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CALIFORNIA HORSE RACING BOARD



PACIFIC RACING ASSOCIATION

Golden Gate Fields
 Albany, California

Report of the Board of Stewards To the California Horse Racing Board

Honorable Edmund G. Brown Jr., Governor
 Honorable David Israel, Chairman
 Honorable Charles Winner, Vice Chairman
 Honorable Steve Beneto, Member
 Honorable Jesse H. Choper, Member
 Honorable Bo Derek, Member
 Honorable George Krikorian, Member
 Honorable Richard A. Rosenberg, Member
 Jacqueline Wagner, Assistant Executive Director

Report for the period Wednesday, November 27, 2013 through Sunday, December 1, 2013.

Wednesday

11-27-13¹

DARK DAY DUTY

Steward Nevin was in attendance for entries, scratches and morning office hours.

Thursday

11-28-13¹

EARLY DECLARATIONS

3rd race: #5 VICTORIA SHINES (Tr. Quinn Howey) sick
 Examining Veterinarian Sara Sporer REFUND: \$ 339.34
 5th race: #6 CARR CREEK (Tr. Lisa DeZotell) injured
 Examining Veterinarian Sara Sporer REFUND: \$ 436.94
 #9 TONZATROUBLE (Tr. A.L. Diaz) sick
 Examining Veterinarian Sara Sporer REFUND: \$ 627.00

11-28-13²

EICKERMAN RULING (Case #13GG0113)

RULING NO.29

Trainer **GARY EICKERMAN**, having failed to respond to written notice to appear before the Board of Stewards at Golden Gate

Fields on or before November 24, 2013, is hereby suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear) pending an appearance at a hearing before the Board of Stewards to answer charges alleging violation of CHRB rule #1843 (a) & (d) (Medication, Drugs and Other Substances), #1844 (c) (Authorized Medication) and #1887 (Trainer to Insure Condition of Horse).

The above ruling was issued when Eickerman absented himself at a hearing scheduled to address a high Flunixin level in a post race test sample taken from a horse in his care after a race at the Humboldt County Fair in Ferndale on August 18, 2013.

11-28-13³

FILM REVIEW

Jockey Catalino Martinez viewed last Sunday's sixth race where his mount was the subject of a Steward's Inquiry. His horse was not disqualified because the majority (Steward McHargue opposing) felt the interference he caused did not cost the other horse a better placing. The Stewards were unanimous however in determining that Martinez was careless and caused a rival to steady and lose ground. Catalino agreed with our assessment and the following ruling was issued:

RULING NO.30

Jockey **CATALINO MARTINEZ**, who rode **MILK MAN RAY** in the sixth race at Golden Gate Fields on November 24, 2013, is suspended three (3) racing days (December 5, 6 and 7, 2013) for failure to make a proper effort to maintain a straight course in the stretch and causing interference; a violation of California Horse Racing Board rule #1699 (d) & (f) (Riding Rules – careless riding).

Jockey Kyle Frey reviewed the ninth race from last Sunday where he lodged an unsuccessful claim of foul against a rival. The Stewards used the time to explain to Frey why the objection was denied in hopes that he could learn from the incident.

11-28-13⁴

LATE SCRATCH – SIXTH RACE - REFUND

#5 MAN FROM LAGOS, trained by Tim Bellasis, was scratched by the Stewards on the recommendation of Track Veterinarian Sara Sporer, DVM after she reported during the warm up that the horse was off in the hindquarters. On the Vet's List. The refund amounted to \$7,054.25.

11-28-13⁵

LATE SCRATCH – SEVENTH RACE – REFUND

#6 I'M SO COOL, trained by Bob Grudziewski, was scratched by the Stewards after Dr. Sporer determined the horse was tying up on the way to the starting gate. On Vet's List. The refund totaled \$3,875.05.

11-28-13⁶

ATTENDANCE & HANDLE

GGF	1451	\$ 288,734.70
NCOT	1670	\$ 495,912.50
SCOT		\$ 343,697.80
Out of State		<u>\$1,169,069.69</u>
TOTAL		\$2,297,414.69

Friday

11-29-13¹

EARLY DECLARATION

7TH race: #4 ADMINISTER (Tr. Blaine Wright) stakes race
Stewards REFUND: \$ 314.50

11-29-13²

VILLAMAR HEARING (Case #13GG0123)

A formal hearing was conducted for Assistant Trainer Candelario Villamar who was the subject of a complaint filed by California Horse Racing Board Investigator Louis Quezada alleging that Villamar was observed conducting business on the grounds of the San Joaquin County Fairgrounds while under suspension and while being denied privileges of the grounds. The complaint alleged violations of California Horse Racing Board rules #1899 (Offenses Requiring Suspension, #1489 (f)(Grounds for Suspension or Revocation) and #1481 (Occupational Licenses and Fees). It should be noted that Villamar is currently under suspension for violation of CHRB rule #1547 (Failure to Appear) after he failed to be present on November 14, 2013 to address this complaint.

