



**REPORT OF THE BOARD OF STEWARDS**

**DEL MAR SUMMER 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  
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JACQUELINE WAGNER, ASSISTANT EXECUTIVE DIRECTOR  
ROBERT B. MILLER, CHIEF COUNSEL CHRB  
DARREL MCHARGUE, CHIEF STEWARD

\* \* \* \* \*

**WEEK 8 – Tuesday, August 30, 2016 through Monday, September 5, 2016.**

**TUESDAY**

08/30/16<sup>1</sup>

**SCRATCHES AND CHANGES**

Steward Scott Chaney was present to oversee scratches and changes for tomorrow's card.

**WEDNESDAY**

08/31/16<sup>1</sup>

**FILM REVIEW**

Jockey MARTIN PEDROZA came to the office to review his whip use during the second race on Sunday. After reviewing the video we determined that Mr. Pedroza had given his mount the two strides we require for the opportunity to respond. Therefore, no penalty was appropriate.

08/31/16<sup>2</sup>

**DUNCAN WITHDRAWAL**

Trainer Mike Pender withdrew his complaint (case number 16SA0181) against owner Michael Scott Duncan when the parties negotiated a settlement. The case alleged an unpaid training bill.

08/31/16<sup>3</sup>

**CERIN RULING**

After considering the evidence presented in the hearing last week regarding the complaint against trainer VLADIMIR CERIN we issued the following ruling (Steward Chaney voted for a \$1,000.00 fine):

**DMTD Ruling #084**

Owner/Trainer VLADIMIR CERIN, who started the horse NINE POINT NINE who finished first in the sixth race at Santa Anita Race Track on June 19, 2016 and started the horse ROMAN TIZZY who finished first in the sixth race at Santa Anita Race Track on July 3, 2016 is fined ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500.00) pursuant to California Horse Racing Board Rule #1887 (Trainer to Insure Condition of Horse) and for two (2) separate violations of California Horse Racing Board rule #1844 (Authorized Medication – NINE POINT NINE – Methylprednisolone – 435 pg/ml and ROMAN TIZZY – Methylprednisolone 346 pg/ml).

08/31/16<sup>4</sup>

**NICHOLS RULING**

After considering the evidence presented in the complaint filed by trainer Nicolas Acuna against owner Samuel Nichols, we issued the following ruling:

**DMTD Ruling #085**

Acting upon an Order of Remand (Case No. SAC16-0029) from the California Horse Racing Board (Rick Baedeker – Executive Director) and a record and transcript of hearing having now been made following a formal hearing held at Del Mar Race Track on August 19, 2016, it is ordered that Owner/Trainer SAMUEL NICHOLS pay Trainer Nicholas Acuna the full amount of \$1,200.00 by September 15, 2016 for violation of California Horse Racing Board rule #1876 (Financial Responsibility – horse sale). Failure to do so will result in the immediate suspension of all licenses held by SAMUEL NICHOLS.

08/31/16<sup>5</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

- 1<sup>st</sup> Race No changes
- 2<sup>nd</sup> Race #2 Airfoil – Late Stewards’ scratch, compromised shoe  
#1 Basmati – Claimed – M. Pender, trainer  
#3 Madelyn’s Wild Max – Claimed – M. Glatt, trainer  
#4 Dadtaughtmewell – Claimed – C. Hartman, trainer  
#6 Justonemorething – Claimed – V. Fernandez, trainer  
#6 Justonemorething – Claim **VOIDED** – returns to M. Saldana, trainer  
Refund \$84,349.13
- 3<sup>rd</sup> Race No changes; Refund \$240.00
- 4<sup>th</sup> Race No changes; Refund \$186.00
- 5<sup>th</sup> Race #11 Spidermania – Stewards’ scratch, also eligible  
#12 Amodei -- Stewards’ scratch, also eligible  
#13 Q.T.’s Tribute -- Stewards’ scratch, also eligible  
#14 If Ur Not Early -- Stewards’ scratch, also eligible  
Refund \$1,297.20
- 6<sup>th</sup> Race #6 Calculator – Veterinarian scratch, unsound – Dr. Grant  
#10 Acceptance – Stewards’ scratch, also eligible  
#11 Chips All In -- Stewards’ scratch, also eligible  
#12 Bottle Rocket -- Stewards’ scratch, also eligible  
#13 Pay the Fine -- Stewards’ scratch, also eligible  
Refund \$5,606.33
- 7<sup>th</sup> Race #7 West Mid – Veterinarian scratch, sick – Dr. Farmer  
Refund \$727.75
- 8<sup>th</sup> Race #11 Q’ Viva – Veterinarian scratch, unsound – Dr. Grant  
#4 Senza Fina – Claimed – M. Valenzuela, trainer  
Refund \$1,147.30

