

CALIFORNIA HORSE RACING BOARD

1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825**REPORT OF THE BOARD OF STEWARDS****HOLLYWOOD PARK FALL RACING ASSOCIATION****To the California Horse Racing Board**

Honorable Arnold Schwarzenegger, Governor
Honorable Richard B. Shapiro, Chairman
Honorable John C. Harris, Vice-Chairman
Honorable John Amerman, Member
Honorable John Andreini, Member
Honorable Jesse H. Choper, Member
Honorable Marie G. Moretti, Member
Honorable Jerome S. Moss, Member
Ingrid J. Fermin, Executive Director
Richard Bon Smith, Assistant Executive Director

For the period of Tuesday December 04, 2007, through Sunday December 09, 2007.

FIFTH WEEK**TUESDAY**12-04-07¹ **DUTY STEWARD**

Steward Scott Chaney was on duty in order to attend to declarations and entries for Wednesday and Friday, respectively.

WEDNESDAY12-05-07¹ **FILM REVIEW**

Jockeys Aaron Gryder and Joe Talamo were in, as directed, to review the third and ninth races, respectively, from Sunday (12/2/07).

Jockey Gryder moved a tiring rival off his path in search of racing room at the top of the stretch and was cautioned concerning the fine line between race carelessness. A majority of the Stewards felt the incident did not rise to the level of sanction; conversely, Steward Scott Chaney felt days riding and were in order.

Jockey Talamo's mount was on the drift from the top of the stretch. The lateral movement didn't become an issue until the closing strides. In late stretch his mount came out, causing the second place finisher to alter slightly. However, in the opinion of the Stewards, the incident was minor and did not warrant punitive measures.

12-05-07²JORGE ALCALA (CASE #07SA0138 AND #07HP111)

Trainer Jorge Alcala was afforded an informal hearing in order to address the above referenced complaints filed when two of his starters tested for Ketoprofen in excess of the permitted level. Alcala was accompanied by veterinarian Keith Taraba and they testified that their administration of the NSAID in paste form was causing the problem.

readings this
following

Prior to the proceedings, California Horse Racing Board Equine Medical Director Rick Arthur, DVM, notified Mr. Alcala that in view of his three high year, he was prohibited from treating any more starters with Ketoprofen. Following post hearing deliberations, the Board of Stewards felt the ruling was appropriate:

HRTH #35

Trainer JORGE L. ALCALA who started the horses SILVER SURPRISE, the second place finisher in the sixth race at L.A. County Fair at Pomona on September 12, 2007, and THIS TOPPER, fourth place finisher in the third race at Oak Tree Association on October 19, 2007; is fined the sum of TWO THOUSAND DOLLARS (\$2,000.00)* pursuant to California Horse Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of CHRB rules #1844 (c) (Authorized Medication) and #1843 (a) & (c) (Medication, Drugs and Other

Substances:

Ketoprofen: In Excess of Permitted Level).

12-05-07³MIGLIORE / NAKATANI RULINGS**HRTH #33**

In the matter of:

RICHARD MIGLIORE

Appeal of the Board of Stewards Official Ruling #14
Del Mar Thoroughbred Club, dated July 23, 2007

Having received the Proposed Decision (Case no. SAC 07-0063) adopted by the California Horse Racing Board affirming Official Ruling #14, issued at Del Mar Thoroughbred Club dated July 23, 2007, the license of jockey RICHARD MIGLORE is suspended three racing days (December 12, 13, and 14, 2007) for violation of California Horse Racing Board Rule #1699 (Riding Rules – Careless Riding).

HRT# #34

In the matter of:

COREY NAKATANI

Appeal of the Board of Stewards Official Ruling #43
Del Mar Thoroughbred Club, dated August 11, 2007

Having received the Proposed Decision (Case no. SAC 07-0067) adopted by the California Horse Racing Board affirming Official Ruling #43, issued at Del Mar Thoroughbred Club dated August 11, 2007, the license of jockey COREY NAKATANI is suspended three racing days (December 08, 09, and 12, 2007) for violation of California Horse Racing Board Rule #1699 (Riding Rules – Careless Riding).

The above rulings were issued as a result of notification that the pending appeals of jockeys Richard Migliore and Corey Nakatani were denied.

