

CALIFORNIA HORSE RACING BOARD

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**REPORT OF THE BOARD OF STEWARDS****LOS ANGELES COUNTY FAIR
FAIRPLEX PARK****TO THE CALIFORNIA HORSE RACING BOARD**

Honorable Arnold Schwarzenegger, Governor
Honorable John C. Harris, Chairman
Honorable David Israel, Vice Chairman
Honorable Keith Brackpool, Member
Honorable Jesse H. Choper, Member
Honorable Bo Derek, Member
Honorable Jerry Moss, Member
Honorable Richard Rosenberg, Member
Kirk E. Breed, Executive Director
Richard "Bon" Smith, Assistant Executive Director

For the week of: Wednesday, September 23, 2009, through Monday, September 28, 2009.

WEDNESDAY9/23/09¹**PETER MILLER LATE – RULING ISSUED**

Trainer PETER MILLER contacted the Stewards by telephone to answer case number 09PM002 which involved a complaint initiated by the Official Veterinarian for being late to the Receiving Barn. Mr. MILLER offered no excuse and had been warned previously, therefore, a fine was issued. Ruling follows:

#015 Trainer PETER MILLER, the trainer of the horse GOING FORWARD, which ran in the 9th race on September 7, 2009, at the Del Mar Thoroughbred Club, is fined ONE HUNDRED DOLLARS (\$100.00)* for violation of California Horse Racing Board rules #1852 (Reporting to the Receiving Barn – Late - 2nd Offense) and #1894 (Duties of Trainer).

9/23/09²**ALONSO QUINONEZ RULING**

Jockey ALONSO QUINONEZ was in to address the reason why he missed his mount in the second race on Sunday, September 20, 2009. Mr. QUINONEZ's explanation for failure to make it on time was that it was due to traffic. The Stewards felt he should have reported in a timely manner. Ruling follows:

#016 Jockey ALONSO QUINONEZ is fined the sum of ONE HUNDRED DOLLARS (\$100.00) for violation of California Horse Racing Board Rule #1872 (Failure to Fulfill Jockey Agreement) on Sunday, September 20, 2009.

9/23/09³**FILM REVIEW**

Apprentice jockey CHRISTIAN SANTIAGO REYES was in to review his ride on Sunday in the second race in which his mount OBVIOUS CHOICE came out at the quarter pole and caused jockey MARTIN PEDROZA to steady. Mr. REYES

explained that his horse was tough to handle and was drifting out. The Stewards reviewed video tape and accepted his explanation. Therefore, no suspension was issued.

9/23/09⁴

ROUTINE RACING

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

9/23/09⁵

DECLARATIONS, CHANGES and REFUNDS

1st race - #3 BAR JF LOTTOTICKET – Rider change – A. AYALA for
No refund. FRANCISCO RUBIO (sick)

2nd race – No changes. Refund: \$5.00.

3rd race – No changes. Refund: \$124.90.

4th race - #2 MARY THE PRINCESS – Veterinarian scratch, sick.
Dr. DURENBERGER.

#3 TRICKY SPEED – Claimed - J. PERIBAN, trainer.
Refund: \$466.50.

5th race - #9 EXCESSIVE CHATTER – Stewards' scratch, also eligible.
#12 TONKA T. – Stewards' scratch, also eligible.
Refund: \$413.40.

6th race – No changes. Refund: \$80.10.

7th race - #4 OLE'S PRIDE – Late veterinarian scratch, unsound.
Dr. CHRISTIANSEN.

#6 CANDELARIA – Rider change – K. STRA for JC ESTRADA.
No Show.

#10 STORMY INFERNO – Veterinarian scratch, sick.
Dr. DURENBERGER.

#11 HELLO OLE – Stewards' scratch, also eligible.
Refund: \$10,892.47.

8th race – No changes. Refund: \$69.00.

9th race - #8 LUCKY B LOU – Rider change – K. STRA for MATT GARCIA (sick)
#11 BIG JAY – Stewards' scratch, also eligible.
Refund: \$896.30.

10th race - #7 KING CITY KITTY – Claimed - B. HESS, Jr., Trainer
Refund: \$109.90.

11th race - #1 SCREEN TO SCREEN – Stewards' scratch, stake.
Refund: \$735.70.

12th race – No changes. Refund: \$201.02.