Present at the hearing besides Villamar and Quezada were Owner Christine Chanley and Trainer Roxanne Smith who testified on behalf of Villamar. Christine Niccoli recorded the proceedings.

Testimony was taken and evidence was presented. The stewards took the matter under submission and will render a decision in the near future.

11-29-13³

PROGRAM SCRATCHES – NINTH RACE

Three horses in today's ninth race were scratched by the Stewards when they failed to arrive on the grounds in a timely fashion from their barns at the Pleasanton Fairgrounds. The three horses were:

- #2 MY LAST TYCOON trained by Morris Parker
- #3 PEEKARANDOCNER trained by Elmer January
- #7 DESTINY KNOCKS trained by Elmer January

A stipulation in the Golden Gate Fields condition book states; "All horses must arrive no later than two horses prior to first post. There will be no exceptions."

Traffic problems between Pleasanton and Golden Gate Fields was the reason given for the late arrival of PEEKARANDOCNER and DESTINY KNOCKS. According to reports MY LAST TYCOON never left the barn at Pleasanton.

There were other factors contributing to the declarations by the Stewards which will be looked into by the investigative staff. More to follow.

The refunds on the three horses were:

- #2 MY LAST TYCOON: \$171.88
- #3 PEEKARANDOCNER: \$117.00
- #7 DESTINY KNOCKS: \$350.00

11-29-13⁴

PROBLEM FREE

The afternoon's nine race program was completed in a problem free manner.

11-29-13⁵

ATTENDANCE & HANDLE

GGF	2037	\$ 391,490.60
NCOT	2225	\$ 775,819.50
SCOT		\$ 472,939.10
Out of State		<u>\$1,292,247.00</u>
TOTAL		\$2,932,496.20

Saturday

11-30-13¹

EARLY DECLARATIONS

3rd race: #1 SWISS LAKE (Tr. Jerry Hollendorfer) sick
Examining Veterinarian Diane Isbell REFUND: \$ 410.00
#6 STUNNING DRAMA (Tr. Julio Canani) sick
Examining Veterinarian Diane Isbell REFUND: \$ 126.00

11-30-13²

FILM REVIEW

Jockey Frank Alvarado appeared for Kerwin John who is en route to Puerto Rico. John allowed his mount in yesterday's fifth race to drift in causing Jockey Frank Alvarado to steady just after the start. Alvarado stated the incident was minor and had John waited another jump he would have been clear. A warning was issued.

11-30-13³

FINANCIAL SETTLED (CASE #13GG0148)

A complaint filed by San Francisco Equine against Trainer Dean Greenman alleging \$4797.92 due for veterinary services was resolved when the parties entered into a payment agreement prior to the hearing.

11-30-13⁴

VILLAMAR DECISION (Refer 11/29/13²)

RULING NO.31

Having now appeared and a hearing having been held Pacific Racing Association ruling #23, dated November 15, 2013 suspending Assistant Trainer **CANDELARIO VILLAMAR** for violation of California Horse Racing Board rule #1547 (Failure to Appear) is hereby set aside.

Further, Assistant Trainer CANDELARIO VILLAMAR is hereby suspended thirty (30) days November 30, 2013 through December 29, 2013 for participating in a race meeting while under suspension; a violation of CHRB rule #1481 (Occupational Licenses and Fees – Second Offense).

The above ruling was released following Friday's formal hearing. Villamar chose to ignore the terms of his suspension with respect to his exclusion from the grounds of any racetrack. Since this was the second time Villamar has done so, the Stewards felt the penalty imposed was appropriate.

11-30-13⁵ **SHERMAN RULING**

RULING NO.32

Trainer **STEVE SHERMAN** is fined the sum of one hundred dollars (\$100.00)* for reporting late to the Receiving Barn with his horse KATAVINA which raced in the fifth race on November 29, 2013 at Golden Gate Fields; a violation of California Horse Racing Board rule: 1852 (Reporting to the Receiving barn).

