

CALIFORNIA HORSE RACING BOARD
1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825



**REPORT OF THE BOARD OF STEWARDS
BETFAIR HOLLYWOOD PARK RACING ASSOCIATION**

Hollywood Park

To the California Horse Racing Board

Honorable Edmund G. Brown Jr. Governor
Honorable David Israel, Chairman
Honorable Chuck 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, Acting Executive Director

WEEK 3-Sunday, November 17, 2013-Saturday, November 23, 2013

SUNDAY

11/17/13¹

FILM REVIEW (ref. 11/16/13)

Jockeys Orlando Mojica and David Flores met with the Stewards to discuss their rides in the second race yesterday. Approaching the quarter pole in a four horse spread the third horse out clipped heels and stumbled. Mr. Mojica was first in, his horse stepped out slightly, Mr. Flores was on the outside horse and his attempt to correct his mount's inward drift was not successful. After discussion with both jockeys and a review of the DVD, all agreed that neither rider was solely culpable for the incident and warnings were issued.

11/17/13²

CASSIDY FORMAL HEARING CASE #13PM0007

A formal hearing was held pursuant to CHRB rule 1859.5 (Disqualification Upon Positive Test Finding), and an approval of a stipulated agreement between the CHRB and trainer James Cassidy for a Clenbuterol positive pursuant to CHRB rules 1843 (a) (d) (Medication, Drugs and Other Medications and 1887 (Trainer to Insure Condition of Horse). Present for the hearing before the BOS, representing the CHRB, Investigator Phil Miyazaki and Court Reporter Michelle Derieg. Trainer James Cassidy and owners, Don Van Kempen (dba Don Van Racing Inc.), Jeffery Byer, Michael Nentwig, George Saadeh and jockey David Flores were notified of the hearing, chose not to appear. The documentation was read into the record, the complaints were submitted as evidence and the hearing was closed. Rulings to follow.

11/17/13³

CORDERO RULING

The following ruling was issued after Ms. Cordero failed to appear for the scheduled hearing:

HRTH #012

Owner **EVA CORDERO**, having failed to respond to a complaint alleging violation of California Horse Racing Board rule #1876 (Financial Responsibility-Dr. Amy Seims-\$80.00), is suspended for violation of California Horse Racing Board #1547 (Failure to Appear).

During term of suspension, all licenses and license privileges of Eva Cordero are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend or Fine), Ms. Cordero is denied access to all premises in this jurisdiction.

11/17/13⁴

FARRIS RULING

The following ruling was issued after Ms. Farris failed to appear for the scheduled hearing:

HRTH #013

Owner **JIMMIANN FARRIS**, having failed to respond to a complaint alleging violation of California Horse Racing Board rule #1876 (Financial Responsibility-Dr. Amy Seims-\$240.00), is suspended for violation of California Horse Racing Board #1547 (Failure to Appear).

During term of suspension, all licenses and license privileges of Jimmiann Farris are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend or Fine), Jimmiann Farris is denied access to all premises in this jurisdiction.

11/17/13⁵

DECLARATIONS, CHANGES AND REFUNDS

1st race - #7 He's Not Bluffin (Tr. V. Belvoir) claimed by Tr. B. Spawr

2nd race - #3 Tama County (Tr. V. Cerin) claimed by Tr. E. Freeman

#4 Eyesablazin (Tr. P. Capestro) ambulance removed post race (cushion)

#6 Mr. Phalaris (Tr. F. Meza) DNF-walked off-Veterinarian List

#8 As Good As Gold (Tr. L. Powell) claimed by Tr. R. Ellis

3rd race - No Changes; Refund \$104.00

4th race - No Changes; Refund \$151.95

5th race - #3 Tiz Dynamic (Tr. R. Baltas) Veterinarian-sick-Dr. Grande

Refund \$1,766.40

6th race - No Changes; Refund \$114.00 Minus pool \$8,215.37

7th race - No Changes; Refund \$214.00

8th race - #1 Bella Caterina (Tr. J. Bonde) Veterinarian-unsound-Dr. Grande

Refund \$1,576.65

9th race - #5 Ribot Belle (Tr. P. Aguirre) DNF-impeded by unsound horse

#14 She's All Yours (Tr. V. Farris) DNF-ambulance removed-

euthanized (cushion)