9/23/09⁶**SATELLITE ATTENDANCE**

| | |
|--------------------|-------|
| Barona | 115 |
| Cabazon | 100 |
| Commerce Casino | 130 |
| Hollywood Park | 1,352 |
| Lake Perris | 127 |
| Lancaster | 85 |
| Los Alamitos | 763 |
| San Bernardino | 239 |
| Santa Anita | 938 |
| Santa Barbara | 37 |
| Santa Maria | 30 |
| Shalimar | 68 |
| Surfside (Del Mar) | 369 |
| Sycuan | 60 |
| Ventura | 171 |
| Victorville | 90 |
| Viejas | 76 |

9/23/09⁷**ATTENDANCE & HANDLE**

| | | |
|--------------|-------|----------------|
| On Track | 3,523 | \$ 391,288.00 |
| ITW | 4,750 | \$1,868,049.00 |
| Out of State | N/A | \$2,403,079.00 |
| Total | 8,273 | \$4,662,416.00 |

THURSDAY

9/24/09¹**STEWARD SUBSTITUTION**

Steward SCOTT CHANEY was summoned to jury duty this morning, therefore, Safety Steward LUIS JAUREGUI will substitute, and both will author the Minutes for the week.

9/24/09²**NEVENS HEARING**

Veterinarian AMY NEVENS met with the Stewards, informally, to discuss case #09PM003 which involved two late lasix injections in the seventh race on opening day. These late administrations resulted in scratches for both horses. Dr. NEVENS explained that this year at Fairplex, for the first time, there were 25 minutes scheduled between races instead of the standard 30 minutes. Using 1:00 p.m. as post time for the first race, her administrations became late by the seventh race. While this Board believed that the change in post times did mitigate the penalty somewhat, we also believed that the rules require that the veterinarian treat horses in a manner prescribed by the rules. After careful consideration, this Board of Stewards issued the following ruling:

#017 Veterinarian AMY NEVENS, D.V.M., is fined SIX HUNDRED DOLLARS (\$600.00) pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration) for violation of California Horse Racing Board rule #1845(E) (Authorized Bleeder Medication – Improper Lasix Administration) on September 10, 2009.

9/24/09³**APPRENTICE LICENSE**

COSME RIVERA met with the Stewards this morning in order to apply for an apprentice's license. He currently holds an apprentice's license in Panama. Mr. RIVERA had all of the appropriate paper work, including a certified copy of his wins from the Panamanian Jockey Club. Therefore, he was granted a license as a five-pound apprentice that expires on January 3, 2009. Mr. RIVERA also had some doctors' releases and wanted to apply for an extension. We asked him to first obtain a license and then return tomorrow to sort out the possible extension.

9/24/09⁴**ESTRADA RULING**

Jockey JC ESTRADA appeared before the Stewards to explain a mount that he missed last week. Failing to offer a sufficient explanation, the following ruling was issued:

#018 Jockey J. C. ESTRADA is fined the sum of ONE HUNDRED DOLLARS (\$100.00) for violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement) on Wednesday, September 23, 2009.

9/24/09⁵**ROUTINE AFTERNOON**

Today's twelve race card was conducted without a reportable incident.

9/24/09⁶**DECLARATIONS, CHANGES AND REFUNDS**

1st race - No changes. Refund: \$3.00.

2nd race - Rider change - G. TAPIA for D. GLADNEY No Refund.

3rd race - #8 DIXIE SAINT- Veterinarian scratch, unsound - Dr. CHRISTIANSEN
Refund: \$98.10.

4th race - #4 FERRANDERO - Late Veterinarian scratch, injured in paddock.
Dr. CHRISTIANSEN

#10 QUILLOTANO - Stewards' scratch, also eligible
#11 IRREGULAR - Stewards' scratch, also eligible
#12 FLAMING EYES - Stewards' scratch, also eligible
Refund: \$7,992.66.

5th race - No changes. No Refund.

6th race - No changes. Refund \$1.00

7th race - No changes. No Refund.

8th race - #6 ASAY CREEK – Rider change -C. REYES for G. TAPIA (double jock
mount)

#9 GOTHAM LIGHTS - Late Veterinarian scratch, injured in paddock-
Dr. CHRISTIANSEN

#11 EMBLEMATIC STORM - Stewards' scratch, also eligible
Refund: \$4,874.64.

9th race - No changes. Refund \$15.70.

10th race - #1 WARREN'S APPEAL - Rider change- Jockey MARTIN GARCIA for MATT GARCIA (program error) No Refund.

