

**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 CHUCK WINNER, CHAIRMAN  
 HONORABLE MADELINE AUERBACH, VICE CHAIRMAN  
 HONORABLE JESSE H. CHOPER, MEMBER  
 HONORABLE FRED MAAS, MEMBER  
 HONORABLE ARACELI RUANO, MEMBER  
 HONORABLE ALEX SOLIS, MEMBER  
 RICK BAEDEKER, EXECUTIVE DIRECTOR  
 JACQUELINE WAGNER, ASSISTANT EXECUTIVE DIRECTOR  
 JOHN MCDONOUGH, CHIEF COUNSEL  
 DARREL MCHARGUE, CHIEF STEWARD

Report of the Board of Stewards for the week May 10 through May 13, 2018.

**THURSDAY**

05/10/2018

(1) **DUTY STEWARD**

Tom Ward was in the office for entries and scratches. Entries went well, with all three draws taking place by early afternoon. Scratches and changes were held to a minimum. California Bred races, as usual, were nowhere to be found.

**FRIDAY**

05/11/2018

(1) **EARLY DECLARATIONS**

1<sup>st</sup> race - #6 Derby Tango (Vet-sick) refund of \$193.00  
 2<sup>nd</sup> race - #2 Crowded Way (Vet-colic) refund of \$295.00  
 3<sup>rd</sup> race - #4 Jewel of California (Stewards-possible medication problem) refund of \$277.00

(2) **RULING #94****RULING # 94**

TRAINER DUFF SHIDAKER WHO WORKED THE HORSE "JULIA'S SUMMER", AT LOS ALAMITOS RACE COURSE ON MARCH 23, 2018, IS FINED FIVE HUNDRED DOLLARS (\$500.00)\* PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1887 (TRAINER TO INSURE CONDITION OF THE HORSE) FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1843 (A & D)(MEDICATION, DRUGS AND OTHER SUBSTANCES), #1843.1 (B)(PROHIBITED DRUG SUBSTANCES), AND #1844 (C)(2)(FLUNIXIN (226 NG/ML) IN EXCESS OF PERMITTED LEVEL (20 NG/ML) AND #1866 (VETERINARIANS LIST).

This ruling was issued after a hearing with the trainer into a Banamine overage found in one of his horses which had worked for removal from the Veterinarian's List. Mr. Shidaker's horse, Julia's Summer, was found to have 226ng/ml of the drug in its system. The trainer said that he did not administer Banamine to the horse, but said that the owner, Fermin Gomez, did give the horse one dose of the medication, but that it was outside of time limits. While the rules call for a minimum fine of One Thousand Dollars, since Mr. Shidaker had not had a medication violation since 2001, it was felt that mitigating circumstances were in order.

(3) **RULING #95****RULING # 95**

JOCKEY OSCAR M. PEINADO IS FINED FIFTY DOLLARS (\$50.00)\* FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1688(b)(6) (USE OF RIDING CROP-MORE THAN THREE TIMES IN SUCCESSION, WITHOUT GIVING THE HORSE A CHANCE TO

RESPOND-FIRST OFFENSE WITHIN THE LAST SIXTY DAYS) DURING THE SEVENTH RACE AT LOS ALAMITOS RACE COURSE ON MAY 6, 2018.

This ruling was issued after Mr. Peinado offered no excuse for violation of the "crop" rule.

(4) RULING #96

**RULING # 96**

JOCKEY LEONARDO R. GONZALEZ IS FINED FIFTY DOLLARS (\$50.00)\* FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1688(b)(6) (USE OF RIDING CROP-MORE THAN THREE TIMES IN SUCCESSION, WITHOUT GIVING THE HORSE A CHANCE TO RESPOND-FIRST OFFENSE WITHIN THE LAST SIXTY DAYS) DURING THE NINTH RACE AT LOS ALAMITOS RACE COURSE ON MAY 6, 2018.

The foregoing ruling was issued after Mr. Gonzalez admitted his error in violating the "crop" rule. He said the pressure of the trials got to him.

(5) RULING #97

**RULING # 97**

JOCKEY JOSE M. NICASIO IS FINED ONE HUNDRED DOLLARS (\$100.00)\* FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1688(b)(6) (USE OF RIDING CROP-MORE THAN THREE TIMES IN SUCCESSION, WITHOUT GIVING THE HORSE A CHANCE TO RESPOND-SECOND OFFENSE WITHIN THE LAST SIXTY DAYS) DURING THE TENTH RACE AT LOS ALAMITOS RACE COURSE ON MAY 6, 2018.

The preceding ruling was issued after the rider admitted guilt in overusing the "crop" during the Sunday night trial.

