

CALIFORNIA HORSE RACING BOARD
1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825
(916) 263-6000
FAX (916) 263-6042



REPORT OF THE BOARD OF STEWARDS
LOS ALAMITOS QUARTER HORSE RACING ASSOCIATION

TO THE CALIFORNIA HORSE RACING BOARD

HONORABLE ARNOLD SCHWARZENEGGER, GOVERNOR
HONORABLE JOHN C. HARRIS, CHAIRMAN
HONORABLE DAVID ISRAEL, VICE CHAIRMAN
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KIRK E. BREED, EXECUTIVE DIRECTOR
RICHARD "BON" SMITH, ASSISTANT EXECUTIVE DIRECTOR

Report of the Board of Stewards for the week of December 8, 2009 through December 13, 2009.

TUESDAY

12/08/2009

(1) DUTY STEWARD

Albert Christiansen will be present for morning duties and shall author the week's minutes.

(2) SCRATCHES

One scratch and three rider changes completed scratch time at 9:00 a.m.

(3) THE DRAW

Nine races were drawn for Friday's program. Three Thoroughbred and six Quarter Horse races complete the card.

WEDNESDAY

12/09/2009

(1) SCRATCHES

The scratching of the also-eligibles in the seventh race and two rider changes completed scratch time at 9:00 a.m.

(2) THE DRAW

Nine races were drawn for Saturday's program. Two Thoroughbred and seven Quarter Horse races make up the card.

THURSDAY

12/10/2009

(1) SCRATCHES

One rider change and one weight correction completed scratch time at 9:00 a.m.

(2) THE DRAW

Nine races were drawn for Sunday's program. Two Thoroughbred and seven Quarter Horse races complete the card.

(3) CAL-BRED REPORT

The first race in the book for two year olds, claiming price \$5,000, going 300 yards, failed to fill with five entries.

(4) GONZALEZ RULING

RULING #221

TRAINER CARLOS GONZALEZ IS FINED TWENTY-FIVE DOLLARS (\$25.00)* FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1530 (CASES NOT COVERED BY RULES AND REGULATIONS -ILLEGAL PARKING).

This ruling was issued after Mr. Gonzalez appeared and pled guilty to parking in a space not assigned to him.

(5) GOOD RACING

Eight races were completed without a reportable incident.

(6) DECLARATIONS, CHANGES AND REFUNDS

1st Race - # 2 Lil Mis Noname (Tr. G. James) no lasix, Stewards.
Refund: \$1,815.00.

2nd Race - # 1 Snowy Effort (Tr. V. Smith) sick, Dr. Hackathorn.
Refund: \$407.00.

7 Time To Bet Cash (Tr. D. Urista) injured, Dr. Hackathorn.
Refund: \$5,217.00.

(7) ATTENDANCE AND HANDLE

On Track Attendance:	598	On Track Handle:	\$69,887
Off Track Attendance:	<u>2,355</u>	Off Track Handle:	\$166,608
Total:	2,953	Out of State:	<u>\$433,109</u>
		Total:	\$669,604

FRIDAY

12/11/2009

(1) SCRATCHES

Five rider changes and one scratch completed scratch time at 9:00 a.m.

(2) CAL-BRED REPORT

The sixth race in the book for three and four year olds, claiming price \$4,000, going 300 yards, failed to attract an entry.

(3) STIPULATED AGREEMENT

A formal hearing was conducted to address California Horse Racing Board complaints #09LA0260 and #09LA0261. The cases involve a Clenbuterol positive in excess of the authorized level. The complaint is against trainer Guillermo Morales and the owner of the horse "The Crunch," Victor Gonzalez. Both Morales and Gonzalez agreed to and signed a stipulated agreement with the California Horse Racing Board. Both accepted a \$3,000 fine and thirty day suspensions, with twenty-five days stayed. Rulings to follow.

(4) JAMES RULING

RULING #222

OWNER/TRAINER GREG JAMES IS FINED TWO HUNDRED DOLLARS (\$200.00)* FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1629 (PENALTY FOR LATE DECLARATION - NO LASIX) ON THURSDAY, DECEMBER 10, 2009.