12-05-07⁴ FREDDY FONG RULING

HRT# #36

Jockey FREDDY FONG, JR. is fined three hundred dollars (\$300.00)* for violation of California Horse Racing Board Rule #1872 (Failure to Fulfill Jockey Agreement) causing the late declaration of his mount “Wingo Boy” from the tenth race on November 24, 2007 at Hollywood Park.

The foregoing ruling was issued when jockey Fong received permission to report late to the jockey’s room, and afterward called to say he would not be able to fulfill his commitment, which ultimately resulted in a late declaration.

12-05-07⁵ CAL-BRED REPORT

Three races were used for Cal-breds on today’s program:

The sixth race in the book, a conditional allowance race for fillies and mares three years old and upward going six furlongs, was carded as the first race on the day, with seven starters.

The fourth race in the book for maidens, three year olds and upward at a distance of one mile on the turf was carded as the third race with ten going to post.

Fourteen competitors entered the third race in the book, for maidens, three years old and upward, claiming price \$40,000 - \$32,000, at a distance of six furlongs. The event went as the eighth race.

12-05-07⁶ EARLY DECLARATIONS

5th Race #8 “Spinning Yarns”, tr. J. Paco Gonzalez – Injured/Dr. Guillen
 Refund: \$656.20

12-05-07⁷ CLEAN PROGRAM

Today’s eight race program progressed smoothly without reportable incident.

	ATTENDANCE	HANDLE
HP	3,768	1,263,706.20
Satellites	6,401	8,455,744.64
TOTALS	10,169	9,719,450.84

THURSDAY

12-06-07¹ FILM REVIEW

Jockey Victor Espinoza was in as directed to review the fifth race from yesterday. Victor’s mount bobbed at the start and broke out bumping the rival to his outside. The Stewards were concerned with his reaction time in correcting his mount. Victor stated that due to the awkward start, he was thrown off balance, which caused the slower reaction. The Stewards accepted Mr. Espinoza’s explanation.

12-06-07² SCOTT DORITY (CASE #07SA164)

The above financial complaint was dismissed when veterinarian Don Shields, DVM, accepted a financial agreement.

12-06-07³ PAUL ASSINESI (CASE #07HP114)

Trainer Paul Assinesi appeared to address the above referenced complaint filed by former employee Rene Orantes for services rendered. Mr. Orantes claimed he was owed \$500, and had an N.S.F. check in the amount of \$350. Mr. Orantes failed to provide proof of the additional \$150; Mr. Assinesi gave Mr. Orantes \$360 cash to satisfy the N.S.F. check.

12-06-07⁴ VERDE RACING STABLE (CASE #07HP123)
The above referenced complaint was dismissed when trainer Michael Machowsky reported that he had settled with owner Daniel Brown /DBA Verde Racing Stable.

12-06-07⁵ GEORGE PAPAPRODROMOU (CASE #07HP130)
This matter was dismissed following a settlement between parties.

12-06-07⁶ JOSIE CARROLL (CASE #07HP136)
This case was dismissed when M.O.C. Insurance services reported that Ms. Carroll had paid in full.

12-06-07⁷ NICK B. CANANI (CASE #07HP133)

HRTH #37

Trainer NICK B. CANANI, having failed to respond to written notice to appear before the Board of Stewards at Hollywood Park on or before December 05, 2007, is hereby suspended for violation at a Horse of California Horse Racing Board rule #1547 (Failure to Appear) pending an appearance hearing before the Board of Stewards to answer charges alleging violation of California Racing Board rule #1876 (Financial Responsibility).

During the term of this suspension, all licenses and license privileges of Nick Canani are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards), subject is denied access to all premises in this jurisdiction.

The above ruling was issued when Mr. Canani failed to appear to answer alleged indebtedness to M.O.C. Insurance Services in the amount of \$47,315.00. M.O.C. Insurance Services presented a judgment in that amount.

12-06-07⁸ OSCAR HEREDIA (CASE #07H0134)

HRTH #38

Trainer OSCAR C. HEREDIA, having failed to respond to written notice to appear before the Board of Stewards at Hollywood Park on or before December 05, 2007, 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 California Horse Racing Board rule #1876 (Financial Responsibility).