(6) RULING #98

**RULING # 98**

TRAINER CHARLES TREECE WHO STARTED THE HORSE "ZACHIAN", THE FOURTH PLACE FINISHER IN THE FIRST RACE AT LOS ALAMITOS RACE COURSE ON FEBRUARY 23, 2018, IS FINED TWENTY FIVE HUNDRED DOLLARS (\$2500.00)\* PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1887 (A) (TRAINER TO INSURE CONDITION OF THE HORSE) FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1843 (A, B & D)(MEDICATION, DRUGS AND OTHER SUBSTANCES), #1843.1 (B)(PROHIBITED DRUG SUBSTANCES), AND #1844 (C)(KETOPROFEN (1.81 NG/ML) AND (PHENYLIBUTASONE (.45 UG/ML).

This ruling was issued after a hearing with the trainer regarding a double NSAID found in his horse Zachian, the fourth place finisher in the first race on 2-23-2018. Preliminary results showed Phenylbutasone at a concentration of 0.44ug/ml, and Ketoprofen at 23.1ng/ml. Mr. Treece sent splits for both drugs to an independent laboratory, and while the Ketaprofen was significantly lower – 1.81ng/ml – the Phenylbutasone was still at .45 ug/ml.

Mr. Treece said that he discussed the horse's condition with his attending veterinarian, Dr. Ricky Overly, but let the doctor administer what he thought was proper.

(7) RULING #99

**RULING #99**

JOCKEY JOSE M. NICASIO, WHO RODE "RACIES FAVORITE" IN THE THIRD RACE AT LOS ALAMITOS RACE COURSE MAY 6, 2018, IS SUSPENDED THREE (3) RACING DAYS (MAY 18<sup>TH</sup>, 19<sup>TH</sup>, AND 20<sup>TH</sup>, 2018) FOR FAILURE TO MAKE THE PROPER EFFORT TO MAINTAIN A STRAIGHT COURSE, CAUSING INTERFERENCE WHICH RESULTED IN THE DISQUALIFICATION OF HIS MOUNT FROM FIRST TO FOURTH POSITION. THIS CONSTITUES A VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1699 (RIDING RULES-CARELESS RIDING).

PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1766 (DESIGNATED RACES). THE TERM OF THIS SUSPENTION SHALL NOT PROHIBIT PARTICIPATION IN DESIGNATED RACES IN CALIFORNIA.

This ruling was issued after the rider had viewed video of the third race from May 6, 2018, after which his mount was disqualified for interference. Mr. Nicasio said that he attempted to

straighten the horse but it would not respond to his efforts. Video did not verify his comments. The horse's trainer, Monty Arrossa, was in the office with the rider and said that the situation was probably his fault as the horse was getting out in its prior race but he did not make a change in equipment (ring bit). While we appreciated Mr. Arrossa's candor, it still did not relieve Mr. Nicasio of culpability for the interference.

(8) RULINGS #100-#101

**RULING #100**

COMPLAINT #18LA0069 IS REFERRED TO THE CALIFORNIA HORSE RACING BOARD FOR ADJUDICATION PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1891.1 (PENALTY FOR POSSESSION OF ELECTRICAL DEVICE).

**RULING # 101**

JOCKEY RAMON SANCHEZ IS SUSPENDED PENDING ADJUDICATION OF CASE #18LA0069 BY THE CALIFORNIA HORSE RACING BOARD FOR ALLEGED VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1890(C)(POSSESSION OF CONTRABAND), #1891.1 (PENALTY FOR POSSESSION OF ELECTRICAL DEVICE). SUSPENSION TO COMMENCE ON MAY 16, 2018.

DURING THE TERM OF SUSPENSION, ALL LICENSES AND LICENSE PRIVILEGES OF RAMON SANCHEZ 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.

These rulings were issued following receipt and discussion of the written closing arguments submitted by Counsel Carlo Fisco, who represented the charged party, Ramon Sanchez, and Robert Petersen, representing the Board. While both made excellent arguments, we felt that Mr. Petersen's argument was more compelling.

(9) RIDERS EXCUSED

Jockey Erick Garcia was excused from his mounts this evening as his wife gave birth to a baby girl this morning. Mother and daughter are reportedly doing well. Replacement riders were named. Cruz Mendez called in this evening, stating that he was not feeling well and could not fulfill his engagements. Replacements were named.

(10) STEWARDS INQUIRY AND DISQUALIFICATION

The inquiry sign was posted after the first race in order to review an incident entering the stretch involving the second and sixth place finishers, #7 Oh My Soul (E. Payeras) and #2 Lady California (J. Sanchez). After speaking with the riders involved and reviewing video of the incident the Stewards unanimously voted to disqualify Oh My Soul from second to sixth position. Video showed the horse stepping in at the point of the turn, creating tight quarters for Lady California and forcing that horse's rider to check and lose momentum. The horse was beaten a "head" for fifth position and it was our opinion that the interference cost it the opportunity for a better placing.