Refund \$5.30

11/17/13⁶

DAILY ATTENDANCE & HANDLE

On-Track	4,084	\$971,835.60
Satellites	6,348	\$2,248,208.60
ADW	n/a	\$1,387,857.50
Out of state	n/a	\$3,923,423.88
Total	10,432	\$8,531,325.58

THURSDAY

11/21/13¹

CASE 13PM0007

The following rulings were published pursuant to the hearing on November 17, 2003:

HRTH #014

Acting on a report from the University of California, Maddy Analytical Laboratory, the official testing laboratory for the California Horse Racing Board, that urine/blood sample #DM05675, obtained from the horse **VAN DIEN AVENUE**, the first place finisher in the seventh race at Del Mar Thoroughbred Club on August 30, 2013, contained the drug Clenbuterol (Class 3), it is ordered that **VAN DIEN AVENUE** be disqualified from all purse monies earned in said race in accordance with California Horse Racing Board rule 1859.5 (Disqualification Upon Positive Test Finding).

It is further ordered that the purse money earned in said race (\$45,000.00) be returned by owner Don Van Kempen (dba Don Von Racing), Jeffrey Byer, Michael, Netwig and George Saadeh (\$35,860.00), jockey David Flores (\$4,390.00) and trainer James Cassidy (\$4,500.00) to the Paymaster of Purses at Del Mar Thoroughbred Club by December 21, 2013 for redistribution in accordance with the revised order of finish.

All records are ordered changed to reflect this ruling. In accordance with California Horse Racing Board rule #1956 (Race Declared Official) neither pari-mutuel payoffs nor the distribution of any pari-mutuel pool shall be affected.

HRTH #015

Trainer **JAMES CASSIDY**, who started the horse "VAN DIEN AVENUE" in the seventh race at Del Mar Thoroughbred Club on August 30, 2013, having entered into a stipulated agreement with the California Horse Racing Board, is fined **THREE THOUSAND DOLLARS (\$3,000.00)*** and suspended for **THIRTY (30) DAYS (December 2, 2013, through December 31, 2013)** for violation of California Horse Racing Board rules #1843(a)(d)(Medication, Drugs and Other Substances), #1844(e)(9)(f)(Authorized Medication-Clenbuterol) pursuant to California Horse Racing Board rule #1887(a)(Trainer to Insure Condition of Horse).

Pursuant to the terms of the stipulated settlement, fifteen days of the suspension (December 17, 2013, through December 31, 2013) are stayed provided that Respondent is placed on probation for a period of one (1) year from the date of this ruling. During the period of probation, James Cassidy must not be in violation of California Horse Racing Board

Rules and Regulations, sections 1843, 1843.6 or 1887 regarding Class I, II or III drug substances.

During the term of the suspension, all licenses and license privileges of James Cassidy are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend or Fine), Mr. Cassidy is denied access to all premises in this jurisdiction.

11/21/13²

OROZCO RULING

The following was issued after Mr. Orozco withdrew his appeal:

HRTH #016

Apprentice jockey **IRVING OROZCO**, having withdrawn his appeal of Ruling #LATS 025, issued at Los Angeles Turf Club on October 31, 2013, is suspended for **THREE (3) RACING DAYS** (November 24, 28, and 29, 2013). All other terms of the original ruling shall remain in effect.

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

11/21/13³

VOIDED CLAIM

During the running of the fifth race #8 Orangeyouacutie pulled up unsound, and therefore the claim for this horse was voided when the horse was placed on the Veterinarian's List.

