

CALIFORNIA HORSE RACING BOARD

1010 HURLEY WAY, SUITE 300

SACRAMENTO, CA 95825



**REPORT OF THE BOARD OF STEWARDS
OAK TREE RACING ASSOCIATION
Santa Anita Park**

To the California Horse Racing Board

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

For the period: Wednesday, October 10, 2007, through Sunday, October 14, 2007.

WEDNESDAY

10/10/07¹ **EARLY DECLARATIONS**

2nd - #7 L. C. CLARK, tr. Mike Puhich (Vet – sick, Dr. Jill Bailey)
Total refund: \$39,060.07 (refer to 10/10/07⁸)

10/10/07² **CAL-BRED REPORT**

The Cal-Bred race written for maiden two year olds, claiming price \$40,000, at a distance of 5 ½ furlongs, received eighteen entries and was divided, carded as the fifth and eighth races.

1010/07³ **FILM REVIEW**

Jockey Isaias Enriquez was in as directed to review the 7th race from Monday, where his mount was disqualified from 5th to 6th place for interference near the finish (refer 10/8/07 [4]). Films show Enriquez's mount ducked out sharply from a left hand whip and contact occurred before the rider could correct. Accordingly, he was absolved of blame.

10/10/07⁴ **CASSIDY RULING**

OTTS #008

Trainer JAMES M. CASSIDY is fined the sum of FIVE HUNDRED DOLLARS (\$500.00)* for violation of CHRB rules #1874 (Disorderly Conduct – Aggressive Behavior) on June 24, 2007.

The foregoing ruling was written following due deliberation of the facts gathered in Mr. Cassidy’s hearing conducted on 10/7/07 (refer 10/07/07¹).

10/10/07⁵ **JAMGOTCHIAN TO APPEAL**

Owner Jerry Jamgotchian telephoned the stewards this morning in regard to the disposition of the Cassidy complaint. When informed of the Stewards decision, Jamgotchian stated his wishes to appeal the ruling and was directed to C.H.R.B. Investigative staff.

10/10/07⁶ **QUINONEZ RULING**

OTTS #009

Jockey ALONSO QUINONEZ, who rode Storm Brave in the fourth race at Santa Anita on Monday, October 8, 2007 is suspended FIVE (5) racing days (October 17, 18, 19, 20 and 21, 2007) for altering course without sufficient clearance around the far turn and causing interference resulting in the disqualification of his mount from second to fifth; a violation of California Horse Racing Board rule #1699 (d) & (f) (Riding Rules – Careless Riding).

The term of this suspension shall not prohibit participation in designated races in California.

The above ruling was issued after Apprentice Jockey Alonso Quinonez appeared to review the 4th race on 10/8/07 and failed to convince the Board of Stewards that he took the correct course of action to prevent the interference. Quinonez’s mount was disqualified from second to fifth place when he came out for racing room at the ¼ pole and over-guided his mount, bumping the rival to his outside, causing that rival to stumble and lose position (refer to 10/08/07³).

10/10/07⁷ **PROGRAM PROBLEMS – WAGERING CANCELLED**

At approximately 9:30 a.m. the Stewards were alerted by California Horse Racing Board Executive Director Ingrid Fermin, that today’s racing program contained an incorrect program for Fresno’s racing card. Upon further query it

was verified that the program was indeed erroneous as the Wednesday program contained the Thursday Fresno racing card.

Mutuel Manager Randy Hartzell and Racing Publications Supervisor Victoria Baker were contacted and stated that they were in "fix" or salvage mode trying to save wagering in the south. SCOTWINC was the only area affected, as all other venues had a correct program. At 11:02 a.m. it was determined that early-bird wagers would be affected and wagering was cancelled in the south. Director of Print Candace Coder-Chew drafted a memorandum with a full explanation of the events leading up to the cancellation. Report attached.