08/31/16<sup>6</sup>

**DAILY ATTENDANCE & HANDLE**

On track	6,208	\$881,931.10
Off Track	3,419	\$1,718,687.10
Out –of-State	N/A	\$4,739,411.31
Total	9,627	\$7,340,029.51

**THURSDAY**

09/01/16<sup>1</sup>

**FILM REVIEW**

Jockey JAMES THERIOT came to the office to review two races: (1) the seventh race from Saturday and (2) the sixth race yesterday. In the first race, we reviewed Mr. Theriot’s whip usage in the stretch. He struck his horse four times in succession in early stretch and then later struck his horse four more times in succession (without a sufficient pause after the first two). He acknowledged both errors and simply explained that he is having some trouble adjusting to the rule, as he is new to California. We explained that most of the colony has had over a year to adjust and that it will get easier with time and experience. Mr. Theriot had one whip violation approximately 56 days ago. We considered this the second and third violation in the last sixty days and fined him for that third violation in the following ruling:

DMTD Ruling #086

Jockey JAMIE THERIOT is fined THREE HUNDRED DOLLARS (\$300.00)\* 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 – third offense in the last sixty days), during the seventh race at Del Mar Race Track on August 27, 2016.

09/01/16<sup>2</sup>

GUZMAN/RAMOS HEARING

Case numbers 16DM067 and 16DM066 were scheduled today. These complaints involved a and altercation between exercise rider ALFREDO RAMOS and apprentice jockey JIMMY GUZMAN and marijuana positives discovered in a drug test administered because of the fight. Mr. Ramos failed to appear and will be suspended tomorrow. Mr. Guzman did appear and explained that the two had a turbulent history but that it had settled down before the recent fight. He also explained that Ramos was the aggressor and he merely tried to extricate himself. This was confirmed by the CHRB Investigator and his report. Mr. Guzman did say that he had smoked marijuana a few days ago in an attempt to explain the positive. He does not possess a medical card for that drug/medication. We issued the following ruling with respect to Guzman:

DMTD Ruling #087

Apprentice Jockey JIMMY GUZMAN is fined ONE HUNDRED DOLLARS (\$100.00)\* for violation of California Horse Racing Board rule #1874 (Disorderly Conduct – Tested Positive for Marijuana). Furthermore JIMMY GUZMAN is placed on probation for the term of his license and ordered to sign an 'Agreement to Test' form (CHRB – 238) with the California Horse Racing Board.

09/01/16<sup>3</sup>

AGUIRRE WITHDRAWAL

Angel's Feed company withdrew its complaint against trainer PAUL AGUIRRE (case number 16DM006 alleging an unpaid feed and bedding bill) when Mr. Aguirre paid the alleged debt in full.

09/01/16<sup>4</sup>

HOFMANS HEARING

We held a formal hearing into case number 16SA0177 today which was a complaint filed by the CHRB against trainer DAVID HOFMANS alleging phenylbutazone overage (2.87 ug/ml) discovered in the post race sample of "Melatonin" who won the ninth race at Santa Anita on June 25, 2016. Mr. Hofmans trained "Melatonin" for that race. The CHRB presented documentary evidence and Mr. Hofmans explained that he did not have a solid explanation for the overage but surmised that the horse may have been accidentally given additional bute the night before the race. Given the amount and Mr. Hofman's very good record, he was eligible for and received a warning.