11th race #5 LIDO DECK – Late Veterinarian scratch, unsound – Refund: \$36,216.98. Dr. CHRISTIANSEN

9/24/09⁷

SATELLITE ATTENDANCE

| | |
|--------------------|-------|
| Barona | 117 |
| Cabazon | 100 |
| Commerce Casino | 130 |
| Hollywood Park | 1,350 |
| Lake Perris | 151 |
| Lancaster | 96 |
| Los Alamitos | 790 |
| San Bernardino | 423 |
| Santa Anita | 859 |
| Santa Barbara | 65 |
| Santa Maria | 52 |
| Shalimar | 62 |
| Surfside (Del Mar) | 374 |
| Sycuan | 58 |
| Ventura | 191 |
| Victorville | 94 |
| Viejas | 67 |

9/24/09⁸

ATTENDANCE & HANDLE

| | | |
|--------------|-------|----------------|
| On Track | 3,084 | \$ 324,729.00 |
| ITW | 4,979 | \$1,924,424.00 |
| Out of State | N/A | \$2,189,032.00 |
| Total | 8,063 | \$4,438,185.00 |

FRIDAY
9/25/09¹

O'NEILL HEARING AND RULING

Trainer DOUG O'NEILL contacted the Stewards by telephone today in advance of his hearing scheduled for tomorrow. This involved a complaint filed by the CHRB (case # 09DM0107) for an excessive bute in one of his runners. Mr. O'NEILL had no explanation (the overage was small), so after careful deliberation, the following ruling was issued:

#019 Trainer DOUG O'NEILL, who started the horse BENCH THE JUDGE, which finished first in the first race at Del Mar Thoroughbred Club on August 20, 2009, is fined ONE THOUSAND DOLLARS (\$1,000.00) pursuant to California Horse Racing Board rule #1887(a) (Trainer to Insure Condition of Horse), for violation of California Horse Racing Board rule #1844(c)(1) (Authorized Medication – Phenylbutazone – Class IV – in excess of permitted level [5.32 mg/ml] – second offense).

9/25/09²

APPRENTICE EXTENSION

Apprentice jockey COSME RIVERA came to the office this morning to request the apprentice extension referenced in yesterday's minutes. He had three doctor's

notes that explained that he had missed a total of 44 days due to injury while riding in Panama. Interestingly, extensions are not an issue in Panama because apprenticeships last for total number of races without a time component, unlike here in California. After careful consideration, the Board of Stewards granted the following extension:

#020 IN THE MATTER OF: COSME RIVERA

For good cause and having provided medical documentation to verify his request for an extension of his Apprentice Jockey's license, in accordance with California Horse Racing Board rule #1500 (Apprentice Jockey), the apprenticeship for COSME RIVERA is extended 44 days, until February 16, 2010, inclusive.

9/25/09³

CHIN HEARING

Groom IAN CHIN and trainer DAVID DWYER met with the Stewards this morning to discuss case number 09DM001 which was a financial complaint filed by Mr. IAN CHIN against trainer DWYER alleging unpaid wages (\$750.00). In what seemed to be very dubious explanations on the part of both parties, complicated by the fact that there were no records of the cash transactions, the Stewards determined that Mr. DWYER owed Mr. CHIN \$300.00. He will pay on Wednesday.

9/25/09⁴

COUTON HEARING AND RULING

Jockey JULIEN COUTON met with the Stewards to discuss missing a mount a couple of days ago. Mr. COUTON's only excuse was that traffic was worse than he had anticipated. We issued the following ruling:

#021 Jockey JULIEN COUTON is fined the sum of ONE HUNDRED DOLLARS (\$100.00) for violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement) on Sunday, September 20, 2009.

9/25/09⁵

STEWARD SUBSTITUTION

Safety Steward JAUREGUI will substitute for Steward CHANEY (jury duty) during the races this afternoon.

9/25/09⁶

INQUIRY/ NO CHANGE

After the finish of the second race (about four furlongs), the Stewards posted the Inquiry sign to examine an incident at the sixteenth pole involving the third, #2 MYSTIC MANDATE (S. Duarte), fourth, #4 FAIR KISSES (A. Delgadillo) and the fifth place horse, #5 MELBISHA (F. Valdez).

After speaking with the riders involved, taking into account reports from the Patrol Judges and reviewing video of the stretch run, the Stewards unanimously voted to leave the original order of finish. Video revealed that #2 MYSTIC MANDATE angled out in mid-stretch, forcing #4 FAIR KISSES into #5 MELBISHA and causing that horse to steady slightly. In the opinion of the Stewards, no horse lost the opportunity of a better placing and therefore no change was warranted.

9/25/09⁷**INQUIRY/ DISQUALIFICATION**

Following the running of the fifth race (six furlongs), the Stewards posted the Inquiry sign to examine an incident in the stretch in which the winner, #9 SUSHIWOOD (F. Valdez) drifted in bumping the third place horse, #6 MR. INN ZONE (M. Garcia).

After speaking with riders involved, taking into account reports from the Patrol Judges and reviewing video of the stretch run, the Stewards unanimously voted to disqualify SUSHIWOOD from first to third place. Video shows the horse drifting in and bumping on several occasions and forcing MR. INN ZONE to steady. In the opinion of the Stewards, the contact did cost the horse MR. INN ZONE the opportunity for a better placing.