10/10/07⁸ **REFUND SECOND RACE**

#3 "Uncertain Heights" unseated jockey Jose Valdivia, Jr. during the warm-up period prior to the 2nd race and left the racecourse, prompting a Stewards scratch. Jockey Valdivia, Jr. was uninjured in the mishap. Total refund: \$39,060.07.

10/10/07⁹ **INQUIRY, THIRD RACE – DISQUALIFICATION**

Following the 3rd race, the Stewards posted the inquiry sign in order to evaluate contact between #6 "Common Trust" (2nd Jockey Martin Pedroza) and #9 "Mad Adam" (3rd Jockey Fernando Jara) in the final 1/16.

Films show #6 came out under left handed urging and bumped #9 off stride costing the latter a chance at a better placing.

Following a thorough review of the race, after talking to the riders involved and considering the Patrol Judges report, the Stewards voted unanimously to disqualify #6 from 2nd to 3rd place.

10/10/07¹⁰ **DAILY ATTENDANCE & HANDLE**

On track	3,032	928,925.60
Inter-track	8,763	2,372,354.10
Out of state	n/a	3,184,202.45
Total	11,795	6,485,482.15

THURSDAY

10/11/07¹ **MARTIN PEDROZA CASE #07PM0017 - DISMISSED**

A complaint was filed by Fairplex security guard Thomas Tullius against jockey Martin Pedroza for alleged violation of California Horse Racing Board rule 1874 (Disorderly Conduct). The complaint alleges that Pedroza verbally abused Mr. Tullius while he was on duty at the Pomona County Fair. As the complainant failed to appear to present his side of the issue, the case was dismissed.

10/11/07² **JULIO CANANI CASE #07DM045**

Trainer Julio Canani was afforded an informal hearing to address the above referenced complaint when his horse "Count Orange" tested positive for Methocarbamol, a Class VI violation. Julio stated that his vet treated the horse too close to the race, however, understood that it is still his responsibility and accepted the following ruling.

OTTS #010

Trainer JULIO CANANI who started the horse "Count Orange", winner of the fifth race at Del Mar Thoroughbred Club on August 5, 2007, is fined the sum of FOUR HUNDRED DOLLARS (\$400.00)* pursuant to California Horse Racing Board rule #1887 (A) (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rules #1843 (A & D) (Medication, Drugs and Other Substances – METHOCARBAMOL – Class VI).

10/11/07³ **DAGOBERTO PEREZ CASE #07PM0010**

Trainer Dagoberto Perez appeared to address the above referenced complaint alleging his indebtedness to Feedplex Feed in the amount of \$4,081.75. Mr. Perez did not dispute the bill and after negotiation, the parties came to and signed a financial payment agreement requiring Mr. Perez to tender \$300 per month, due the third day of each month.

10/11/07⁴ **CAL-BRED REPORT**

The Cal-Bred race offered for fillies and mares three years old and upward, allowance/optional claiming price \$32,000 going one mile on the turf, saw seven going postward in the seventh race on the day.

10/11/07⁵ **REFUND**

As the horses assembled in the paddock prior to the sixth race, #5 "Scottish Diamond" flipped over and injured himself, necessitating a late declaration. The horse was scratched on recommendation of track veterinarian Jill Bailey, D.V.M. Refund: \$30,517.79.

10/11/07⁶ **DAILY ATTENDANCE & HANDLE**

On track	3,539	918,977.40
Inter-track	9,392	2,384,799.30
Out of state	n/a	3,111,278.33
Total	12,931	6,415,055.03

FRIDAY10/12/07¹**PURSE REDISTRIBUTION ORDERED (CASE #07SA043)**OTTS #011

Acting on a report from the University of California, Davis Maddy Analytical Laboratory, the official laboratory for the California Horse Racing Board, that the urine sample, #SA02229, taken from the horse IRON BUTTERFLY, second place finisher in the second race at Santa Anita race course on January 7, 2007 tested positive for the prohibited substance SALMETEROL (CLASS III) it is hereby ordered that IRON BUTTERFLY be disqualified from said race and unplaced. All monies earned (\$9200) by owner John D. Gunther, trainer Patrick L. Biancone and jockey Julien Leparoux are ordered returned to the Paymaster of Purses for redistribution pursuant to California Horse Racing Board rule #1760 (Purse Award or Prize to be Withheld).