09/01/16<sup>5</sup>

INQUIRY/NO CHANGE

Following the running of the seventh race, we posted the inquiry to examine an incident involving the winner #8 Tiz a Kiss (K. Desormeaux) and fifth place finisher #2 Cast in Silver (F. Prat). Video showed that the two horses came together at the quarter pole making significant contact. After speaking with the patrol judges and riders involved, we unanimously voted to make no change to the original order of finish. We believed that both horses contributed to the contact and therefore no change was appropriate.

09/01/16<sup>6</sup>

DECLARATIONS, CHANGES AND REFUNDS

1 <sup>st</sup> Race	#7 Basie Boots – Veterinarian scratch, sick – Dr. Farmer Refund \$1,699.05
2 <sup>nd</sup> Race	#2 Victory Call – Veterinarian scratch, sick – Dr. Stead #4 Souper Knight – Claimed – O. Garcia, trainer #7 Five Palms – Claimed – S. Knapp, trainer Refund \$644.05
3 <sup>rd</sup> Race	#9 Quorum of Joy – Stewards' scratch, also eligible #10 Overcomer -- Stewards' scratch, also eligible #12 K Thirty Eight -- Stewards' scratch, also eligible #13 Back to Bako -- Stewards' scratch, also eligible #14 Luckarack -- Stewards' scratch, also eligible Refund \$1,893.56
4 <sup>th</sup> Race	#9 Lisa Largo – Veterinarian scratch, sick – Dr. Farmer #1 Back Beauty – Claimed – D. O'Neill, trainer

#8 Del Cielo – Claimed – A. Kitchingman, trainer  
Refund \$743.82

5<sup>th</sup> Race #4 Evicted – Veterinarian scratch – injured – Dr. Grant  
#12 Cause I’m Bad -- Stewards’ scratch, also eligible  
#13 Hunting You -- Stewards’ scratch, also eligible  
#14 Monterey Shale -- Stewards’ scratch, also eligible  
Refund \$1,153.47

6<sup>th</sup> Race #3 Candy’s Mousse – Veterinarian scratch, unsound – Dr. Grant  
Refund \$1,700.24

7<sup>th</sup> Race No changes; Refund \$45.00

8<sup>th</sup> Race #8 Vigorously Juan – Veterinarian scratch, sick – Dr. Grant  
#12 Evolve -- Stewards’ scratch, also eligible  
#2 Toy’s Party – Late veterinarian scratch, injured – Dr. Stead  
#10 Kenzou’s Rhythm – Claimed – P. D’Amato, trainer  
Refund \$139,884.15

09/01/16<sup>7</sup>

**DAILY ATTENDANCE & HANDLE**

On track	5,484	\$894,640.70
Off Track	4,291	\$2,200,238.10
Out –of-State	N/A	\$4,956,183.48
Total	9,775	\$8,051,062.28

**FRIDAY**

09/02/16<sup>1</sup>

**FILM REVIEW**

Jockey KENT DESORMEAUX came to the office to review his ride in the seventh race yesterday after which we held an inquiry. We believed that both horses contributed to the contact and therefore issued Mr. Desormeaux a warning.

09/02/16<sup>2</sup>

**CERIN HEARING**

Trainer VLADIMIR CERIN came to the office pursuant to a security notice. This morning, Risk Management personnel Jeremiah Mendoza asked Vladmir Cerin to comply with the posted placards and not take his dog on the backside track viewing stands. Mr. Cerin initially said he would comply but then took his dog onto the stand anyway. Mr. Cerin contended that Mr. Mendoza did not identify himself and that the posted signs did not note who had promulgated the rule. The majority voted for the following ruling (Steward Chaney believed a \$100 fine was appropriate because of the insubordination):

**DMTD Ruling #101**

Trainer VLADIMIR CERIN is fined FIFTY DOLLARS (\$50.00)\* pursuant to California Horse Racing Board Rule #1530 (Cases Not Covered by Rules and Regulations – dog in observation stand despite warning).