Original order of finish: (9)-4-6-5-2-7-8-3

Corrected order of finish: 4-6-(9)-5-2-7-8-3

9/25/09⁸**STEWARDS' INQUIRY/ NO CHANGE**

Immediately after the running of the seventh race (six furlongs), the Stewards posted the Inquiry sign to review an incident just inside the sixteenth pole. Involved were the winner, #8 SEVEN BELOW (jockey C. Reyes), and the third place horse, #6 MANDATE HABIT (P. Arambula). Upon review of the Patrol Judges' reports, speaking with the riders involved and replays of the video tapes, the Stewards agreed unanimously to make no change in the order of finish. The video shows that the winner does drift out and cause slight contact with the third place horse MANDATE HABIT. The Stewards felt the incident did not cost him the opportunity to a better placing, thus no change was warranted.

9/25/09⁹**STEWARD SUBSTITUTION**

Safety Steward JAUREGUI will substitute for Steward CHANEY (jury duty) during the races this afternoon.

9/25/09¹⁰**DECLARATIONS, CHANGES AND REFUNDS**

1st race - No Changes. Refund: \$382.00.

2nd race - #10 ORGANIC- Stewards' scratch- also eligible
 #11 ACTION GAL- Stewards' scratch- also eligible
 Refund: \$1,408.36.

3rd race - #4 SWISS BLEND - Claimed - T. WEST, trainer
 #7 TALLAHSOCEAN - Claimed - J. HOLLENDORFER, trainer
 Refund: \$164.00.

4th race - #3 HEARDABIRD - Stewards' scratch, entered back
 #9 ALOTTA WILD - Rider change - P. ATKINSON for A. DELGADILLO
 (second call drew in)
 #10 WARREN'S BEGINNING - Stewards' scratch, also eligible
 #11 A CLEVER TEN - Stewards' scratch, also eligible
 #12 LOST IN THE BOONIES - Stewards' scratch, also eligible
 Refund: \$675.04.

5th race - #1 PO'MANSHOSS - Veterinarian scratch, unsound –
Dr. DURENBERGER Refund: \$344.70.

6th race - #1 WARREN'S CHARM- Rider change - U. GOMEZ for O. VERGARA,
(No show)
#12 FUN IN THE PARK – Stewards' scratch, also eligible
Refund: \$35.40.

7th race - No changes. Refund: \$61.00.

8th race - No changes. Refund: \$105.00.

9th race - #8 HYPER SPEED HOWARD - Late Veterinarian scratch, injured in the
paddock- Dr. CHRISTIANSEN
#11 SEMPAL – Stewards' scratch, also eligible
#12 FOR CONTRAST- Stewards' scratch, also eligible
Refund: \$2,185.22.

10th race - #6 CLASSY ATTRACTION - Late Veterinarian scratch, unsound –
Dr. CHRISTIANSEN
#7 BOUNCER – Veterinarian scratch, sick - Dr. DURENBERGER
#8 EMBA U.T.K. - Veterinarian scratch- Unsound -Dr. DURENBERGER
Refund: \$67,348.60.

11th race - No changes. Refund: \$72.00.

12th race - #1 MARION'S CHOICE – Veterinarian scratch - unsound-
Refund: \$101.20. Dr. DURENBERGER

9/25/09¹¹

SATELLITE ATTENDANCE

| | |
|--------------------|-------|
| Barona | 115 |
| Cabazon | 100 |
| Commerce Casino | 130 |
| Hollywood Park | 1,454 |
| Lake Perris | 139 |
| Lancaster | 96 |
| Los Alamitos | 896 |
| San Bernardino | 336 |
| Santa Anita | 887 |
| Santa Barbara | 33 |
| Santa Maria | 30 |
| Shalimar | 80 |
| Surfside (Del Mar) | 360 |
| Sycuan | 55 |
| Ventura | 130 |
| Victorville | 99 |
| Viejas | 84 |

9/25/09¹²**ATTENDANCE & HANDLE**

| | | |
|--------------|-------|----------------|
| On Track | 3,861 | \$ 424,078.00 |
| ITW | 5,024 | \$2,141,363.00 |
| Out of State | N/A | \$3,020,452.00 |
| Total | 8,885 | \$5,585,893.00 |

SATURDAY9/26/09¹**FILM REVIEW**

Jockey AGAPITO DELGADILLO came in the office to review his ride in the eleventh race in which a horse to his inside clipped heels shortly after the start. Although we believed that Mr. DELGADILLO made a tactical error in allowing his horse to rush into contention after a poor start, we believed that the horse to his outside caused the interference. Mr. DELGADILLO agreed.

Jockey SAUL DUARTE met with us this morning to review his ride in the second race in which he angles his horse to the outside shortly after entering the stretch, bothering the two horses to his outside. Although we believed that he could have made a better effort to keep his horse straight, the horse hadn't switched leads, and he was marginally clear, such that we didn't believe suspension days were appropriate. Mr. DUARTE accepted his warning.