The above ruling was issued after the Stewards contacted Sherman and he accepted responsibility for his horse's late arrival to the receiving barn.

11-30-13⁶ **LATE SCRATCH – SECOND RACE – REFUND**

#7 RUN GEOCAS RUN, trained by Silverio Martinez, was scratched on the recommendation of Track Veterinarian Sara Sporer when she determined that the colt was off on the right foreleg during the warm up. On Vet's List. The refund came to \$1,116.34.

11-30-13⁷ **STEWARDS INQUIRY – SIXTH RACE – DISQUALIFICATION**

The Stewards illuminated the Inquiry sign to evaluate an incident at the 1/16 involving the place horse, #9 TIME TO GLOW, ridden by Alejandro Gomez, and the show horse, #8 KINGSBURY, with Leslie Mawing in the saddle. After a thorough review the Stewards disqualified TIME TO GLOW from second and placed him third behind KINGSBURY for causing interference.

Tapes showed that TIME TO GLOW drifted out in late stretch, bumped and impeded KINGSBURY which, in the Stewards unanimous opinion, cost KINGSBURY the opportunity at a better placing. Gomez will review the tapes of the race with the Stewards in the morning.

Original Order of Finish: 10 - (9) – 8 – 5

Official Order of Finish: 10 – 8 – (9) - 5

11-30-13⁸ **STEWARDS INQUIRY – SEVENTH RACE – NO CHANGE**

The Stewards posted the inquiry sign with respect to the start of #4 TOP OF THE WORLD, trained by Steve Sherman and ridden by Frank Alvarado. Tapes showed that TOP OF THE WORLD broke with the field and then did an immediate left turn which unseated Alvarado. The horse proceeded to the inside rail and waited to be captured. Neither horse nor rider suffered any ill effects from the incident. Since the stall doors opened properly TOP OF THE WORLD was deemed a starter.

This was the colt's third start and this was the second time he had wheeled leaving the starting gate and unseated the jockey. As a result of his penchant for this unacceptable behavior the horse has been barred from further participation.

11-30-13⁹ **LATE SCRATCH – NINTH RACE - REFUND**

#8 SUGGEST THE GOLD, trained by Arnold Torres, was scratched by the Stewards as the field neared the starting gate when Dr. Sporer

advised the horse was off on the right front. On Vet's List. The refund amounted to \$2,496.80.

11-30-13¹⁰

ATTENDANCE & HANDLE

GGF	1607	\$ 397,045.50
NCOT	2727	\$ 1,015,900.60
SCOT		\$ 475,173.90
Out of State		\$1,093,605.80
TOTAL		\$2,981,725.80

Sunday

12-1-13¹

EARLY DECLARATIONS

3 rd race: #6 ROME	(Tr. Greg James)	sick
Examining Veterinarian Diane Isbell	REFUND: \$	176.10
5 th race: #8 OH MY GODDESS	(Tr. Roxanne Smith)	re-enter
Stewards	REFUND: \$	209.10
7 th race: #3 TEN EVEN	(Tr. Rod Cone)	injured
Examining Veterinarian Diane Isbell	REFUND: \$	847.90
#9 MISS CONCEPTION	(Tr. Sergio Ledezma)	injured
Examining Veterinarian Diane Isbell	REFUND: \$	95.00
8 th race: #5 NARC	(Tr. J. Eric Kruljac)	sick
Examining Veterinarian Diane Isbell	REFUND: \$	101.60
9 th race: #4 TESTIFY UNDER OATH	(Tr. Jerry Hollendorfer)	sick
Examining Veterinarian Diane Isbell	REFUND: \$	924.20

12-1-13²

GREINER DECISIONS (Refer 11-23-13³)

Ruling 33

Trainer **GARY D. GREINER**, who started the horse **THERE GOES KEVIN**, fourth place finisher in the second race at the Humboldt County Fair (Ferndale) on August 14, 2013, is fined the sum of one thousand dollars (\$1000.00)* pursuant to California Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of CHRB rule 1843 (a) & (d)(Medication, Drugs and Other Substances: (Flunixin – in excess of permitted level 110 ug/ml – [Class 4])).

Ruling 34

Trainer **GARY D. GREINER**, who started the horse **THERE GOES KEVIN**, winner of the sixth race at the Humboldt County Fair (Ferndale) on August 25, 2013, is fined the sum of one thousand dollars (\$1000.00)* pursuant to California Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of CHRB rule 1843 (a) & (d) (Medication, Drugs and Other Substances: (Flunixin – in excess of permitted level 50.7 ng/ml – [Class 4] Second Offense).