11/21/13⁴

DECLARATIONS, CHANGES AND REFUNDS

1st race - OFF TURF-No Changes; Refund \$141.00

2nd race - No Changes; Refund \$69.00 Minus Pool \$364.46

3rd race - OFF TURF

#8 Hot and Pleasing (Tr. J. Cassidy) Steward-off turf

Refund \$554.00

4th race - #7 Midnight Casanova (Tr. J. Hollendorfer) claimed by Tr. M. Chew

#9 Full's Kris S. (Tr. R. Baltas) Veterinarian-sick-Dr. Stead

Refund \$359.00 Minus Pool \$6.09

5th race - #3 The Gatekeeper (Tr. J. Sadler) claimed by Tr. K. Mulhall

#7 Valid But True (Tr. V. Belvoir) Veterinarian-sick-Dr. Grande

#8 Orangeyouacutie (Tr. V. Belvoir) DNF-euthanized off track (cushion)

claimed by Tr. P. Levine-VOIDED Refund \$133.48

6th race - OFF TURF

#7 Money Clip (Tr. T. Proctor) D. VanDyke replaced G. Stevens (sick)

Refund \$103.90

7th race - #1 Distort This (Tr. E. Guillot) Veterinarian-sick-Dr. Grande

#2 Newfound Gold (Tr. M. Machowsky) Veterinarian-sick-Dr. Grande

#5 Explain (Tr. R. Diodoro) claimed by Tr. T. West

#6 Gutshot Straight (Tr. B. Heap) A. Delgadillo replaced V. Espinoza (injured)

claimed by Tr. E. Moger

#7 Java Man (Tr. D. O'Neill) claimed by Tr. B. Hess Jr.

Refund \$1,148.55

8th race - #7 Marino Mizer (Tr. M. Harrington) claimed by Tr. B. Hess Jr.

Refund \$96.50

11/21/13⁵

DAILY ATTENDANCE & HANDLE

On-Track	1,677	\$403,846.30
Satellites	3,809	\$1,290,444.90
ADW	n/a	\$633,536.10
Out of state	n/a	\$2,690,938.87
Total	5,486	\$5,018,766.17

FRIDAY
11/22/13¹

MURRAY RULING

The following ruling was issued after practicing veterinarians Nolton Pattio and Amy Seim withdrew their financial complaints against Mr. Murray:

HRTH #017

Owner **JAMES MURRAY**, having had financial complaints #13SA161 and #13SA176 withdrawn, is restored to good standing. Ruling HRTH#007, issued at Hollywood park racing Association on November 11, 2013, is set aside.

11/22/13²

FILM REVIEW

Apprentice jockey Gonzalo Nicolas met with the Stewards to discuss the third race yesterday. Mr. Nicolas was cautioned he must correct his drifts in the stretch. He stated he would be more diligent in the future.

11/22/13³

CERIN FORMAL HEARING CASE #13SA138

The CHRB filed a complaint against trainer Vladimir Cerin for violation of CHRB rules 1844(c) (Authorized Medication), 1843 (a) (d) (Medication, Drugs and Other Substances) and 1887 (Trainer to Insure Condition of Horse). Present before the BOS were Investigator Jim Hamilton and Court Reporter Michelle Derieg, who documented the proceedings. Mr. Cerin received permission not to attend the hearing; his horse "Blake" had a Phenylbutazone overage of 2.6 ug/ml in a post race test. The facts were read into the record and the complaint was entered into evidence. Mr. Cerin was eligible for and received a warning.

11/22/13⁴

CASE #13SA162

This complaint was withdrawn after Dr. Nolton Pattio verified he had an agreement to receive payments from IMP Racing Stable for the bill owed (\$1,463.64).

11/22/13⁵

AGUIRRE FINANCIAL HEARING CASE #13HP080

The CHRB filed a complaint for trainer Jeffery Metz against trainer Paul Aguirre for the care of a racehorse in the amount of \$8,211.65. This is pursuant to CHRB rule 1876 (Financial Responsibility). Mr. Metz was present and Mr. Aguirre participated by telephone. Both parties agreed to sign a financial agreement today. The complaint will be signed off after the paperwork is completed.