09/02/16<sup>3</sup>

**STABLE AREA VIOLATIONS**

The following rulings were memorializations of stable area violations issued by backside security:

**DMTD Rulings #88 - #98**

- #088 Valet AGUSTIN LARA is fined TWENTY DOLLARS (\$20.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).
- #089 Exercise Rider JORGE ALVAREZ is fined THIRTY DOLLARS (\$30.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).
- #090 Jockey ELMER CEDENO is fined TWENTY DOLLARS (\$20.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations –parking).
- #091 Groom FERNANDO ARREOLA is fined TWENTY DOLLARS (\$20.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).
- #092 Pony Rider TOMAS URDINA is fined TWENTY DOLLARS (\$20.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

- #093 Groom ELSA JIMENEZ is fined TWENTY FIVE DOLLARS (\$25.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).
- #094 Jockey ADALBERTO LOPEZ is fined TWENTY FIVE DOLLARS (\$25.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).
- #095 Exercise Rider ANTONIO GUTIERREZ is fined TWENTY DOLLARS (\$20.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).
- 0#96 Exercise Rider DENIS ROJAS is fined TWENTY DOLLARS (\$20.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).
- #097 Exercise Rider COREY BLACK is fined FORTY DOLLARS (\$40.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).
- #098 Exercise Rider ANTONIO ROMERO is fined TWENTY FIVE DOLLARS (\$25.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

09/02/16<sup>4</sup>

**RAMOS RULING**

As described in yesterday’s minutes, we issued the following ruling today:

**DMTD Ruling #099**

Exercise Rider ALFREDO CASTRO RAMOS, having failed to respond to a complaint alleging violation of California Horse Racing Board Rule #1874 (Disorderly Conduct), Rule #1489 (Grounds for Denial or Refusal of License) and Rule #1889 (Entry to Area Assigned to Trainer) is suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear). During the term of suspension, all licenses and license privileges of ALFREDO CASTRO RAMOS are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend and Fine) ALFREDO CASTRO RAMOS is denied access to all premises in this jurisdiction.

09/02/16<sup>5</sup>

**SHIMMON/FOG CITY RULING**

We issued the following ruling after receiving confirmation from KC Horse Transport that the alleged debt owed by DAVID SHIMMON (dba Fog City Stables) was paid in full:

**DMTD Ruling #100**

Owner DAVID SHIMMON (DBA FOG CITY STABLES) having now complied with the provisions of California Horse Racing Board Rule #1876 (Financial Responsibility – KC Horse Transport - \$1,231.99) is restored to good standing. DMTD Ruling #069 issued at Del Mar on August 20, 2016 is set aside.

09/02/16<sup>6</sup>

**JOCKEYS’ OBJECTION/NO CHANGE**

Following the running of the sixth race, jockey Edwin Maldonado, who rode second place finisher #9 Sausalito Sunset, claimed foul against the winner #3 Start to Finish for interference in the stretch. The objection was quickly and unanimously dismissed when video revealed that Mr. Maldonado’s mount to be the interferer.

09/02/16<sup>7</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

- 1<sup>st</sup> Race #2 Cyclone Betty – Veterinarian scratch, injured – Dr. Stead  
Refund \$342.30
- 2<sup>nd</sup> Race No changes; Refund \$62.00
- 3<sup>rd</sup> Race #7 Barton Lodge (IRE) – Veterinarian scratch, sick – Dr. Grant  
#4 Beaumarchais – Claimed – D. Blacker, trainer  
Refund \$596.70
- 4<sup>th</sup> Race #1 Malibu Dancer – Claimed – P. Miller, trainer  
#4 Blue Navy Blue – Claimed -- M. Machowsky, trainer  
#11 Trump Diesel – Claimed – R. Agarie, trainer  
#4 Blue Navy Blue – Claim **VOIDED** – returns to M. Machowsky, trainer  
#4 Blue Navy Blue – pulled up, vanned off, left front, dirt  
Refund \$98.60
- 5<sup>th</sup> Race #12 Backstreet Lisa – Stewards’s scratch, also eligible  
#13 Kyankes – Stewards’ scratch, also eligible  
#2 Shysheisnot – Claimed – P. Miller, trainer  
Refund \$733.05

