Tr. C. Treece.
- 7th Race - # 2 All About Dash claimed, Tr. E. Andrade.
- 8th Race - # 1 Carters Legacy (Tr. M. Casselman) Jockey Cruz Mendez replaced Jockey Alejandro Luna (injured).
- 9th Race - # 6 Hawkinson’s Son (Tr. Y. Rodriguez) Jockey Ramon Sanchez replaced Jockey Alejandro Luna (injured).

(4) ATTENDANCE AND HANDLE

On Track Attendance:	1,149	On Track Handle:	\$167,503.40
Off Track Attendance:	<u>1,997</u>	Off Track Handle:	\$492,542.10
Total:	3,146	Out of State:	<u>\$742,242.19</u>
		Total:	\$1,402,287.69

Advanced Deposit Wagering (ADW) Handle: \$429,002

SUNDAY
08/03/2014

(1) ANIMAL WELFARE HEARING

The Stewards were informed of a possible violation of the Animal Welfare Rule (#1902.5) by Security Captain Keith Hicks on the previous morning, Saturday, August 2, 2014. An informal hearing was conducted in the Stewards’ Office with the respondent, Van Driver/Owner Jose Gutierrez, his boss, Owner Susanna Beattie who operates the ranch where the horse

involved was transported from, Security Captain Keith Hicks, Senior Investigator Tom Blake, and the Board of Stewards, James Dreyer, Ruben Moreno, and Randy Winick present.

The violation involved a horse of Trainer Silverio Martinez's, who was being transported from a ranch and scheduled to race on Sunday evening, being left in the horse trailer unattended for approximately forty-five minutes without water and standing in a hot van without much air circulation on a hot, muggy morning.

After the Stewards heard the timeline of events by Captain Hicks and the rebuttal testimony by Mr. Jose Gutierrez and his boss and interpreter, Susanna Beattie, it was determined that there were certain he said/they said elements to the story, but after sorting all of the information out, it was determined that Mr. Gutierrez was negligent in not staying with the horse until accommodations were available. He came too early to be let on the backside with training hours not completed, however, he should have had his assistant stay with the horse and get some water and alternative shelter until the horse could be transported to Silverio Martinez's barn. Mr. Gutierrez was right next to the holding barn where he could have unloaded the horse and watered him.

The following ruling was issued along with a stern warning and instruction of what to do in the future should similar events arise:

RULING #149

OWNER JOSE GUTIERREZ IS FINED TWO HUNDRED DOLLARS (\$200.00)* FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1902.5 (ANIMAL WELFARE).

(2) EVENING'S RACING

Tonight's card was conducted without incident.

(3) DECLARATIONS, CHANGES AND REFUNDS

1st Race - # 3 Runaway Wildcat claimed, Tr. L. Ruiz.

5 Sparkle Joel claimed, Tr. C. Treece.

3rd Race - # 3 Emerald Assets (Tr. A. Aquino) sick, Dr. Fitzgerald.

Refund: \$316.00.

5th Race - # 5 Rockchicracer claimed, Tr. B. Bowman.

8th Race - # 3 A Gato Flying (Tr. J. Moreno) sick, Dr. Beck.

Refund: \$382.00.

9th Race - # 3 Famous Dash Away claimed, Tr. G. Farias.

4 Who Rae (Tr. M. Casselman) Jockey Osvaldo Macias replaced Jockey Alejandro Luna (injured).

(4) ATTENDANCE AND HANDLE

On Track Attendance:	791	On Track Handle:	\$106,990.90
Off Track Attendance:	1,765	Off Track Handle:	\$389,583.40
Total:	2,556	Out of State:	\$672,941.43
		Total:	\$1,169,515.73

Advanced Deposit Wagering (ADW) Handle: \$424,828

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>
8/1/2014	1	6	Warren's Beautiful	G. Morales	Injured	Fitzgerald	\$188
	2	6	Morgan Gale	L. Melton	Colic	Fitzgerald	\$317
	3	7	Ernie Owl	C. Treece	Injured	Fitzgerald	\$359
8/2/2014	1	2	Teasing Bernie	C. O'Callaghan	Sick	Fitzgerald	\$271
	2	2	Bold Cartel	P. Visscher	Sick	Fitzgerald	\$438
	5	3	RTM Mohawk	E. Sirin	Sick	Fitzgerald	\$268

	6	1	Savy Secret	K. Castaneda	Injured	Fitzgerald	\$210
8/3/2014	3	3	Emerald Assets	A. Aquino	Sick	Fitzgerald	\$316
	8	3	A Gato Flying	J. Moreno	Sick	Beck	\$382

TRACK SAFETY REPORT

The weekly inspection was conducted on August 3, 2014. No equine deaths were reported this week due to racing injuries. During this reporting period eighteen horses were added to the Veterinarian's

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

This report was submitted by Steward Randy Winick.

CALIFORNIA HORSE RACING BOARD

SUMMARY

	MON	TUE	WED	THU	FRI 08/01	SAT 08/02	SUN 08/03	WEEK TOTAL	MEET TOTAL
ACCIDENTS	D				0	0	0	0	6
CAL-BRED RACES		A			0	0	0	0	26
CLAIMS			R		4	5	4	13	292
DISQUALIFICATIONS				K	0	0	0	0	28
INQUIRIES	D				0	1	0	1	47
REFUNDS		A			7	6	2	15	255
RULINGS			Y		1	0	1	148	147

Stewards' Attendance: Stewards George Slender, James Dreyer, Ruben Moreno and Safety Steward Randy Winick were in attendance during this reporting period.

George Slender (Steward)

James Dreyer (Steward)

Ruben Moreno (Steward)

Randy Winick (Safety Steward)