11/22/13⁶

INQUIRY/DISQUALIFICATION/THIRD RACE (6 1/2 furlongs-cushion)

Following the race, the Inquiry sign was posted to review an incident in the stretch run. Involved were, #5 Bench Press (F. Perez 1st) and #2 Sidepocket Champ (J. Talamo 2nd). Approaching the 1/16 marker # 5 drifted out four paths pushing #2 out with him, #2 was beaten a head for the win. After a review of the video, conversation with the Patrol Judges and both jockeys involved it was a unanimous decision to disqualify #5 and place him second behind #2. In the stewards opinion the outward drift of #5 cost #2 a better placing.

ORIGINAL ORDER OF FINISH (5)-2-4-3-9-7-6-8-1

OFFICIAL ORDER OF FINISH 2-(5)-4-3-9-7-6-8-1

11/22/13⁷

TRAINER OBJECTION/FIFTH RACE (6 furlongs-cushion)/NO CHANGE

Following the running of the race Doug O'Neill, trainer of #8 Smoove It (M.Gutierrez 2nd), lodged a claim of foul against the winner #5 Meinertzhageni (C. Sutherland Kruse-1st). After a review of the video, talking to trainer O'Neill, both jockeys involved and the Patrol Judges it was unanimous decision to let the original order of finish stand. #8 did steady as #5 drifted out into its path, but in the Stewards opinion, it did not cost #8 a better placing (1 1/4 lengths margin).

11/22/13⁸

DECLARATIONS, CHANGES AND REFUNDS

1st race - #2 Hoppertunity (Tr. B. Baffert) Veterinarian-sick-Dr. Grande
Refund \$1,055.10; Minus Pool \$16,710.80

2nd race - No Changes; Refund; Minus Pool \$87.77

3rd race - No Changes; Refund \$526.00

4th race - #5 Fashion Plate (Tr. S. Callaghan) Steward-loose post parade
Refund \$77,024.10

5th race - #2 Tribal Tattoo (Tr. D. O'Neill) Veterinarian-unsound-Dr. Stead
#7 Accommodation (Tr. D. Warren) Veterinarian-sick-Dr. Grande
Refund \$5,951.35

6th race - #2 Tookmehysurprise (Tr. S. Miyadi) claimed by Tr. Spawr
#4 Larocco (Tr. C. Dollase) claimed by Tr. J. Periban
#5 Diamonddusted (Tr. P. Miller) Veterinarian-sick-Dr. Grande
#8 Frandont Judge (Tr. D. O'Neill) claimed by Tr. V. Fernandez
Refund \$1,572.60

7th race - No Changes; Refund \$1.20

8th race - #1 Pawn Shop (Tr. T. West) claimed by Tr. M. Pender
#2 English Puddin (Tr. D. Blacker) claimed by Tr. V. Belvoir
#3 Amulay (Tr. P. Aguirre) claimed by Tr. J. Sadler
#7 Tribal Rain (Tr. R.B. Hess, Jr.) claimed by Tr. J. Periban. Refund \$1.20

11/22/13⁹

DAILY ATTENDANCE & HANDLE

On-Track	1,548	\$383,942.80
Satellites	4,242	\$1,458,833.10
ADW	n/a	\$720,935.30
Out of state	n/a	\$2,838,148.63
Total	5,790	\$5,401,859.83

SATURDAY

11/23/13¹

FILM REVIEW

Jockey Fernando Perez, along with his agent Jim Pegram, met with the Stewards to review the disqualification of his mount in the third race yesterday. After much discussion, it was a unanimous decision to issue a suspension. In the Stewards opinion, Mr. Perez made a weak effort to correct the drift early, and lost control approaching the finish

HRTH #019

Jockey **FERNANDO PEREZ**, who rode "Bench Press" in the third race at Hollywood Park on November 22, 2013, is suspended for **THREE (3) RACING DAYS (November 29, 30, and December 1, 2013)** for failure to make the proper effort to maintain a straight course in the stretch, causing interference which resulted in the disqualification of his mount from first to second position. 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).