During the term of this suspension, all licenses and license privileges of Oscar Heredia are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards), subject is denied access to all premises in this jurisdiction.

The foregoing ruling was issued when Mr. Heredia failed to appear to address his indebtedness to M.O.C. Insurance Services.

12-06-07⁹PETER EURTON (CASE #07HP124)

Trainer Peter Eurton responded telephonically to address the above referenced complaint, filed when he failed to report the first time gelding "Glory to the Lord" prior to entry for the sixth race at Hollywood Park on November 8, 2007. Mr. Eurton reported that the farm gelded the colt, then returned it to training without alerting him of the change. Mr. Eurton understood his responsibility and accepted the following ruling:

HRTH #39

Trainer PETER EURTON is fined THREE HUNDRED DOLLARS (\$300.00)* for failure to properly report the gelding of the horse "Glory to the Lord" that ran in the sixth race at Hollywood #1865 Park on November 8, 2007, which is a violation of California Horse Racing Board Rule (Altering of Sex of Horse).

12-06-07¹⁰AARON GRYDER RULING**HRTH #40**

In the matter of:

AARON GRYDER
Appeal of the Board of Stewards Official Ruling #56
Del Mar Thoroughbred Club, dated August 18, 2007

days

Jockey AARON GRYDER, having withdrawn his appeal in the above referenced matter and having received an order of remand from the California Horse Racing Board; official ruling #56, issued at Del Mar Thoroughbred Club dated August 18, 2007 is reinstated and the suspension are re-imposed as follows:

Jockey AARON GRYDER is suspended three racing days (December 16, 21 and 22, 2007) for violation of California Horse Racing Board Rule #1699 (Riding Rules – Careless Riding).

This ruling was issued when the matter was remanded to the Board of Stewards after Mr. Gryder notified the California Horse Racing Board through Attorney Bing Bush that he wished to drop his pending appeal.

12-06-07¹¹CAL-BRED REPORT

The Cal-Bred race written for fillies and mares three years old and upward, claiming price \$10,000-\$9,000 at six furlongs, failed to fill.

12-06-07¹² LATE DECLARATIONS

- 2nd Race #5 “Itsallgreekto”, tr. Paul Aguirre – Injured/Dr. Bailey
Refund: \$1,342.00
- 3rd Race #6 “Merge the Distance”, tr. Bob Baffert – Unsound/Dr. Guillen
Refund: \$1,059.00
- 4th Race #4 “Gone Grand”, tr. Doug O’Neill – Sick/Dr. Guillen
Refund: \$1,044.70
- 8th Race #2 “T.V. Gold”, tr. Angel Guerrero – No Rider Available/Stewards
Refund: \$4,114.10

12-06-07¹³ ROUTINE PROGRAM

Today’s eight races were conducted with all matters being routine.

	ATTENDANCE	HANDLE
HP	3,457	974,000.60
Satellites	5,342	6,565,925.10
TOTALS	8,799	7,539,925.70

FRIDAY

12-07-07¹

GARY FOLGNER (CASE #07HP119) / RALPH HAWKINS III (CASE #07HP131)

The above listed complaints were dismissed when veterinarian Keith Taraba DVM reported that both parties satisfied their financial obligations in full.

12-07-07² JOANNE H. NOR (CASE #07HP139)

HRTH #41

Owner JOANNE H. NOR, having failed to respond to written notice to appear before the Board of Stewards at Hollywood Park on or before December 6, 2007, 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 California Horse Board rule #1876 (Financial Responsibility).

Racing

During the term of this suspension, all licenses and license privileges of Joanne H. Nor are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards), subject is denied access to all premises in this jurisdiction.

The above ruling was issued when Ms. Nor failed to respond concerning her indebtedness to San Luis Rey Equine Hospital.

12-07-07³ AURELIO REYES III (CASE #07HP137)

HRTH #42

Owner AURELIO REYES, having failed to respond to written notice to appear before the Board of Stewards at Hollywood Park on or before December 06, 2007, is 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 California Horse Board rule #1876 (Financial Responsibility).