6<sup>th</sup> Race No changes; Refund \$222.52  
 7<sup>th</sup> Race #4 Cindy's Secret – Veterinarian scratch, injured – Dr. Farmer  
 #7 Crowley's Law (GB) – Veterinarian scratch, sick – Dr. Grant  
 Refund \$2,435.10  
 8<sup>th</sup> Race #11 Golden Reward – Stewards' scratch, also eligible  
 #12 Nicos Way -- Stewards' scratch, also eligible  
 #13 Supreme Giant -- Stewards' scratch, also eligible  
 #3 Vending Machine – Claimed – P. Miller, trainer  
 #4 Nicky Numbers – Claimed – J. Sadler, trainer  
 Refund \$935.30

09/02/16<sup>8</sup>

**DAILY ATTENDANCE & HANDLE**

On track	8,987	\$1,158,504.30
Off Track	5,188	\$2,997,989.50
Out –of-State	N/A	\$6,746,740.28
Total	14,175	\$10,903,234.08

**SATURDAY**

09/03/16<sup>1</sup>

**APPEAL HEARINGS**

This Board of Stewards divided duties this morning while taking turns imparting expert testimony at the appeal hearings of jockeys Stewart Elliott and Santiago Gonzalez, who were appealing suspensions for careless riding.

09/03/16<sup>2</sup>

**INQUIRY/NO CHANGE**

Following the running of the fourth race, we posted the inquiry sign to examine the circumstances under which jockey Alonso Quinonez's mount stumbled badly and was nearly unseated shortly after leaving the gate. After analyzing the video, it became clear that several horses contributed to the confusion at the start and therefore we unanimously voted to make no change to the original of finish.

09/03/16<sup>3</sup>

**OBJECTION/DISQUALIFICATION**

Following the running of the fifth race, we posted the inquiry sign to examine an incident during the backstretch run involving fifth place finisher #7 Jilly (R. Bejarano) and sixth place #6 Majestic Quality (V. Espinoza). Video tape showed that #7 was somewhat difficult to handle and shied away from the outside horses, and interfering with #6 to his inside causing that horse to steady sharply. After speaking with the patrol judges and riders involved, we unanimously voted to disqualify #7 and place him sixth.

Original order of finish: 1-4-2-10-(7)-6-8-5-11

Corrected order of finish: 1-4-2-10-6-(7)-8-5-11

09/03/16<sup>4</sup>

**INQUIRY/DISQUALIFICATION**

Following the running of the tenth race, we posted the inquiry sign to examine the stretch run of the second place finisher #6 Tribal Fighter (R. Bejarano). Video revealed that Mr. Bejarano's mount continually drifted out throughout the stretch run, interfering with #3 It's The Ice (GB) who steadied and #12 Mittersill (IRE), with whom he made contact. After speaking with the patrol judges and riders involved, we unanimously voted to disqualify #6 and place him sixth.

Original order of finish: 10-(6)-12-1-7-3-2-8-4-11-13-5

Corrected order of finish: 10-12-1-7-3-(6)-2-8-4-11-13-5

09/03/16<sup>5</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> Race #4 Starr of Quality – Veterinarian scratch, sick – Dr. Stead  
 Refund \$785.90  
 2<sup>nd</sup> Race No changes; Refund \$178.00  
 3<sup>rd</sup> Race #1 Indygo Holiday – Veterinarian scratch, sick – Dr. Stead  
 #8 Teniente Coronel – Stewards' scratch, medication  
 #3 Gunslinger – Claimed – M. Glatt, trainer

#6 Tribal Jewel – Claimed – B. Spawr, trainer  
Refund \$1,631.30

4<sup>th</sup> Race #12 Bako Sweets – Stewards’ scratch, also eligible  
#13 Trust Ur Intuition – Stewards’ scratch, also eligible  
Refund \$725.52

5<sup>th</sup> Race #3 Miss Affare d’Oro – Veterinarian scratch, sick – Dr. Grant  
#12 Honor Maker – Stewards’ scratch, also eligible  
Refund \$540.00