Jockey GERARDO MARTIN came in the office this morning to review his ride in the fourth race yesterday. Films revealed that Mr. MARTIN angled sharply into the rail from the five path as he is entering the turn. In the process, two different horses steadied. The majority believed that the action wasn't enough to warrant days, whereas Steward CHANEY voted for a three day suspension.

Jockey FELIPE VALDEZ met with us this morning to review his ride in the fifth race yesterday in which his mount was disqualified for drifting in during the stretch run. Although Mr. VALDEZ does initially make some contact with the horse to his inside causing that horse to steady, in our opinion Mr. VALDEZ's horse doesn't drift enough to warrant a suspension. Instead, he was issued a warning.

Jockey MARTIN PERDROZA met with us at our request for failing to review films with the film analyst in a timely manner. We explained that these reviews were just as important as Stewards' reviews and directed him that he must review the races requested. He agreed.

Jockey JOE TALAMO met with the Stewards regarding his ride in the eleventh race yesterday, in which his mount angles in shortly after the start. Films revealed that he was not clear of any of the three horses to his inside and that the second horse eventually had to take up and clipped heels. Mr. TALAMO said that the horse to his immediate inside (ridden by A. Delgadillo referenced above) rushed in to the space after a slow break and was the horse at fault. We disagreed with this assessment and issued the following ruling:

#023 Jockey JOSEPH TALAMO, who rode BROKEN SILENCE in the eleventh race at Fairplex Park on September 25, 2009, is suspended for THREE RACING DAYS (October 3, 4, and 7, 2009) for failure to make the proper effort to maintain a straight course shortly after the start,

causing interference, which is a violation of California Horse Racing Board rule #1699 (Riding Rules – Careless Riding).

Term of suspension shall not prohibit participation in designated races pursuant to California Horse Racing Board rule #1766 (Designated Races).

Jockey GENARO TAPIA came to the office this morning to review his rides in the first and sixth races. In both cases, shortly after the start, Mr. TAPIA allowed his horses to drift. Fortunately, he was clear, but we cautioned him to keep a straighter course in the future.

9/26/09²

DWYER REINSTATEMENT

Trainer DAVID DWYER, who appeared yesterday regarding a financial complaint, was reinstated in the following ruling:

#022 IN THE MATTER OF: DAVID DWYER

Having now appeared before the Board of Stewards at the Los Angeles County Fair on September 25, 2009, to satisfy his financial obligation regarding case #09DM001, and having complied with the provisions of California Horse Racing Board rule #1876 (Financial Responsibility), trainer DAVID DWYER is restored to good standing. Ruling LAFP #007 issued at the Los Angeles County Fair on September 27, 2009, is set aside.

9/26/09³

INQUIRY/NO CHANGE

Following the running of the sixth race, the Stewards posted the Inquiry sign to examine an incident that occurred shortly after the start in which #1 GAMBLING POKERFACE ridden by OTTO ARRIAGA, unseated his rider. Films showed that Mr. ARRIAGA used his whip shortly after the start, his horse ducked out, and unseated him. No other horses were involved, therefore, no change was necessary. See attached accident report.

9/26/09⁴

JOCKEY OBJECTION/NO CHANGE

Following the running of eighth race, jockey ALONSO QUINONEZ who rode second place finisher #7 CAPTIVATING LYRICS, claimed foul against the winner #6 SALLY SAYS SO ridden by CHRISTIAN SANTIAGO-REYES, for interference at the quarter pole. After a review of the films, the Stewards found insufficient evidence of interference. Therefore, after speaking with the patrol judges and riders involved, we voted unanimously to make no change to the original order of finish.

9/26/09⁵

JOCKEY OBJECTION/NO CHANGE

Following the running of the tenth race, jockey MATT GARCIA whose mount finished last, claimed foul against the third place finisher #7 MAJOR SMOKE, ridden by FELIPE VALDEZ for interference at the three-sixteenths pole. After a review of the films, the Stewards found insufficient evidence of interference. Therefore, after speaking with the patrol judges and riders involved, we unanimously voted to make no change to the original order of finish.

9/26/09⁶

DECLARATIONS, CHANGES AND REFUNDS

1st race - #1 WARREN'S ROCK ART – Late veterinarian scratch, injured in gate –
Dr. CHRISTIANSEN Refund: \$79,577.99.

2nd race - No changes. Refund: \$51.60.

3rd race - No changes. Refund: \$29.00.

4th race - #8 UTARON – Stewards' scratch, horse ID (incorrect markings)
 #11 SALLY'S BLADE – Stewards' scratch, also eligible
 Refund: \$402.70.

5th race - No changes. No refund.