11/23/13²

RODRIGUEZ HEARING 13PM0008

The CHRB filed a complaint for the farm Blue Turf, LLC for a board bill owed by owner Gustavo Rodriguez for \$2,350.00. Gina Nichols owner of Blue Turf ranch, and Mr. and Ms. Rodriguez were present to discuss the financial issue. After much negotiating, the parties involved signed a financial agreement and the complaint was withdrawn.

11/23/13³

AVILA FORMAL HEARING CASE #13SA136

The CHRB filed a complaint against trainer A. C. Avila for violation of CHRB rules 1844(c) (1) (Authorized Medication), 1843 (a) (d) (Medication, Drugs and Other Substances) and 1887 (Trainer to Insure Condition of Horse). Present before the BOS were Investigator Phil Miyazaki and Court Reporter Michelle Derieg, who documented the proceedings. Mr. Avila testified by telephone. Mr. Avila received a Phenylbutazone overage of 3.7 ug/ml found in the horse "Nonna Reese". The positive occurred after Mr. Avila worked his horse for removal from the Veterinarian's List. He did state he treats his horses two days in a row with this medication, he ran out of pills and used paste the second day. He felt this caused the overage. Ruling to follow.

11/23/13⁴

VOIDED CLAIM

Upon inspection of #8 Afflication (Tr. T. Yakteen) (ninth race) by Official Veterinarian Tim Grande in the receiving barn, the horse was placed on the Veterinarian's List. The claim was voided and the horse was returned to its original stable.

11/23/13⁵

CAL-BRED RACES

Eight cal-bred races were used during this reporting period.

11/23/13⁶

DECLARATIONS, CHANGES AND REFUNDS

- 1st race - #7 Coolington (Tr. D. O'Neill) claimed by Tr. M. Puype
- 2nd race - No Changes
- 3rd race - #4 Two Blue Hens (Tr. T. Proctor) claimed by Tr. D. Valasquez
- 4th race - No Changes; Refund \$64.00
- 5th race - #6 Major Magic (Tr. P. D'Amato)-claimed by Tr. R Diodoro
Refund \$107.00
- 6th race - #5 Quick Approval (Tr. D. Hendricks) Veterinarian-sick-Dr. Grande
Refund \$1,230.06
- 7th race - No Changes; Refund \$920.34
- 8th race - No Changes
- 9th race - #3 Red Sharp Humor (Tr. J. Periban) claimed by Tr. M. Pender
#4 Bobby Handy (Tr. S. Knapp) claimed by Tr. R. Diodoro
#8 Affliction (Tr. T. Yakteen) claimed by Tr. M. Glatt-VOIDED
Refund \$19.00

11/23/13⁷

DAILY ATTENDANCE & HANDLE

On-Track	3,527	\$940,979.50
Satellites	6,618	\$2,565,753.70
ADW	n/a	\$1,312,265.50
Out of state	n/a	\$4,618,806.48
Total	10,145	\$9,437,805.18

WEEKLY SUMMARY

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 – 11/11/13-11/19/13

HORSES ON VET LIST 16
Horses off Vet List 15
Shock Wave Therapy 23
Deceased 2
Medication 2
Claims Voided 1

SUMMARY

	Sun 11/17	Thur 11/21	Fri 11/22	Sat 11/23	Week	Meet
Inquiries	0	0	2	0	2	9
Disqualifications	0	0	1	0	1	2
Rulings	2	3	2	2	9	19
Refunds	2	5	5	1	13	59
Accidents	0	0	0	0	0	0
Claims	3	6	7	5	21	39
Cal-Bred Races	4	2	1	1	8	17
Claims Voided	0	1	0	1	2	5

Respectfully submitted,

Kim Sawyer, Steward

C. Scott Chaney, Steward

Tom Ward, Steward

Luis Jauregui, Safety Steward