This ruling was issued when the trainer's groom failed to be present for the horse's lasix injection.

(5) STIPULATED AGREEMENT

Trainer Sergio Fiscal appeared for a formal hearing concerning a Clenbuterol positive. The trainer signed a stipulated agreement calling for a \$3,000 fine and thirty days suspension, with twenty-five days stayed. Mr. Fiscal was informed the horse would be disqualified from purse money. The trainer stated the owner was aware of the situation and had indicated he would return the purse. Rulings to follow.

(6) JOCKEY REVIEWS DISQUALIFICATION

Jockey Alex Bautista appeared to review last Sunday's second race disqualification of his mount. The rider did all possible to correct his mount who was determined in bearing out.

(7) THIRD RACE – INQUIRY – ACCIDENT – NO CHANGE

After the finish of the third race (Thoroughbred – 4½ furlongs), the Stewards posted the Inquiry sign to review an incident at the start. Replays show that the second jump out of the gate #2 “Media Maker” stumbles and unseats jockey Daniel Sandoval. No other horses were involved and the race was made official. The rider appeared to be okay.

(8) DECLARATIONS, CHANGES AND REFUNDS

4th Race - # 1 Fire Expert (Tr. J. Flores) sick, Dr. Beck.
Refund: \$1,018.00.

6th Race - # 1 Texasonasaturdaynite (Tr. P. Jones) ran off, Stewards.
Refund: \$17,821.00.

(6) ATTENDANCE AND HANDLE

On Track Attendance:	1,117	On Track Handle:	\$166,091
Off Track Attendance:	<u>2,617</u>	Off Track Handle:	\$273,943
Total:	3,734	Out of State:	<u>\$804,088</u>
		Total:	\$1,244,122

SATURDAY

12/12/2009

(1) THE DRAW

Eight races were drawn for next Thursday's program. Two Thoroughbred and six Quarter Horse races complete the card.

(2) CAL-BRED REPORT

The sixth race in the book for three and four year olds, claiming price \$5,000, going 330 yards, failed to fill with one entry.

(3) HEAP RULING

RULING #223

AFTER A FORMAL HEARING REGARDING CASE #09LA0220 AND PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1485 (LICENSE SUBJECT TO CONDITIONS AND AGREEMENTS) OWNER/ TRAINER/ OUTFRIDER BLAKE HEAP'S CONTINUED LICENSURE WITH THE CALIFORNIA HORSE RACING BOARD SHALL BE CONDITIONAL. MR. HEAP SHALL NOT POSSESS, BE UNDER THE INFLUENCE OF, USE, OR HAVE IN HIS CONTROL MARIJUANA WITHIN THE INCLOSURE.

DURING THE TERM OF THESE CONDITIONAL LICENSES, BLAKE HEAP SHALL SIGN A TESTING AGREEMENT WITH THE CALIFORNIA HORSE RACING BOARD. SUBJECT'S LICENSES SHALL BE CONSIDERED PROBATIONARY FOR THEIR TERMS.

This ruling was agreed upon after due deliberation from a formal hearing on November 13, 2009. A Statement of Decision has been completed and forwarded to the appropriate parties.

(4) RULINGS #224-226 (REFER 12/11/09 (3))

RULING #224

TRAINER GUILLERMO MORALES WHO STARTED THE HORSE "THE CRUNCH" IN THE NINTH RACE AT LOS ALAMITOS RACE COURSE ON OCTOBER 24, 2009, HAVING ENTERED INTO A STIPULATED AGREEMENT WITH THE CALIFORNIA HORSE RACING BOARD, IS FINED THREE THOUSAND DOLLARS (\$3,000)* AND SUSPENDED FOR THIRTY (30) DAYS (DECEMBER 21, 2009 THROUGH JANUARY 19, 2010) PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1887 (TRAINER TO INSURE CONDITION OF HORSE) FOR VIOLATION OF CALIFORNIA

HORSE RACING BOARD RULES #1843 (a)(d) (MEDICATION, DRUGS AND OTHER SUBSTANCES - CLENBUTEROL - CLASS III), #1844 (e)(9)(f) (AUTHORIZED MEDICATION), AND #1859.5 (DISQUALIFICATION UPON POSITIVE TEST FINDING).