6<sup>th</sup> Race #11 Earnhardt – Stewards’ scratch, stake  
Refund \$478.60

7<sup>th</sup> Race No changes; Refund \$205.20

8<sup>th</sup> Race #11 Bourque – Stewards’ scratch, also eligible  
#13 Sergio – Stewards’ scratch, also eligible  
#14 Mizzen Me – Stewards’ scratch, also eligible  
Refund \$1,151.52

9<sup>th</sup> Race No changes; Refund \$52.00

10<sup>th</sup> Race #14 Materialistic – Stewards’ scratch, also eligible  
Refund \$293.56

11<sup>th</sup> Race #13 Hunting You – Stewards’ scratch, also eligible  
#14 Iowa Tiger – Stewards’ scratch, also eligible  
#2 Awesome Image – Claimed – J. Brocklebank, trainer  
#3 Picture Tube – Claimed – D. Shidaker, trainer  
Refund \$178.40

09/03/16<sup>6</sup>

**DAILY ATTENDANCE & HANDLE**

On track	16,872	\$2,105,911.30
Off Track	8,339	\$5,088,551.50
Out –of-State	N/A	\$8,779,354.30
Total	25,211	\$15,973,817.10

**SUNDAY**

09/04/16<sup>1</sup>

**FILM REVIEW**

Jockey RAFAEL BEJARANO came to the office to review his ride in the tenth race yesterday after which his mount was disqualified. He was candid in explaining that his horse was a bit tired and difficult to control but he also felt that he could have made a better effort to keep his mount straight. We agreed and since he drifted out about six paths and interfered with two horses, we issued the following ruling:

**DMTD Ruling #105**

Jockey RAFAEL BEJARANO, who rode TRIBAL FIGHTER in the tenth race at Del Mar Race Track on September 3, 2016, is suspended for THREE (3) racing days (September 10, 11 and 15, 2016) for failure to maintain a straight course and causing interference, resulting in a disqualification from second to sixth place. This constitutes 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 suspension shall not prohibit participation in designated races in California.

Apprentice jockey EDGAR OROZCO came to the office as directed to review his ride in the eighth race yesterday. We felt that he could have made a better effort to keep his mount straight out of the gate and for the first 100 yards of the race. He agreed and pledged to make a better effort in the future. Warning.

Jockey NORBERTO ARROYO JR. came to the office (after the appointed hours) to review his ride in the first race yesterday. Specifically, we believed that he angled down to the inside rail, putting pressure on and interfering with the four horses to his inside who were all head and head. Mr. Arroyo maintained that he stayed on his path. We disagreed and issued the following two rulings:

**DMTD Ruling #104**

Jockey NORBERTO ARROYO JR., who rode ONLINE REQUEST in the first race at Del Mar Race Track on September 3, 2016, is suspended for THREE (3) racing days (September 10, 11 and 15, 2016) for

crossing over without sufficient clearance entering the first turn and causing interference. This constitutes 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 suspension shall not prohibit participation in designated races in California.

**DMTD Ruling #106**

Jockey NORBERTO ARROYO JR. is fined FIFTY DOLLARS (\$50.00)\* for violation of the California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers - late to film review on September 4, 2016).

09/04/16<sup>2</sup>

**BAKIR REINSTATEMENT**

We published the following ruling after receiving evidence that the alleged debt was paid in full:

**DMTD Ruling #103**

Owner BRENDAN BAKIR (DBA TACHYCARDIA STABLES) having now complied with the provisions of California Horse Racing Board Rule #1876 (Financial Responsibility – Equine Sports Medicine - \$1,439.00) is restored to good standing. LAQL Ruling #242 issued at Los Alamitos on September 2, 2016 is set aside.

09/04/16<sup>3</sup>

**HESS RULING**

We issued the following ruling after trainer BOB HESS JR. inadvertently treated a runner he had entered to run yesterday. We also directed the Official Veterinarian to test the horse to verify the presence of the medication:

**DMTD Ruling #102**

Trainer ROBERT HESS JR. is fined FIVE HUNDRED DOLLARS (\$500.00)\* pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration – Treated In-Today Horse) in the third race on September 3, 2016, at Del Mar Race Track.