The above rulings were issued following last Saturday's formal hearing. Greiner did not feel he should be held responsible for the high test results because the medication was administered in a timely fashion by his attending veterinarian Dr. Wright. The Stewards did not concur with Greiner's position and issued he above penalties.

Mr. Greiner also postulated that his horse, THERE GOES KEVIN, may not metabolize the medication like a normal horse but no evidence to support that contention was introduced into the record.

12-1-13³

DELIMA RULING (Case #13GG0133)

RULING NO.35

Trainer **CLIFF DELIMA**, is fined the sum of three hundred dollars (\$300.00)* for working out the horse **LOOKOUT SCOUT** at Pleasanton, CA while on the Veterinarian's List on September 8, 2013; a violation of California Horse Racing Board rule #1866 (b) (Veterinarian's List).

The above ruling was issued after DeLima contacted the Stewards by phone and waived his right to a formal hearing. DeLima stated he worked a number of horses on September 8, 2013 and if LOOKOUT SCOUT was among them then the fault was his.

12-1-13⁴

FILM REVIEW

Jockey Alejandro Gomez, along with Jockey Pablo Flores who acted as his interpreter, viewed the tapes of yesterday's sixth race in which Gomez' mount was disqualified for causing interference in the stretch. Gomez admitted he let his mount drift too far and accepted the following sanction:

RULING NO.36

Jockey **ALEJANDRO GOMEZ** who rode **TIME TO GLOW** in the sixth race at Golden Gate Fields on Saturday, November 30, 2013 is suspended three (3) racing days (December 8, 12, and 13, 2013) for failure to make a proper effort to maintain a straight course in the stretch and causing interference resulting in the disqualification of his mount from second to third; a violation of California Horse Racing Board Rule #1699 (d) & (f) (Riding Rules - Careless Riding).

12-1-13⁵

EICKERMAN HEARING (Case #13GG0133)

A formal hearing was conducted for trainer Gary Eickerman into a complaint alleging that the horse MAHMOUD MEMORY showed the presence of Flunixin in a post race test sample at a level of 104 ng/ml following a race at Ferndale on August 18, 2013. California Horse Racing Board Investigator Mike Bridges presented the case.

Eickerman relied on his attending veterinarian Dr Wright for advice regarding the medication and administration thereof. Eickerman testified that he was given an oral paste by Dr. Wright to be administered by a dose syringe which may or may not be the best form of administration for the medication. The matter was taken under submission and a decision will be forthcoming in the near future.

As an aside Eickerman did not appear for a hearing originally scheduled for last Sunday, November 24, 2013 and was subsequently suspended. The following ruling was released to restore him to good standing:

RULING NO.37

In the Matter of:

Trainer Gary U. Eickerman

Having now appeared and a hearing having been held Pacific Racing Association ruling #29 dated November 28, 2013 suspending Gary U. Eickerman for violation of California Horse Racing Board rule #1547 (Failure to Appear) is hereby set aside and the license privileges of Mr. Eickerman are restored to good standing.

12-1-13⁶

JANUARY RULING

RULING NO.38

Trainer **ELMER JANUARY**, is fined the sum of six hundred dollars (\$600.00)* pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration) for failure to have the horses **PEEKARANDOCNER** and **DESTINY KNOCKS** on the grounds two hours prior to the first race necessitating late declarations in the ninth race on Friday, November 29, 2013; a violation of CHRB rule #1870 (Condition of Meeting Binding Upon Licensees).

The above ruling was issued after January accepted the responsibility for not having the horses on the grounds in a timely fashion. January stated that, in his opinion, the owners were at fault for not getting the horses on the grounds but he will deal with them privately.

12-1-13⁷

STEWARDS INQUIRY – SEVENTH RACE – NO CHANGE

The Stewards lit the inquiry lamp to dissect the stretch run of the second, third and fourth place finishers all of whom seemed to be weaving in the final strides. After a thorough review the Stewards, by majority vote with Steward Nevin dissenting, affirmed the original order of finish.

Tapes showed that just before the wire #4 DINER'S DIVA (4th – Dennis Carr) steadied off the heels of #7 SHEZA TRIP (2nd – Kyle Frey). While SHEZA TRIP took a step in at the time of the incident DINER'S DIVA was also moving toward the rail and may have tipped the hindquarters of #2 SHIMMERING STAR (3rd – William Antongeorgi III) who came out and tightened up the space for all three horses. The majority determined SHEZA TRIP was not responsible for causing DINER'S DIVA to drift in toward SHIMMERING STAR and therefore left the placings alone.