6th race - No changes. Refund: \$0.20.

7th race - No changes. Refund: \$9.00.

8th race - #11 R.D.'S ANGEL – Stewards' scratch, also eligible
 #12 WARREN'S TURN – Stewards' scratch, also eligible
 Refund: \$26,990.61.

9th race - No changes. Refund: \$21.40.

10th race - No changes. Refund: \$119.00.

11th race - No changes. Refund: \$88.40.

12th race - #11 DOWNTOWN KING – Stewards' scratch, also eligible
 #12 OL'DOGTOWN – Stewards' scratch, also eligible
 Refund: \$15,437.69.

9/26/09⁴

SATELLITE ATTENDANCE

| | |
|--------------------|-------|
| Barona | 190 |
| Cabazon | 185 |
| Commerce Casino | 200 |
| Hollywood Park | 2,063 |
| Lake Perris | 199 |
| Lancaster | 149 |
| Los Alamitos | 1,452 |
| San Bernardino | 354 |
| Santa Anita | 1,585 |
| Santa Barbara | 67 |
| Santa Maria | 39 |
| Shalimar | 82 |
| Surfside (Del Mar) | 567 |
| Sycuan | 99 |
| Ventura | 224 |
| Victorville | 130 |
| Viejas | 138 |

9/26/09⁵**ATTENDANCE & HANDLE**

| | | |
|--------------|--------|----------------|
| On Track | 5,708 | \$ 618,255.00 |
| ITW | 7,723 | \$3,696,722.00 |
| Out of State | N/A | \$3,498,400.00 |
| Total | 13,431 | \$7,813,377.00 |

SUNDAY
9/27/09¹

MARTINEZ RULING

The following ruling was published when owner PEDRO MARTINEZ failed to appear to answer case number 09DM093 which embodied a marijuana conviction:

#024 Owner PEDRO GAMBINO MARTINEZ, having failed to appear before the Board of Stewards at the Los Angeles County Fair on September 27, 2009, to answer a complaint regarding Case #09DM093, alleging violation of California Horse Racing Board rule #1489(a) (Grounds for Denial or Refusal of License – Possession of marijuana for sale), is suspended pending appearance before the Board of Stewards pursuant to California Horse Racing Board rule #1547 (Failure to Appear).

During the term of suspension, all licenses and license privileges of PEDRO GAMBINO MARTINEZ 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.

9/27/09²**UNGER HEARING AND DECISION**

Owner KURT UNGER participated in an informal hearing regarding a complaint (case number 09PM007) filed through the CHRB by Fairplex security alleging violation of CHRB rule 1930 (Obedience to Security Officers and Public Safety Officers). After listening to evidence from the Fairplex Security officer and Mr. UNGER and his witness, we issued Mr. UNGER a warning.

9/27/09³**REYES RULING**

The following ruling was issued when apprentice jockey CHRISTIAN SANTIAGO-REYES failed to show up to review a film with the Stewards as directed. After warning Mr. REYES earlier in the meet for a similar problem, we felt a fine was appropriate.

#025 Jockey CHRISTIAN SANTIAGO REYES is fined FIFTY DOLLARS (\$50.00) for violation of California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers – Failed to Appear Before the Board of Stewards).

9/27/09⁴**INQUIRY/NO CHANGE**

Following the running of the eighth race, the Stewards posted the Inquiry sign to examine an incident in which #5 SHEVAL DOM SALLAY clipped heels, fell and unseated jockey KYLE KAENAL and caused another horse to lose his rider, jockey ALONSO QUINONEZ. Films showed that #5 SHEVAL DOM SALLAY clipped heels with #8 SHOW THE FLAG, the eventual winner ridden by MARTIN PEDROZA. Films also revealed that the accident seemed to be caused by a confluence of factors. First, #8 SHOW THE FLAG shifted in. Second, #3 SMOKIN

BOMB, ridden by CHRISTIAN SANTIAGO-REYES shifted out. Third, #5 SHEVAL DOM SALLAY was shifting about to some degree as he was backing up. Given these factors and that the two horses that fell could not be aided in terms of placing, the Stewards voted unanimously to make no change.