09/04/16<sup>4</sup>

**CARRILLO REINSTATEMENT**

We published the following ruling after receiving evidence that the alleged debt was paid in full:

**DMTD Ruling #107**

Owner SAUL CARRILLO having now complied with the provisions of California Horse Racing Board Rule #1876 (Financial Responsibility – Veterinarian John Araujo – \$1,041.75) is restored to good standing. DMTD Ruling #073 issued at Del Mar Race Track on August 24, 2016 is set aside.

09/04/16<sup>5</sup>

**INQUIRY/NON STARTER**

Following the running of ninth race, we posted the inquiry sign to examine the start of #7 Papa Papa Papa. That horse left the starting gate slowly. The Starter reported the horse stepped back as the gates opened. Video revealed that the assistant starter had one hand on the rein, one hand on the horses' ear and that same ear in the assistant starters' mouth. When the gates opened, the horse stepped back, slammed its head against the side of the gate and the assistant starter was very late in releasing the horse (rein and ear). We also spoke with the rider who affirmed that the horse was difficult in the gate. After reviewing the video, and speaking with the rider and starter, we unanimously voted to declare the horse a non starter. While the horse was somewhat to blame, we felt that there was too much involvement with the assistant starter that prevented the horse from getting a fair start.

09/04/16<sup>6</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1 <sup>st</sup> Race	No changes; Refund \$6.00
2 <sup>nd</sup> Race	No changes; Refund \$35.90
3 <sup>rd</sup> Race	#1 One More Roll – Claimed – A. Mathis, trainer #2 Malibu Mogul – Claimed – T. Yakteen, trainer #3 Eddie's First – Claimed – R. Diodoro, trainer #4 Too Fast to Pass – Claimed – P. Miller, trainer #8 Fair Advantage – Claimed – J. Martin, trainer. Refund \$5.00
4 <sup>th</sup> Race	#8 Really a Gem – Rider change – R. Bejarano for E. Maldonado (injured) Refund \$12.50
5 <sup>th</sup> Race	#2 Truly Penti – Veterinarian scratch, sick – Dr. Stead

#1 Stand by for News – Claimed – K. Desormeaux, trainer  
 #4 Papa’s Maggie – Claimed – J. Brocklebank, trainer  
 #12 Royal Flush – Claimed – A. Sherman, trainer  
 Refund \$602.02  
 6<sup>th</sup> Race #1 Gloryzapper – Rider change – S. Elliott for E. Maldonado  
 Refund \$48.00  
 7<sup>th</sup> Race No changes; Refund \$60.10  
 8<sup>th</sup> Race #6 Curlin Rules – Stewards’ scratch stake  
 #16 Materialistic – Stewards’ scratch, also eligible  
 #3 Mr. Roary – Rider change – B. Blanc for E. Maldonado  
 Refund \$2,153.75  
 9<sup>th</sup> Race No changes; Refund \$527,606.29  
 10<sup>th</sup> Race #6 X S Heat – pulled up, vanned off, left hind, turf  
 Refund \$7.10

09/04/16<sup>7</sup>

**DAILY ATTENDANCE & HANDLE**

On track	23,077	\$1,933,564.50
Off Track	7,736	\$4,320,174.60
Out –of-State	N/A	\$9,096,328.49
Total	30,813	\$15,350,067.59

**MONDAY**

09/05/16<sup>1</sup>

**FILM REVIEW**

Jockey RITO ALMANZA came to the office to discuss his whip use during the stretch run of the first race. He was accompanied by his agent, Mike Burns. We believed that he used his crop five times in succession without giving his mount the chance to respond. He claimed that two of the strikes were very light. While he was correct, we explained that any strike counts in the tally and we therefore issued the following ruling:

**DMTD Ruling #109**

Jockey RITO ALMANZA is fined TWO HUNDRED DOLLARS (\$200.00)\* for violation of the 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 in the last sixty days; last offense on August 3, 2016), during the first race at Del Mar Race Track on September 4, 2016.