Racing

During the term of this suspension, all licenses and license privileges of Aurelio Reyes are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards), subject is denied access to all premises in this jurisdiction.

The above ruling was written when trainer Reyes failed to appear concerning his indebtedness for back workers' compensation premiums.

12-07-07⁴ HAROUT HARRY ARSLANIAN (CASE #06HP011)

HRTH #43

Owner HAROUT HARRY ARSLANIAN, having complied with the provisions of California Horse Racing Board Rule #1876 (Financial Responsibility), is restored to good standing. HRTB ruling #26, issued at Hollywood Park Race Track on May 12, 2006, is set aside.

The foregoing ruling was written when Equine Medical Hospital informed the Stewards that Mr. Arslanian had paid his debt in full.

12-07-07⁵JOHN FLAKES (CASE #07HP142)

Groom John Flakes appeared to answer to the above referenced complaint alleging violation of California Horse Racing Board Rules #1890 (Possession of Contraband) and #1874 (Disorderly Conduct). This complaint was initiated by a Hollywood Park security report.

No one appeared on behalf of the California Horse Racing Board and the complaint also contained a urinalysis report which showed no drug use on the part of the respondent. Accordingly, the Stewards dismissed the complaint.

12-07-07⁶CAL-BRED REPORT

The Cal-bred race offered for fillies and mares three years old and upward, claiming price \$10,000-9,000 was used as the second race with eight going to post.

12-07-07⁷LATE DECLARATIONS

3 rd Race	#3 "One Off (GB)", tr. Neil Drysdale – Off Turf/Stewards #5 "Centarvo (NZ)", tr. Jeff Mullins- Off Turf/Stewards #9 "Minister Blair", tr. Steve Knapp – Off Turf/Stewards Total refund: \$2,964.90
5 th Race	#4 "Victorious Annie", tr. Diane Garrison – Injured/Dr. Connor Refund: \$1,092.28
6 th Race	#2 "Black Jack Attack", tr. John Sadler – Off Turf/Stewards #6 "We All Love Aleyna", tr. R.B. Hess, Jr. – Off Turf/Stewards #9 "Chadlington (IRE)", tr. John Sadler – Off Turf/Stewards #12 "Quasimodo", tr. J.C. Canani – Off Turf/Stewards Total refund: \$3,812.80
8 th Race	#3 "Wilshire Boulevard", tr. Vladimir Cerin – Off Turf/Stewards #4 "Miss Fremont", tr. Richard Mandella – Off Turf/Stewards #5 "Wicked Delight", tr. John Sherriffs – Off Turf/Stewards

#15 “My Maloof Rocker”, tr. Adam Kitchingman – Off Turf/
 Total refund: \$3,596.54 Stewards

12-07-07⁸

CLEAN PROGRAM

Today’s eight race program was completed without noteworthy incident.

	ATTENDANCE	HANDLE
HP	2,914	932,815.40
Satellites	4,950	6,633,958.12
TOTALS	7,864	7,566,773.52

SATURDAY

12-08-07¹

MAG PEREZ (CASE #07HP144)

The above financial complaint was dismissed prior to hearing upon notification from Valorie Flores, representing Feedplex Feed Company, that Mr. Perez had paid in full.

12-08-07²

SYLVESTER FLAKES (CASE #07HP145)

Groom Sylvester Flakes was afforded a telephonic hearing, due to health constraints, to answer the above listed complaint alleging violation of California Horse Racing Board rules #1890 (Possession of Contraband) and #1874 (Disorderly Conduct). This instant complaint was initiated by a Hollywood Park Security report that cited Mr. Flakes for possession of marijuana and under the influence of same.

California Horse Racing Board investigative staff was not in attendance for prosecution of this case nor was anyone present representing Hollywood Park Security.

Mr. Flakes admitted to possessing and smoking the cannabis for medicinal purposes and has a prescription for the substance in his possession signed by his

physician James W. Eisenberg M.D. The complaint packet also contains a photo copy of same. The certificate of physicians’ statement was issued pursuant to Health and Safety Code Section 11362.5 and in accordance with Amendment III, Sec. 3.5 (c) of the California State Constitution.

Given the circumstances, the Board of Stewards deemed it proper to dismiss the charges against Mr. Flakes.

