



## REPORT OF THE BOARD OF STEWARDS

### DEL MAR FALL MEET DEL MAR THOROUGHBRED CLUB

#### To the California Horse Racing Board

HONORABLE EDMUND G. BROWN JR. GOVERNOR  
HONORABLE CHUCK WINNER, CHAIRMAN  
HONORABLE RICHARD A. ROSENBERG, VICE-CHAIRMAN  
HONORABLE MADELINE AUERBACH, MEMBER  
HONORABLE STEVE BENETO, MEMBER  
HONORABLE JESSE H. CHOPER, MEMBER  
HONORABLE GEORGE KRICKORIAN, MEMBER  
HONORABLE ALEX SOLIS, MEMBER  
RICK BAEDEKER, EXECUTIVE DIRECTOR  
JACQUELINE WAGNER, ASSISTANT EXECUTIVE DIRECTOR  
ROBERT B. MILLER, CHIEF COUNSEL CHRB

#### WEEK 5 - Sunday, November 22, 2015 through Sunday, November 29, 2015.

#### SUNDAY 11/22/15<sup>1</sup>

##### A. M. DECLARATIONS

2 <sup>nd</sup> race -	#5 Dress Code (Vet-sick)	Refund of \$1,359.90
7 <sup>th</sup> race -	#12 Baccelo (BRZ) (Also eligible)	Refund of \$2,281.80
8 <sup>th</sup> race -	#7 Red Outlaw (Stakes)	
	#11 Richard's Kid (Stakes)	Refund of \$4,792.10

#### 11/22/15<sup>2</sup>

##### RIDERS EXCUSED

Jockey Victor Espinoza was excused from his mount this afternoon due to illness. A replacement rider was named and piloted the horse to a win.

#### 11/22/15<sup>3</sup>

##### VETERINARIAN HEARING

Dr. Joseph Dowd was in the office responding to a complaint filed against him alleging failure to turn in a bleeder treatment report slip in a timely manner. On October 30, 2015, Dr. Dowd treated the horse Oleanderpolarbear with Lasix. The horse's race was scheduled to be run at 5:30 P.M. and the slip needed to be turned no later than 3:30 P.M. Official Veterinarian Barrie Grant reported that his office received the slip at 4:10 P.M., forty minutes late.

Dr. Dowd stated that when he was informed of the problem he contacted his assistant and was told that the slip on the horse in question had been deposited in the receptacle within the required time.

We accepted his explanation and he left with a warning, which is what the Board investigator recommended.

#### 11/22/15<sup>4</sup>

##### MEDICATION HEARING

Trainer Mike Puype was in the office this morning for a formal hearing into an overage of Phenylbutazone found in his horse Atlantic Slew, the eighth place finisher in the first race at Del Mar Thoroughbred Club on September 4, 2015. Mr. Puype, who has an exceptional record for medication compliance, professed no knowledge of how the elevated reading came to be. He said that he does not train on the medication and that all of his horses are treated by his attending veterinarian. His record made him eligible for a warning.

11/22/15<sup>5</sup>

**STEWARDS' INQUIRY – NO CHANGE**

The inquiry sign was posted after the first race to review an incident at the start involving the winner, #5 Sunday Rules(M. Smith), the fourth place horse, #4 My Year is a Day(R. Bejarano), and the second place horse, #3 Velvet Mesquite(K. Desormeaux). After speaking with the riders involved, taking into account reports from the Patrol Judges and reviewing video of the start the Stewards unanimously voted to take no action with respect to the incident. Video shows that while the winner did break in rather sharply, she also broke quickly, clearing the horse to her inside (#4). Jockey Desormeaux did steady momentarily, but we felt that he was not cost the opportunity for a better placing.

11/22/15<sup>6</sup>

**VOIDED CLAIM**

A claim deposited in the second race by trainer Steve Knapp for #7 Justification was voided as Official Veterinarian Barrie Grant reported that the horse was off in the right foreleg during its time in the detention barn. The horse was returned to the barn of trainer Ricky Agaire.

11/22/15<sup>7</sup>

**STEWARDS' INQUIRY INTO START – HORSE DECLARED STARTER**

The Stewards posted the inquiry sign after the sixth race to review the actions of #8 West Coast Storm, with jockey Ty Kennedy aboard as the horse broke several lengths behind the field. After speaking with Starter Jay Slender, jockey Kennedy who said the horse was not impeded by the assistant starter, and reviewing video of the start, the Stewards unanimously voted to declare the horse a "starter". The horse went backwards in the starting stall when the field was dispatched, and the Stewards felt that the horse alone was responsible for the problem. It had also broken slowly in its previous start.