(11) ATTENDANCE AND HANDLE

On Track Attendance:	665	On Track Handle:	\$122,741.80
Off Track Attendance:	<u>1,775</u>	Off Track Handle:	\$440,275.10
Total:	2,440	Out of State:	<u>\$883,397.39</u>
		Total:	\$1,446,414.29

**SATURDAY**

05/12/2018

(1) EARLY DECLARATIONS

3<sup>rd</sup> race - #6 Royal Red (Vet-sick) refund of \$546.00

4<sup>th</sup> race - #9 Gallant Fire Walk (Stewards – medication) refund of \$230.00

(2) VIDEO REVIEW

Edgar Payeras was in the office this evening to review his ride in the first race from Friday as his mount was the subject of a disqualification. Since our video disc angles were lacking a complete view of the race, we felt compelled to issue a warning for the offense.

(3) SMOOTH EVENING

All matters during the course of the racing program were routine.

(4) ATTENDANCE AND HANDLE

On Track Attendance:	1,017	On Track Handle:	\$145,942.10
Off Track Attendance	<u>1,886</u>	Off Track Handle:	\$478,681.40
Total:	2,903	Out of State:	<u>\$916,468.55</u>
		Total:	\$1,541,092.05

**SUNDAY**

05/13/2018

(1) EARLY DECLARATION

- 1<sup>st</sup> race - #2 Little Joe M. (Vet-unsound) refund of \$500.00
- 3<sup>rd</sup> race - #3 RadioChatter (Vet injured)
  - #5 Blame Smarty (Vet-unsound) refund of \$497.00
- 4<sup>th</sup> race - #3 Jess Bet Me (Vet-colic) no refund

(2) RULINGS #102 & #103

**RULING # 102**

JOCKEY RODRIGO ACEVES IS PLACED ON PROBATION FOR ONE YEAR FROM THE DATE OF THIS RULING, WILL MAKE HIMSELF AVAILABLE FOR TESTING AT LEAST TWO HOURS PRIOR TO HIS FIRST RACE OF THE DAY, AND SHALL SIGN A TESTING AGREEMENT WITH THE CALIFORNIA HORSE RACING BOARD PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1500.1 (A) (RANDOM DRUG TESTING), FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1902 (CONDUCT DETRIMENTAL TO HORSE RACING), AND #1930 (OBEDIENCE TO SECURITY OFFICERS AND PUBLIC SAFETY OFFICERS).

**RULING # 103**

JOCKEY JAIRO RANGEL IS PLACED ON PROBATION FOR ONE YEAR FROM THE DATE OF THIS RULING, WILL MAKE HIMSELF AVAILABLE FOR TESTING AT LEAST TWO HOURS PRIOR TO HIS FIRST RACE OF THE DAY, AND SHALL SIGN A TESTING AGREEMENT WITH THE CALIFORNIA HORSE RACING BOARD PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1500.1 (A) (RANDOM DRUG TESTING), FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1902 (CONDUCT DETRIMENTAL TO HORSE RACING), AND #1930 (OBEDIENCE TO SECURITY OFFICERS AND PUBLIC SAFETY OFFICERS).

These rulings were issued following hearings with the riders into their failure to submit to random drug testing on March 2, 2018. Both had the same excuse; they were caught in traffic and could not make it in time to test. While their stories may be true, this Board does not necessarily buy into either one. It should be noted that because of their failure to test, they were precluded from naming on horses until the test results came back – a period of two weeks.

(1) A GOOD EVENING OF RACING

The ten race card was run without incident.

(2) ATTENDANCE AND HANDLE

On Track Attendance:	759	On Track Handle:	\$117,351.50
Off Track Attendance	<u>1,741</u>	Off Track Handle:	\$386,451.30
Total:	2,500	Out of State:	<u>\$991,711.17</u>
		Total:	\$1,495,513.97

**TRACK SAFETY REPORT**

The weekly inspection was conducted on May 13, 2018. There were no equine deaths to report this week. During this reporting period 7 horses were added to the Veterinarian's List as follows: 2 for soundness, 1 for injury, 4 for sickness. Five horses previously on the Veterinarian's List were examined and removed from the list. This report was submitted by Steward Tom Ward.

**CALIFORNIA HORSE RACING BOARD  
SUMMARY  
2018**

	MON	TUE	WED	THU	FRI 05/11	SAT 05/12	SUN 05/13	WEEK TOTAL	MEET TOTAL
ACCIDENTS	D				0	0	0	0	8
CAL-BRED RACES		A			0	0	0	0	0
CLAIMS			R		4	0	2	6	127
DISQUALIFICATIONS				K	1	0	0	1	11
INQUIRIES	D				1	0	0	1	28
REFUNDS		A			3	2	3	8	166
RULINGS			Y		7	0	2	9	103
VOIDED CLAIMS				S	0	0	0	0	23

Stewards' Attendance: Stewards Tom Ward, Ron Church, James Dreyer, and Safety Steward David Nuesch were in attendance during this reporting period.

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Tom Ward (Steward)

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Ron Church (Steward)

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James Dreyer (Steward)

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David Nuesch (Steward)