12-1-13⁸

ATTENDANCE & HANDLE

GGF	3100	\$ 466,540.30
NCOT	2338	\$ 777,724.80
SCOT		\$ 483,505.40
Out of State		\$1,025,562.00
TOTAL		\$2,753,332.50

W E E K L Y S U M M A R Y

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

VETERINARIAN RECOMMENDED SCRATCHES

Date	Race	No.	Horse	Trainer	Reason	Vet	Refund
11-28-13	3	5	VICTORIA SHINES	Howey	Sick	Sporer	\$339.34
11-28-13	5	6	CARR CREEK	DeZotell	Injured	Sporer	\$436.94
11-28-13	5	9	TONZATROUBLE	Diaz	Sick	Sporer	\$627.00
11-28-13	6	5	MAN FROM LAGOS	Bellasis	Injured	Sporer	\$7054.25
11-28-13	7	6	I'M SO COOL	Grudziewski	Injured	Sporer	\$3,875.05
11-29-13	7	4	ADMINISTER	Wright	Stakes race	Stewards	\$314.50
11-29-13	9	2	MY LAST TYCOON	Parker	Late	Stewards	\$171.88
11-29-13	9	3	PEEKARANDOCNER	January	Late	Stewards	\$117.00
11-29-13	9	7	DESTINY KNOCKS	January	Late	Stewards	\$350.00
11-30-13	2	7	RUN GEOCAS RUN	Martinez	Injured	Sporer	\$1116.34
11-30-13	3	1	SWISS LAKE	Hollendorfer	Sick	Isbell	\$410.00
11-30-13	3	6	STUNNING DRAMA	Canani	Sick	Isbell	\$126.00
11-30-13	9	8	SUGGEST THE GOLD	Torres	Injured	Sporer	\$2496.80
12-1-13	3	6	ROME	James	Sick	Isbell	\$176.10
12-1-13	5	8	OH MY GODDESS	Smith	Re-enter	Stewards	\$209.10
12-1-13	7	3	TEN EVEN	Cone	Injured	Isbell	\$847.90
12-1-13	7	9	MISS CONCEPTION	Ledezma	Injured	Isbell	\$95.00
12-1-13	8	5	NARC	Kruljac	Sick	Isbell	\$101.60
12-1-13	9	4	TESTIFY UNDER OATH	Hollendorfer	Sick	Isbell	\$924.20

VETERINARY REPORT

Euthanized / Died –

11-28-13 Power of Eleven (Tr. Lloyd Mason) multiple fractures left front fetlock – 3/16 pole – Tapeta; racing

12-1-13 Clonakilty (Tr. Jack Steiner) fractured disarticulated fetlocks both front legs 3/8 pole – Tapeta; training

Veterinarian's List

There were eighteen (18) horses placed on the vet's list:

Sick: 7 Injured: 3 Unsound: 8

There were eleven (11) horses removed from the vet's list:

Sick: 8 Injured: 3

Shockwave Therapy: There were no shockwave therapy treatments reported.

	11/28	11/29	11/30	12/1	Week	Meet
ACCIDENTS	0	0	1	0	1	2
CAL-BRED RACES	0	0	0	0	0	0
CLAIMS	2	5	6	2	15	25
DISQUALIFICATIONS	0	0	1	0	1	8
INQUIRIES/OBJECTIONS	0	0	2	1	3	13
REFUNDS	5	4	4	6	19	80
RULINGS	2	0	2	6	10	38
CLAIMS VOID	0	0	0	1	1	6

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	87	\$32,836.80
Bakersfield	0	\$0.00
Bankers Casino	54	\$13,853.60
Eureka	0	\$0.00
Fresno	279	\$85,438.20
Fresno Club One	59	\$38,473.00
Monterey	213	\$66,860.80
Pleasanton	1222	\$427,669.80
Sacramento	1014	\$325,168.50
San Jose	1316	\$424,090.90
San Mateo	2461	\$949,658.00
Santa Rosa	621	\$149,131.70
Stockton	649	\$217,054.60
Tulare	180	\$54,880.70
Turlock	236	\$84,396.60
Vallejo	569	\$194,844.20
So. California		\$1,775,316.20
Out of State		\$4,580,484.49

Respectfully submitted,

John Herbuveaux, Steward

Darrel McHargue, Steward

Dennis Nevin, Steward

JH/BOS:cal