12-08-07³

LATE DECLARATIONS

- 3rd Race #3 “Brother Man”, tr. Martin Jones – Injured/Dr. Connor
#6 “Bound to Get Even”, tr. Doug O’Neill – Injured/Dr. Bailey
Total refund \$4,144.04
- 4th Race #5 “Rough Idea”, tr. Mike Harrington – Injured-Gate/Dr. Bailey
#6 “Cardinal Zin”, tr. Patrick Gallagher – Sick/Dr. Connor
Total refund \$53,790.85
- 5th Race #8 “Sudan”, tr. Michael Jarvis – Stakes/Stewards
Refund \$10,342.92
- 6th Race #1 “Brescello (FR)”, tr. Christophe Clement – Sick/Dr. Connor
#5 “Men Only”, tr. Doug O’Neill – Sick/Dr. Guillen
Total refund \$2,817.40
- 7th Race #9 “Perfect New”, tr. John Sheriffs – Sick/Dr. Connor
Refund \$1,216.60

12-08-07⁴

ROUTINE PROGRAM

All matters through the course of today’s ten race program were of a routine nature.

	ATTENDANCE	HANDLE
HP	6,217	1,777,949.80
Satellites	9,221	13,081,913.19
TOTALS	15,438	14,859,862.99

SUNDAY12-09-07¹MELODY CONLON (CASE #07HP0140)

Trainer MELODY CONLON appeared to answer the above noted complaint citing violation of California Horse Racing Board rule #1865 (Altering of Sex of Horse). Ms. Conlon was candid in her response that she neglected to denote the first time gelding on the entry blank and accepted the following ruling:

HRTH #44

Trainer MELODY CONLON is fined THREE HUNDRED DOLLARS (\$300.00)* for failure to properly report the gelding of the horse "Tommys Luck" that ran in the sixth race at Hollywood Park on November 21, 2007, which is a violation of California Horse Racing Board Rule #1865 (Altering of Sex of Horse).

12-09-07²ROBERT ALEXANDER (CASE #07PM006)

The above complaint was dismissed when trainer Vladimir Cerin notified the Stewards that the financial matter was resolved between parties.

12-09-07³CAL-BRED REPORT

The Cal-bred race written for maiden fillies and mares three years old and upward at a distance of six and one half furlongs was used as the fourth race with eight starters.

12-09-07⁴INQUIRY – ACCIDENT, EIGHTH RACE – NO CHANGE

Immediately following the eighth race, the Stewards posted the inquiry sign for a review of an incident at the start involving #5 "Ooh Yeah" with jockey Michael Baze. Films show #5 stumbled hard at the start, unseating Baze in an isolated incident. Jockey Baze, a bit slow in gaining his feet, was cleared to ride by E.M.T.s and fulfilled his remaining engagement. Following review, the order of finish as posted was made official. Accident report attached.

12-09-07⁵LATE DECLARATIONS

1st Race #5 "Onefonsonofagun", tr. Brian Koriner – Injured in Starting Gate/Dr. Bailey
Refund \$175,483.89

10th Race #8 "Four Paws", tr. Marcelo Polanco – Sick/Dr. Connor
Refund \$663.06

	ATTENDANCE	HANDLE
HP	5,166	1,648,748.80
Satellites	8,111	9,552,001.19
TOTALS	13,277	11,200,749.99

Additions/Removals from Vet List

Week of: 12-03-07 – 12-09-07

Track: Hollywood

Horses on Vet List: 21
 Horses off Vet List: 13
 Shockwave Therapy: 10
 Deceased: 2

SUMMARY

	12/05	12/06	12/07	12/08	12/09		Week	Meet
Accidents	0	0	0	0	1		1	3
Cal-bred Races	3	0	1	0	1		5	29
Claims	4	3	0	1	4		12	81

Disqualifications	0	0	0	0	0	0	3
Inquiries	0	0	0	0	1	1	15
Refunds	1	4	12	8	2	27	125
Rulings	4	4	3	0	1	12	44

Respectfully submitted,

 Martin Hamilton, Steward

 Darrel McHargue, Steward

 Scott Chaney, Steward

attachment
 BOS:dm