PURSUANT TO THE TERMS OF THE STIPULATED AGREEMENT, TWENTY-FIVE (25) DAYS OF THE SUSPENSION ARE STAYED PENDING THE PASSAGE OF ONE YEAR FROM THE DATE OF THIS AGREEMENT, DURING WHICH TIME THE SUBJECT IS PLACED ON PROBATION AND SHALL NOT HAVE ANY VIOLATIONS FOR CLASS I, II, OR III SUBSTANCES. ACTUAL DAYS SUSPENSION SERVED WILL BE DECEMBER 21, 2009 THROUGH DECEMBER 25, 2009.

RULING #225

OWNER VICTOR GONZALEZ WHO STARTED THE HORSE "THE CRUNCH" IN THE NINTH RACE AT THE LOS ALAMITOS RACE COURSE ON OCTOBER 24, 2009, HAVING ENTERED INTO A STIPULATED AGREEMENT WITH THE CALIFORNIA HORSE RACING BOARD, IS FINED THREE THOUSAND DOLLARS (\$3,000)* AND SUSPENDE FOR THIRTY (30) DAYS (DECEMBER 21, 2009 THROUGH JANUARY 19, 2010) PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1887 (TRAINER TO INSURE CONDITION OF HORSE) FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1843 (a)(d) (MEDICATION, DRUGS AND OTHER SUBSTANCES - CLENBUTEROL - CLASS III), #1844 (e)(9)(f) (AUTHORIZED MEDICATION), AND #1859.5 (DISQUALIFICATION UPON POSITIVE TEST FINDING).

PURSUANT TO THE TERMS OF THE STIPULATED AGREEMENT, TWENTY-FIVE (25) DAYS OF THE SUSPENSION ARE STAYED PENDING THE PASSAGE OF ONE YEAR FROM THE DATE OF THIS AGREEMENT, DURING WHICH TIME THE SUBJECT IS PLACED ON PROBATION AND SHALL NOT HAVE ANY VIOLATIONS FOR CLASS I, II, OR III SUBSTANCES. ACTUAL DAYS SUSPENSION SERVED WILL BE DECEMBER 21, 2009 THROUGH DECEMBER 25, 2009.

RULING #226

ACTING UPON A REPORT FROM THE UNIVERSITY OF CALIFORNIA DAVIS, AN OFFICIAL TESTING LABORATORY OF THE CALIFORNIA HORSE RACING BOARD, THAT URINE AND BLOOD SAMPLE# LA13634, TAKEN FROM THE HORSE "THE CRUNCH", THE FIRST PLACE FINISHER IN THE NINTH RACE AT LOS ALAMITOS RACE COURSE ON OCTOBER 24, 2009, TESTED POSITIVE FOR CLENBUTEROL (CLASS III) IN EXCESS OF PERMITTED LEVELS, IT IS ORDERED THAT "THE CRUNCH" BE DISQUALIFIED FROM ALL PURSE MONIES EARNED IN SAID RACE IN ACCORDANCE WITH THE CALIFORNIA HORSE RACING BOARD RULE #1859.5 (DISQUALIFICATION UPON POSITIVE TEST).