The revised order of finish is as follows:

2 nd	Flight to Cash
3 rd	A Fleet Pace
4 th	Ought
5 th	Skips Charm
6 th	All Set

All records are ordered changed to reflect this ruling. Pursuant to California Horse Racing Board rule #1956 (Race Declared Official) the pari-mutuel payoffs are in no way affected.

The foregoing ruling was issued as a means of executing the final terms of a stipulated agreement between trainer Patrick Biancone and the California Horse Racing Board. Owner John D. Gunther was notified of the hearing and did not appear nor did counsel represent him.

10/12/07²**MARTIN PEDROZA RULING**

Jockey agent for Martin Pedroza, Richie Silverstein, telephoned the Stewards for the past two days and removed the rider from his mounts for personal reasons. He also stated that Pedroza was unavailable to address his disqualification from the 3rd race on Wednesday. Efforts to secure a Guild representative were to no avail. Given the circumstances, the Stewards found it necessary to go forward with the review of the incident and the following ruling ensued. Mr. Silverstein was notified of the Stewards decision.

OTTS #012

Jockey MARTIN PEDROZA, who rode Common Trust in the third race at Oak Tree at Santa Anita on Wednesday, October 10, 2007 is suspended THREE (3) racing days (October 18, 19, and 20, 2007) 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).

The term of this suspension shall not prohibit participation in designated races in California.

10/12/07³**CAL-BRED REPORT**

Both Cal-Bred races offered for today filled as follows:

Sub-1, for maiden special weights, three years old and upward at a distance of one mile and one sixteenth, received eight Cal-Breds and was used as the sixth race.

The sixth race in the book, an allowance/optional claiming \$32,000 race, for three year olds and upward, went as the seventh race with ten starters going one mile.

10/12/07⁴**STEWARDS INQUIRY/OBJECTION, FIRST RACE – NO CHANGE**

The Stewards posted the inquiry sign following the first race in order to review a multiple contact incident between first place finisher #6 “Unspoken Fur” with jockey Joseph Talamo and second place finisher #5 “Sweet August Moon” and jockey Aaron Gryder. Jockey Gryder also filed an objection.

Films show #5 came in at the 3/16 pole and bumped #6 in the hindquarters as the latter searched for racing room. Soon after #6 pushed #5 out for a clear lane and went on to prevail.

Following a thorough film review, talking to the riders involved and considering the Patrol Judges report, the Stewards agreed that mutual contact existed and the original order of finish, as posted, was affirmed. Jockey Gryder’s objection was dismissed. Both riders are scheduled for review tomorrow.

10/12/07⁵**STEWARDS INQUIRY, SEVENTH RACE – NO CHANGE**

Following the seventh race, the Stewards posted the inquiry sign to evaluate an incident approaching the 1/8 pole. Involved were #7 “More Ore” (8th jockey Aaron Gryder) #8 “Peachy Canyon” (6th jockey David Flores) and #9 “Surf

Town" (9th jockey Jon Court). The Stewards went official with the first four finishers, as those runners were not involved.

Films show #7 altered course in the stretch bumping and jostling #9 out into #8. As minor placings were involved, the Stewards opted to make no change in the placings, however, will visit with jockey Gryder on the morrow.