9/27/09⁵**DECLARATIONS, CHANGES AND REFUNDS**

- 1st race - #9 SOLDIER'S ROMANCE – Rider change – K. KAENEL for MATT GARCIA (late)
No refund.
- 2nd race - #2 ERSPORTE DOS REIS (BRZ) - Claimed - M. KUMKEY, trainer
- 3rd race - No changes. Refund: \$1.00.
- 4th race - #2 COMPANY SECRET - Rider change - D. NAVARRO for A. CEDENO (miscommunication)
#3 TEXAS DEVIL - Rider Change - JC ESTRADA for MATT GARCIA (injured)
Refund: \$3.00.
- 5th race - #7 BERTRANDOS FREEDOM – Veterinarian scratch, injured –
Refund: \$147.14. Dr. CHRISTIANSEN
- 6th race - #6 JUST FOR US - Rider change - K. STRA for F. VALDEZ (sick)
Refund: \$7.00.
- 7th race - #2 SORCERERS SPELL – Veterinarian scratch, injured –
Dr. DURENBERGER
#6 SCOTT'S SPIRIT - Claimed - P. SCHIEWE, trainer
#7 FIRST SYMPHONY - Rider change - D NAVARRO for M. GARCIA
Refund: \$175.80.
- 8th race - #12 CHARMING JIG – Stewards' scratch, also eligible
3 SMOKIN BOMB - Rider change - K. STRA for F. VALDEZ
Refund: \$144.90.
- 9th race - #2 LOVELY LOLLY - Rider change - D. FLORES for K. KAENEL (injured)
Refund: \$100.40.
- 10th race - No changes. Refund: \$17.00.
- 11th race - #4 ON FIRE – Stewards' scratch, stake. Refund: \$503.30.
- 12th race - No changes. No refund.

9/27/09⁶**SATELLITE ATTENDANCE**

| | |
|-----------------|-------|
| Barona | 143 |
| Cabazon | 180 |
| Commerce Casino | 150 |
| Hollywood Park | 1,751 |
| Lake Perris | 161 |
| Lancaster | 132 |

| | |
|--------------------|-------|
| Los Alamitos | 1,292 |
| San Bernardino | 270 |
| Santa Anita | 1,611 |
| Santa Barbara | 56 |
| Santa Maria | 42 |
| Shalimar | 69 |
| Surfside (Del Mar) | 510 |
| Sycuan | 76 |
| Ventura | 197 |
| Victorville | 113 |
| Viejas | 117 |

9/27/09⁷**ATTENDANCE & HANDLE**

| | | |
|--------------|--------|----------------|
| On Track | 5,561 | \$ 603,492.00 |
| ITW | 6,870 | \$2,863,088.00 |
| Out of State | N/A | \$3,298,656.00 |
| Total | 12,431 | \$6,765,236.00 |

CLOSING DAY**MONDAY**9/28/09¹**STEWARD SUBSTITUTION**

Safety Steward JAUREGUI will substitute for Steward CHANEY (jury duty) during the races this afternoon.

9/28/09²**FILM REVIEW - SANTIAGO-REYES**

Apprentice jockey CHRISTIAN SANTIAGO-REYES came into the office this morning for two issues. First, he was issued a ruling for failing to attend a Stewards' hearing for a second consecutive day. Next, we reviewed his ride in the eighth race yesterday in which two riders were unseated from their mounts. Films revealed that Mr. REYES' mount drifted out slightly, forcing #5 SHEVAL DOM SALLAY onto heels. While the shift was slight, the result was significant and we constantly admonish the riding colony that if they choose to ride in a tight manner, small moves can be considered careless. While Mr. REYES disagreed with our assessment, we issued the following two rulings:

- #026 Jockey CHRISTIAN SANTIAGO-REYES is fined FIFTY DOLLARS (\$50.00) for violation of California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers – Failed to Appear Before the Board of Stewards).
- #028 Jockey CHRISTIAN SANTIAGO-REYES, who rode SMOKIN BOMB in the eighth race at Fairplex Park on September 27, 2009, is suspended for THREE RACING DAYS (October 7, 8, and 9, 2009) for failure to make a proper effort to maintain a straight course down the backstretch, causing interference. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules – Careless Riding).

Term of suspension shall not prohibit participation in designated races pursuant to California Horse Racing Board rule #1766 (Designated Races).

9/28/09³**FILM REVIEW - MARTIN PEDROZA**

Jockey MARTIN PEDROZA came to the office this morning to review his ride in the eighth race yesterday in which two jockeys were unseated from their mounts. A review of the films indicated that Mr. PEDROZA's mount angles in as jockey KYLE KAENEL's mount is dropping back. Unfortunately, Mr. PEDROZA's mount is not entirely clear and in part causes the accident. While Mr. PEDROZA did not feel that his horse was the only cause, he accepted the following ruling:

#027 Jockey MARTIN PEDROZA, who rode SHOW THE FLAG in the eighth race at Fairplex Park on September 27, 2009, is suspended for FIVE RACING DAYS (October 7, 8, 9, 10, and 11, 2009) for altering course without sufficient clearance and causing interference. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules – Careless Riding).

Term of suspension shall not prohibit participation in designated races pursuant to California Horse Racing Board rule #1766 (Designated Races).