11/22/15<sup>8</sup>

**REFUND**

A refund was ordered in the ninth race as #9 Amber Louise unseated jockey Martin Pedroza and ran off. The resulting refund amounted to \$15,468.65

11/22/15<sup>9</sup>

**DAILY ATTENDANCE & HANDLE**

On track	5,070	\$703,826.70
Off Track	6,850	\$3,651,149.00
Out –of-State	N/A	\$5,435,447.80
Total	11,920	\$9,790,423.50

**THURSDAY**

11/26/15<sup>1</sup>

**A. M. DECLARATIONS**

6<sup>th</sup> race #8 Forthenineteen(Vet-injured) Refund of \$798.80  
7<sup>th</sup> race #15 Flamboyant(Also eligible)  
#16 Bird E House(Also eligible) Refund of \$1,265.40  
8<sup>th</sup> race # 9 Ski Utah(Vet-injured) see entry of 11-26-15<sup>5</sup>

11/26/15<sup>2</sup>

**RIDER EXCUSED**

Corey Nakatani was excused from his mounts this Thanksgiving Day due to illness. Replacement riders were named.

11/26/15<sup>3</sup>

**VIDEO REVIEW**

Mike Smith was in the office this morning to review an incident from this past Sunday which resulted in a Stewards' inquiry.(Ref. 11-22-15-5) Mr. Smith explained that the horse made a quick left turn just after the start and he corrected as soon as he could. Video review verified his comments and no penalty was issued.

11/26/15<sup>4</sup>

**RULING DFTD #017**

Jockey RAFAEL BEJARANO, having withdrawn his appeal of ruling DMTD #074 issued at Del Mar Thoroughbred Club on August 30, 2015, is suspended for THREE (3) racing days (December 4, 5 and 6, 2015). All other terms of the original ruling shall remain in effect.

Pursuant to California Horse Racing Board rule #1766 (Designated Races), the term of suspension shall not prohibit participation in designated races.

This ruling was issued as documentation was received to the effect that he was dropping his appeal of a set of days issued at the Summer Del Mar meeting.

11/26/15<sup>5</sup>

**REFUND**

A refund was ordered in the eighth race as #7 Discreetlyhumorme failed to warm up to the satisfaction of Racing Veterinarian Stead and was declared on his recommendation. The refund totaled \$82,010.39.

11/26/15<sup>6</sup>

**DAILY ATTENDANCE & HANDLE**

On track	4,140	\$483,868.60
Off Track	4,827	\$2,435,560.00
Out –of-State	N/A	\$3,775,427.79
Total	8,967	\$6,694,856.39

**FRIDAY**

11/27/15<sup>1</sup>

**A. M. DECLARATIONS**

3<sup>rd</sup> race #5 Mackenzies Moment(Vet-sick)  
#7 Katy's Plum(Vet-sick) Refund of \$1,652.60  
4<sup>th</sup> race #1 Hundi(Vet-sick) Refund of \$954.80  
5<sup>th</sup> race #7 Flexible Ethics(Vet-injured) Refund of \$1,516.20  
9<sup>th</sup> race #8 Riddle Me(Vet-sick)  
#9 Knightwithputnam(Vet-injured) Refund of \$3,586.10

11/27/15<sup>2</sup>

**RULING DFTD #018**

Jockey KENT DESORMEAUX 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 – first offense in the last sixty days; last offense September 7, 2015), during the fifth race at Del Mar Thoroughbred Club on November 26, 2015.

This ruling was issued after Mr. Desormeaux did not appear to contest the violation.

11/27/15<sup>3</sup>

**CLAIM VOIDED**

A claim deposited in the third race by trainer Brian Koriner for #4 Secret Chords was voided as Official Veterinarian Barrie Grant reported that the horse was unsound in the left foreleg while in the detention barn. The horse went back to the barn of trainer Eddie Truman.

11/27/15<sup>4</sup>

**RIDER CHANGE**

A late change of riders was announced in the ninth race as jockey Jose Verenzuela, scheduled to ride #5 Pirate Flag, was stuck in traffic on the 5 freeway and could not fulfill his engagement. The horse ultimately finished third.

11/27/15<sup>5</sup>

**DAILY ATTENDANCE & HANDLE**

On track	5,541	\$825,835.10
Off Track	5,902	\$3,166,452.10
Out –of-State	N/A	\$5,566,230.68
Total	11,443	\$9,558,517.88

**SATURDAY**

11/28/15<sup>1</sup>

**A. M. DECLARATIONS**

2<sup>nd</sup> race #1 Alex Rossi(Vet-sick) Refund of \$2,142.98  
3<sup>rd</sup> race #13 Tristan's Trilogy(Also eligible)  
#14 Strong Values(Also eligible) Refund of \$1,373.32

4<sup>th</sup> race #1 Ricochet Red(Vet-sick)  
#4 Woodie B Awesome(Starter)  
#5 Eddie Haskell(Vet-injured) see 11-18-15-4

5<sup>th</sup> race #2 Coppa(Stakes) Refund of \$1,101.24

6<sup>th</sup> race #3 City State(Vet-injured) Refund of \$ 584.34

7<sup>th</sup> race #3 Vigilante(Stakes) Refund of \$1,107.76

8<sup>th</sup> race #1 Cat Burglar(Stakes)  
#6 Yahilwa(Stakes) Refund of \$1,924.74

9<sup>th</sup> race #14 Rockinatten(Also eligible) Refund of \$549.94

11/28/15<sup>2</sup>

**RIDER EXCUSED**

Jockey Santiago Gonzalez was excused from his mounts this afternoon due to illness. His agent, Craig Stephen, called and said that he was with his rider in the emergency room. Replacement riders were named.