IT IS FURTHER ORDERED THAT ALL PURSE MONIES (\$2,750.00) EARNED BY OWNER VICTOR M. GONZALEZ, TRAINER GUILLERMO MORALES AND JOCKEY SANTIAGO MENDEZ BE RETURNED TO THE PAYMASTER OF PURSES AT LOS ALAMITOS RACE COURSE BY JANUARY 19, 2010 FOR REDISTRIBUTION PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1760 (PURSE AWARD OR PRIZE TO BE WITHHELD)

REVISED ORDER OF FINISH IS AS FOLLOWS:

- 1ST EQUAIS SIX
- 2ND CAPTAIN SACHMO
- 3RD NO JOSHIN
- 4TH THE NEW CALLEJERO
- 5TH IM GOIN BYE BYE

ALL RECORDS ARE ORDERED TO REFLECT THIS RULING. IN ACCORDANCE WITH CALIFORNIA HORSE RACING BOARD RULE #1956 (RACE DECLARED OFFICIAL), THIS RULING SHALL NOT AFFECT THE PARI-MUTUEL PAYOFFS.

These rulings were issued following yesterday's hearing.

(5) RULINGS #227-228 (REFER 12/11/09 (5))

RULING #227

TRAINER SERGIO FISCAL WHO STARTED THE HORSE "COSMIC BROWNIE" IN THE SEVENTH RACE AT LOS ALAMITOS RACE COURSE ON SEPTEMBER 19, 2009, HAVING ENTERED INTO A STIPULATED AGREEMENT WITH THE CALIFORNIA HORSE RACING BOARD, IS FINED THREE THOUSAND DOLLARS (\$3,000)* AND SUSPENDED FOR THIRTY (30) DAYS (DECEMBER 21, 2009 THROUGH JANUARY 19, 2010) PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1887 (TRAINER TO INSURE CONDITION OF HORSE) FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1843 (a)(d) (MEDICATION, DRUGS AND OTHER SUBSTANCES - CLENBUTEROL - CLASS III), #1844 (e)(9)(f) (AUTHORIZED MEDICATION), AND #1859.5 (DISQUALIFICATION UPON POSITIVE TEST FINDING).

PURSUANT TO THE TERMS OF THE STIPULATED AGREEMENT, TWENTY-FIVE (25) DAYS OF THE SUSPENSION ARE STAYED PENDING THE PASSAGE OF ONE YEAR FROM THE DATE OF THIS AGREEMENT, DURING WHICH TIME THE SUBJECT IS PLACED ON PROBATION AND SHALL NOT HAVE ANY VIOLATIONS FOR CLASS I, II, OR III SUBSTANCES. ACTUAL DAYS SUSPENSION SERVED WILL BE DECEMBER 21, 2009 THROUGH DECEMBER 25, 2009.

Again, these rulings were issued after Mr. Fiscal's hearing yesterday.

(6) EIGHTH RACE – TRAINER/JOCKEY OBJECTION – DISQUALIFICATION

After the finish of the eighth race (Champion of Champions – Grade I) the Objection sign was posted at the request of the trainer, Jose Flores, and jockey Guillermo Suarez of the seventh place finisher, #8 "Hawk In The City." The trainer and jockey alleged interference by the second place finisher, #7 "Stylish Jess BR" (jockey Cesar De Alba) nearing the wire. After talking with the riders involved and reviewing the replays, the Stewards unanimously agreed to disqualify #7 from second and place her seventh, behind #8, for interference approaching the wire. Replays show #7 drifting out into the path of #8, causing the latter to take up sharply and lose the opportunity at a better placing. #8 was beaten a head and a neck for fifth and sixth position, which the incident definitely cost him.

Original Order of Finish: 6 – (7) – 4 – [3 – 9] – 10 – 8 – 5 – 1 – 2

Official Order of Finish: 6 – 4 – [3 – 9] – 10 – 8 – (7) – 5 – 1 – 2

(7) LATE DECLARATION

5th Race - # 1 Red Beach (Tr. A. Soto) no rider available, Stewards.
Refund: \$434.00.

(8) ATTENDANCE AND HANDLE

On Track Attendance:	1,624	On Track Handle:	\$176,183
Off Track Attendance:	<u>3,092</u>	Off Track Handle:	\$256,929
Total:	4,716	Out of State:	<u>\$759,620</u>
		Total:	\$1,192,732

SUNDAY
12/13/2009

(1) CAL-BRED REPORT

The first race in the book for two year olds, claiming price \$4,000, going 300 yards, failed to fill.