9/28/09⁴**FIRST RACE DELAY**

The first race was delayed eight (8) minutes when horse #6, FIRST COMMITMENT, was fractious in the gate and injured itself and his jockey JORGE HERRERA, which resulted in a late scratch. Mr. HERRERA was transported to Pomona Valley Hospital. See Jockey Accident Report attached.

9/28/09⁵**DECLARATIONS, CHANGES and REFUNDS**

1st race - #6 FIRST COMMITMENT - Late Veterinarian scratch, Injured in the gate-
Dr. CHRISTIANSEN

#9 EVINCERE - Stewards' scratch, also eligible

#12 FREEDOM EVENT- Stewards' scratch, also eligible

Refund: \$4,699.97

2nd race - #10 BUCK'S EASY GOER - Stewards' scratch, also eligible
Refund: \$80.01.

3rd race - No changes. Refund: \$31.00.

4th race - # 3 SHEZA MANEATER - Claimed - K. NETTLES, Trainer
Refund: \$32.82.

5th race - #11 BALFOUR PARK- Stewards' scratch, also eligible
Refund: \$485.22.

6th race - #5 SELF INSURED - Claimed - J. MULLINS, Trainer
Refund: \$224.00.

7th race - #10 SHOTSKI - Rider change - D. FLORES for K. KAENEL (injured)
Refund: \$680.10.

8th race - #2 LION PRINCESS - Veterinarian scratch, sick - Dr. CHRISTIANSEN
#6 TRUFFLESFROMHEAVEN - Veterinarian scratch, injured -
Refund: \$\$2,875.14. Dr. DURENBERGER

9th race - No changes. Refund: \$10.00.

10th race - #3 RESONI MISS - Rider change - K. STRA for M. GARCIA, (injured)

#7 WARREN'S TURN - Veterinarian scratch, injured -

Dr. DURENBERGER

#9 EASTERN SUNRISE - Rider change - D. NAVARRO for K. KAENEL, (injured)

#12 UMAIMAH'S GOLD - Stewards' scratch, also eligible

Refund: \$296.54.

9/28/09⁶

SATELLITE ATTENDANCE

| | |
|--------------------|-----|
| Barona | 80 |
| Cabazon | 70 |
| Commerce Casino | 100 |
| Hollywood Park | 873 |
| Lake Perris | 108 |
| Lancaster | 57 |
| Los Alamitos | 580 |
| San Bernardino | 134 |
| Santa Anita | 612 |
| Santa Barbara | 26 |
| Santa Maria | 18 |
| Shalimar | 63 |
| Surfside (Del Mar) | 258 |
| Sycuan | 50 |
| Ventura | 84 |
| Victorville | 68 |
| Viejas | 39 |

9/28/09⁷

ATTENDANCE & HANDLE

| | | |
|--------------|-------|----------------|
| On Track | 2,585 | \$ 335,539.00 |
| ITW | 3,220 | \$1,107,095.00 |
| Out of State | N/A | \$2,225,699.00 |
| Total | 5,805 | \$3,668,333.00 |

9/28/09⁸

VET'S LIST - 9/10-9/28/09

| | |
|---|------------|
| Meet Total | |
| Injured | 16 |
| Sick | 6 |
| Bled | 6 |
| Unsound | 26 |
| Shockwave | 40 |
| Medication | 49 |
| On | 143 |
| Off | 45 |
| Deceased - racing | 5 |
| Santa Anita (injury sustained at Turf Paradise) | 1 |

SUMMARY

A full Board of Stewards was in attendance each day of this reporting period, with LUIS JAUREGUI replacing C. SCOTT CHANEY, as noted in each day's Minutes.

| | Wed. 9/23/09 | Thur. 9/24/09 | Fri. 9/25/09 | Sat. 9/26/09 | Sun. 9/27/09 | Mon. 9/28/09 | Week | Meet |
|-------------------|-----------------|------------------|-----------------|-----------------|-----------------|-----------------|------|-----------|
| Accidents | 0 | 0 | 0 | 1 | 2 | 1 | 4 | 10 |
| Cal-Bred Races | 1 | 2 | 0 | 1 | 0 | 1 | 5 | 15 |
| Claims | 2 | 0 | 2 | 0 | 2 | 2 | 8 | 35 |
| Inquires | 0 | 0 | 3 | 3 | 1 | 0 | 7 | 14 |
| Disqualifications | 0 | 0 | 1 | 0 | 0 | 0 | 1 | 2 |
| Refunds | 11 | 7 | 12 | 11 | 9 | 10 | 60 | 90 |
| Rulings | 2 | 2 | 3 | 2 | 2 | 3 | 14 | 28 |

Respectfully submitted,

C. Scott Chaney, Steward

Albert Christiansen, Steward

Luis Jauregui, Steward

Randy Winick, Steward

Attachments
BOS:CSC:LJ:cr