10/12/07⁶**DAILY ATTENDANCE & HANDLE**

On track	3,397	1,229,284.10
Inter-track	9,243	3,261,353.20
Out of state	n/a	4,096,580.48
Total	12,640	8,587,217.78

SATURDAY10/13/07¹**JOE TALAMO RULING**

Jockey Joe Talamo was in as directed to review the first race from yesterday. Joe candidly admitted that he erred when he opted to push his way out from behind rivals rather than pass through along the rail (refer 10/12/07⁴). Accordingly, the following ruling was issued:

OTTS #013

Jockey JOSEPH TALAMO, who rode Unspoken Fur in the first race at Oak Tree at Santa Anita on Friday, October 12, 2007 is suspended THREE (3) racing days (October 20, 21 and 24, 2007) for altering course without sufficient clearance in the stretch, causing interference; a violation of California Horse Racing Board rule #1699 (d) & (f) (Riding Rules – Careless Riding).

10/13/07²**AARON GRYDER RULING**

Jockey Aaron Gryder appeared as directed to review his ride in the first race from yesterday. He agreed that his mount "came in a step" while trying to lock another rival in behind foes. However in the opinion of the Stewards he crossed the line (refer 10/12/07⁴). As such, the following ruling was written:

OTTS #015

Jockey AARON GRYDER, who rode Sweet August Moon in the first race at Oak Tree at Santa Anita on Friday, October 12, 2007 is suspended THREE (3) racing days (October 20, 21 and 24, 2007) for failure to maintain a straight course in the stretch,

causing interference; a violation of California Horse Racing Board rule #1699 (d) & (f)
 (Riding Rules – Careless Riding).

10/13/07³ **OMAR BERRIO**

Jockey Omar Berrio was in to address a security violation notice that was issued when his seven-year-old son was sighted astride a pony. Omar stated that the boy loves horses and did have a safety helmet and vest on at the time. He also assured that he hand walks the pony while the boy is mounted. When told that for liability reasons that he would have to cease the activity, Omar agreed to do so and apologized for any problems it caused. Following Omar’s explanation, the Stewards felt that a warning was sufficient.

10/13/07⁴ **EARLY DECLARATIONS**

1st - #1 STORMY WOODS, tr. Bob Baffert (No lasix – Stewards)
 Refund: \$3,039.26

5th - #4 OUR SUPERSTAR, tr. Peter Miller (Identification - Stewards)
 Refund: \$1,518.80

6th - #1 MEGABYTE, tr. Mike Mitchell (Sick – Dr. Guillen)
 Refund: \$1,704.10

7th - #9 HEROI DO BAFRA (BRZ), tr. Robert Frankel (Sick – Dr. Connor)
 Refund: \$3,673.20

10/13/07⁵ **REFUND NINTH RACE**

During the loading process prior to the start of the ninth race (“Oak Tree Derby”) #1 “Star Inside” (IRE) became fractious and was injured, necessitating a late declaration upon recommendation of track veterinarian Jill Bailey, D.V.M. Refund: \$38,557.04.

10/13/07⁶ **DAILY ATTENDANCE & HANDLE**

On track	9,957	2,266,798.20
Inter-track	19,329	5,256,263.50
Out of state	n/a	5,544,870.50
Total	29,286	13,067,932.20

SUNDAY

10/14/07¹ **FILM REVIEW**

Jockey Aaron Gryder was in to review with the Stewards the seventh race from Friday 10/12/ where he shifted out for room at the 3/16 and inconvenienced the rider to his outside. Jockey Jon Court was the rider on the offended horse and offered testimony in mitigation on behalf of Mr. Gryder. After discussion and deliberation, Aaron was warned and counseled to react more quickly.

10/14/07² **MARTIN PEDROZA**

Jockey Martin Pedroza was in as requested to explain his absence and missed mounts on Thursday and Friday (10/11 and 10/12). His agent did call the Stewards on both days in question, however, offered no details on the matter. Martin stated that personal family problems were involved and that the situation was alleviated over the past two days. During the query, Mr. Pedroza was asked if any legal ramifications or future problems existed and he affirmed that all was well.

10/14/07³ **FILM REVIEW**

Jockey Martin Pedroza reviewed the fifth race from yesterday (10/13) with the Stewards where his mount drifted out just past the transition on the downhill turf course. Mr. Pedroza was warned to make a stronger effort to correct his course.