11/28/15<sup>3</sup>

**RULING DFTD # 019**

Exercise rider TOMAS URBINA is fined THREE HUNDRED DOLLARS (\$300.00)\* for violation of California Horse Racing Board rule #1874(3) (Disorderly Conduct – behavior that impedes others from performing their duties; failure to comply with orders from the horse ambulance attendant) .

The foregoing ruling was issued after a discussion of the facts pertaining to the complaint filed against Mr. Urbina by the Board. At the time the original hearing went forward, one eyewitness was not present and therefore the hearing was continued. (Ref 11-20-15<sup>3</sup>) It was decided to finalize the case as that witness is still not available and two witnesses have identified Mr. Urbina as the culprit.

11/28/15<sup>4</sup>

**REFUND**

A refund was ordered in the fourth race as #3 Elkhorn Crown unseated the rider shortly after stepping onto the track and ran off. This scratched the field to four horses and prompted the cancellation of “Show” wagering. The refund amounted to \$18,377.57.

11/28/15<sup>5</sup>

**DAILY ATTENDANCE & HANDLE**

On track	15,890	\$1,258,599.90
Off Track	7,467	\$4,036,616.40
Out –of-State	N/A	\$6,562,345.80
Total	23,357	\$11,857,562.10

**SUNDAY**

11/29/15<sup>1</sup>

**REFUND**

A refund was ordered in the second race as we learned that #5 Grazenette had twisted the racing plate on its left foreleg while warming up. Rather than bring the horse back to the Receiving Barn to have the shoe repaired and perhaps compromising the remainder of the field, we opted to declare the horse. Also taken into account was the time factor, as there is not much daylight to play with at this time of year. The refund amounted to \$17,769.04

11/29/15<sup>2</sup>

**INQUIRY INTO START - HORSE REFUSED TO BREAK**

The inquiry sign was posted after the second race as the Stewards looked into the start of #7 Artistic Charm. After speaking with Starter Jay Slender, taking into account reports from the Patrol Judges and reviewing video of the break, the Stewards unanimously voted to declare the horse a “starter”. Angles showed that the horse simply refused to move and had to be led from the gate by the assistant starter. A claim for the horse was deemed valid.

11/29/15<sup>3</sup>

**INQUIRY NO CHANGE SEVENTH RACE (1 MILE TURF)**

Following the running of the race the inquiry sign was posted to review an incident near the three eighths marker. Involved were #2 Bistrya (E. Maldonado 2nd ) and #9 Washington Road (F. Perez 10th). After a review of the videos, conversation with the Patrol Judges and both jockeys the original

order of finish was made official. It was a unanimous decision that #2 stumbled on his own and #9 was clear when crossing over into the turn.

11/29/15<sup>4</sup>

**REFUNDS**

- 2<sup>nd</sup> Race - \$17,769.04
- 3<sup>rd</sup> Race - \$30.70
- 4<sup>th</sup> Race - \$466.46
- 5<sup>th</sup> Race - \$203.70
- 6<sup>th</sup> Race - \$8.00
- 7<sup>th</sup> Race - \$56.60
- 8<sup>th</sup> Race - \$440.77

11/29/15<sup>5</sup>

**DAILY ATTENDANCE & HANDLE**

On track	5,082	\$865,271.50
Off Track	7,242	\$3,790,009.90
Out –of-State	N/A	\$6,365,890.29
Total	12,324	\$11,021,171.69

**ATTENDANCE REPORT** – The full Board of Stewards was in session each day during this reporting period for both morning business and the afternoon racing program.

**VETERINARIAN REPORT – WEEK OF 11-16-15 to 11-22-15**

- Horses on Vet List 10
- Horses off Vet List 24
- Shock Wave Therapy 22
- Deceased 1

**SUMMARY**

	Sun 11/22	Thurs 11/26	Fri 11/27	Sat 11/28	Sun 11/29	Week	Meet
Accidents	0	0	0	0	0	0	1
Cal-Bred Races	1	3	1	2	1	8	30
Claims	2	2	6	2	3	15	62
Disqualifications	0	0	0	0	0	0	0
Inquiries	2	0	0	0	2	4	12
Refunds	4	3	4	8	1	20	80
Rulings	0	1	1	1	0	3	19
Voided Claims	1	0	1	0	0	2	11

Respectfully submitted,

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Tom Ward , Steward

\_\_\_\_\_  
Kim Sawyer, Steward

\_\_\_\_\_  
C. Scott Chaney Steward

\_\_\_\_\_  
David Nuesch, Safety Steward