09/15/16<sup>2</sup>

**FLORES RULING**

Exercise rider JOSE FLORES was referred to our office by the morning outriders for disobedience. Apparently, his trainer’s instructions didn’t align with the outriders’ instructions; so he chose our office rather than his employer’s office. That choice resulted in the following:

**DMTD Ruling #108**

Exercise Rider JOSE D. FLORES is fined FIFTY DOLLARS (\$50.00)\* for violation of the California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers – Failure to follow instructions of Outrider) on September 4, 2016 at Del Mar Race Track.

09/05/16<sup>3</sup>

**FRANCE HEARING**

Assistant trainer REED FRANCE came to the office as directed to discuss a situation we were made aware of yesterday. He is an assistant for trainer John F. Martin here at Del Mar. Another employee came to the office to complain that she was being harassed by France regarding her paycheck after ending her employment. She shared some text messages that confirmed her claims. While she didn’t want to file a complaint because she wanted to move on, we called Mr. Martin by telephone and called Mr. France into the office this morning to warn him that any further harassment would result in a complaint.

09/05/16<sup>6</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> Race #2 Nextdoorneighbor – Claimed – P. Miller, trainer  
 #10 Alltheleavesrbrown – Claimed – C. Hartman trainer  
 #13 Floating Feather – Claimed - J. Hollendorfer, trainer  
 #13 Floating Feather – Claimed **VOIDED** – returns to M. Pearson, trainer

Refund \$855.00

2<sup>nd</sup> Race #12 Woot Woot – Stewards’ scratch, also eligible  
 #13 Crime Boss – Stewards’ scratch, also eligible  
 #14 French Expense -- Stewards’ scratch, also eligible  
 Refund \$1,866.62

3<sup>rd</sup> Race #4 Cautious Giant – Late veterinarian scratch, unsound on track  
 Refund \$62,868.35

4<sup>th</sup> Race #11 Very Hot – Stewards’ scratch, also eligible  
 #12 Partyinthepaddock – Stewards’ scratch, also eligible  
 Refund \$1,698.83

5<sup>th</sup> Race #1 Chasing Aces – pulled up, vanned off, dirt, euthanized (see attached report)  
 Refund \$52.00

6<sup>th</sup> Race #13 Ral Rue – Stewards’ scratch, also eligible  
 Refund \$584.80

7<sup>th</sup> Race No changes; Refund \$25.00

8<sup>th</sup> Race #3 Red Livy (IRE) – Stewards’ scratch, stake  
 Refund \$841.02

9<sup>th</sup> Race No changes; Refund \$163.00

10<sup>th</sup> Race #13 Royalist – Stewards’ scratch, stake  
 Refund \$1,612.00

09/05/16<sup>7</sup>

**DAILY ATTENDANCE & HANDLE**

On track	9,630	\$1,862,523.10
Off Track	9,072	\$5,392,287.70
Out –of-State	N/A	\$12,171,698.08
Total	18,702	\$19,426,508.88

**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 8/29/16 TO 9/5/16

Horses on Vet List 25  
 Horses off Vet List 14  
 Shock Wave Therapy 25  
 Deceased 1  
 Medication 1

## SUMMARY

	Wed 8/31	Thurs 9/1	Fri 9/2	Sat 9/3	Sun 9/4	Mon 9/5	Week	Meet
Accidents	0	0	0	0	0	0	0	1
Cal-Bred Races	2	2	2	1	2	0	9	58
Claims	4	5	6	4	8	3	30	227
Disqualifications	0	0	0	2	0	0	2	4
Inquiries	0	1	1	3	1	0	6	19
Refunds	7	8	8	11	10	10	54	255
Rulings	2	2	15	0	6	2	27	109
Voided Claims	1	0	0	0	0	0	1	20

Respectfully submitted,

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

\_\_\_\_\_  
Grant Baker, Steward

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

\_\_\_\_\_  
Luis Jauregui, Safety Steward

BOS:CSC:dw