10/14/07⁴ **MARIO OLIVAREZ CASE #07PM014**

Trainer Mario Olivarez appeared to address the above referenced complaint filed when he was injured while galloping a horse at Pomona Fairplex without a license. Mr. Olivarez's trainer's license was suspended due to lack of insurance. He was galloping a horse for another trainer at the time, which requires an exercise license. Decision forthcoming.

10/14/07⁵ **EARLY DECLARATIONS**

2ND - #6 LADY DISDAIN (GB), tr. Mike Pender (Sick – Dr. Connor)
Refund: \$774.04

4th - #4 THE DUB (IRE), tr. E. G. Harty (Injured – Dr. Bailey)
Refund: \$2,314.66

5th - #4 TOLNIA (ARG), tr. John Sadler (Sick – Dr. Bailey)
#5 DATTICUS, tr. Eric Guillot (Sick – Dr. Connor)
Total refund: \$3,957.82

7th - #1 SIX AGAIN, tr. Sergio Fiscal (No lasix – Stewards)
Refund: \$6,184.74

8th - #2 SUPPOSITION (GB), tr. Robert Frankel (Stakes)
Refund: \$5,246.74

10th - #1 PERFECT STAR, tr. Frank Monteleone (Injured – Dr. Bailey)
 #3 WARREN'S BEAUTY, tr. Jorge Gutierrez (Injured – Dr. Connor)
 Total refund: \$2,040.50

10/14/07⁶ **JOCKEY OBJECTION, FOURTH RACE – NO CHANGE**

Immediately following the fourth race jockey Martin Pedroza, astride fifth place finisher #8 “Moteado” lodged a claim of foul against #9 “Hy Temp” and jockey Joel Rosario, who finished third for alleged interference in mid stretch.

Films show #6 “Risky Russ”, who finished sixth with jockey Jose Valdivia, Jr. was the actual cause of the mid-lane shift. As such, no change was necessary in the placings. Jockey Valdivia, Jr. will review the race with the Stewards on Wednesday.

10/14/07⁷ **STEWARDS INQUIRY, SIXTH RACE – NO CHANGE**

The Stewards posted the inquiry sign following the sixth race to review an incident at the start when #7 “Games We Play” unseated jockey Martin Pedroza.

Films show #7 stumbled hard at the start pulling the rider off over her head in an isolated incident. Accordingly, no change was warranted.

Jockey Pedroza was uninjured and was cleared by the E.M.T.’s to ride the remainder of the day. The two-year-old filly ran loose around the far turn and attempted to jump the outside rail. Ultimately, she wound up straddling the fence. She amazingly pushed through a gap created in the railing and freed herself as help arrived. Track veterinarian Dr. Jill Bailey reported that she sustained only minor cuts and scrapes in the calamity.

10/14/07⁸ **DAILY ATTENDANCE & HANDLE**

On track	10,774	2,444,430.40
Inter-track	19,963	5,545,927.40
Out of state	n/a	5,063,906.26
Total	30,737	13,054,264.06

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

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.

WEEK OF 10/08/07 – 10/14/07

Horses on Vet List 19
 Horses off Vet List **21**
 Shock Wave Therapy 8
 Deceased 4

SUMMARY

	Wed. 10/10	Thurs. 10/11	Fri. 10/12	Sat. 10/13	Sun. 10/14		Week	Meet
Accidents	0	0	0	0	1		1	2
Cal-bred Races	2	1	2	0	0		5	23
Claims	3	7	1	3	2		16	46
Disqualifications	1	0	0	0	0		1	4
Inquiries	1	0	2	0	2		5	13
Refunds	2	1	0	5	8		16	39
Rulings	2	1	2	3	0		8	15

Respectfully submitted,

Martin Hamilton, Steward

John Herbubeaux, Steward

Tom Ward, Steward