(2) DE ALBA RULING

RULING #229

JOCKEY CESAR DE ALBA, WHO RODE "STYLISH JESS BR" IN THE EIGHTH RACE AT LOS ALAMITOS RACE COURSE ON SATURDAY, DECEMBER 12, 2009, IS SUSPENDED FOUR (4) RACING DAYS (DECEMBER 20TH, 26TH, 27TH, AND JANUARY 1st, 2010) FOR FAILURE TO

MAINTAIN A STRAIGHT COURSE CAUSING INTERFERENCE RESULTING IN THE DISQUALIFICATION OF HIS MOUNT FROM SECOND TO SEVENTH PLACE. A VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1699 (RIDING RULES – CARELESS RIDING).

THE TERM OF THIS SUSPENSION SHALL NOT PROHIBIT PARTICIPATION IN DESIGNATED RACES IN CALIFORNIA.

This ruling was issued after jockey De Alba appeared and reviewed last night's disqualification of his mount. The rider accepted his days.

(3) NO PROBLEMS

Nine races were completed without a reportable incident.

(4) LATE DECLARATIONS

2nd Race - # 5 Special Beauty Mark (Tr. J. Flores) sick, Dr. Hackathorn.
Refund: \$413.00.

6th Race - # 2 All Joy (Tr. D. Urista) injured, Dr. Hackathorn.
Refund: \$561.00.

7th Race - # 1 This Chick Can Bet (Tr. C. Treece) sick, Dr. Hackathorn.
Refund: \$430.00.

3 Ackey Bilk Czech (Tr. A. Farias) injured, Dr. Hackathorn.
Refund: \$219.00.

(5) ATTENDANCE AND HANDLE

On Track Attendance:	644	On Track Handle:	\$102,759
Off Track Attendance:	<u>2,134</u>	Off Track Handle:	\$260,035
Total:	<u>2,778</u>	Out of State:	<u>\$730,087</u>
		Total:	\$1,092,881

VETERINARIAN RECOMMENDED SCRATCHES

Date	Race	No	Horse	Trainer	Reason	Vet	Refund
12/10/2009	2	1	Snowy Effort	V. Smith	Sick	Hackathorn	\$407
	2	7	Time To Bet Cash	D. Urista	Injured	Hackathorn	\$5,217
12/11/2009	4	1	Fire Expert	J. Flores	Sick	Beck	\$1,018
12/13/2009	2	5	Special Beauty Mark	J. Flores	Sick	Hackathorn	\$413
	6	2	All Joy	D. Urista	Injured	Hackathorn	\$561
	7	1	This Chick Can Bet	C. Treece	Sick	Hackathorn	\$430
	7	3	Ackey Bilk Czech	A. Farias	Injured	Hackathorn	\$219

TRACK SAFETY REPORT

The weekly inspection was conducted on December 17, 2009.

One equine death was reported this week due to racing injuries.

During this reporting period eleven horses were added to the Veterinarian's

List as follows: three for soundness, three for injury, four for sickness, none for medication, one for bleeding, and none for shock wave therapy.

Ten horses previously on the Veterinarian's List were examined and removed from the list.

This report was submitted by Steward Albert Christiansen.

CALIFORNIA HORSE RACING BOARD

SUMMARY

	MON	TUE	WED	THU 12/10	FRI 12/11	SAT 12/12	SUN 12/13	WEEK TOTAL	MEET TOTAL
ACCIDENTS	D			0	1	0	0	1	34
CAL-BRED RACES		A		0	0	0	0	0	22
CLAIMS			R	2	3	2	9	16	526
DISQUALIFICATIONS		K		0	0	1	0	1	56
INQUIRIES	D			0	1	1	0	2	120
REFUNDS		A		3	2	1	4	10	544
RULINGS			Y	1	1	5	1	8	228

Stewards' Attendance: Albert Christiansen, Ruben Moreno, and Kim Sawyer were in daily attendance during this reporting period.

Albert Christiansen (Steward)

Ruben Moreno (Steward)

Kim Sawyer (Steward)