

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



## REPORT OF THE BOARD OF STEWARDS

### LOS ANGELES TURF CLUB, Inc.

Santa Anita Park

#### To the California Horse Racing Board

Honorable Edmund G. Brown Jr., Governor  
Honorable Chuck Winner, Chairman  
Honorable Bo Derek, 1<sup>st</sup> Vice-Chairman  
Honorable Richard A. Rosenberg, 2<sup>nd</sup> Vice-Chairman  
Honorable Madeline Auerbach, Member  
Honorable Steve Beneto, Member  
Honorable Jesse H. Choper, Member  
Honorable George Krikorian, Member  
Rick Baedeker, Executive Director  
Jacqueline Wagner, Assistant Executive Director  
Robert B. Miller, Chief Counsel CHRB

#### Week 6 – Monday, May 26, 2014 – Saturday, May 31, 2014

MONDAY  
05/26/14<sup>1</sup>

#### CHO RULING – LATS #194

The following ruling was issued after trainer MYUNG KWON CHO chose to sell his horse after it had been entered and listed on the program to race:

Owner/trainer MYUNG KWON CHO is fined FIVE HUNDRED DOLLARS (\$500.00) for violation of California Horse Racing Board Rule #1698 (Failure to Start and Run) at Santa Anita Park on May 26, 2014.

05/26/14<sup>2</sup>

#### DESORMEAUX RULING – LATS #195 – Refer 05/23/14<sup>3</sup>

The following ruling was issued after the meeting with KENT DESORMEAUX, GARY STEVENS and Guild Representative DARRELL HAIRE. The Board of Stewards decided the circumstances involved in Mr. Desormeaux's failure to ride his first mount on May 23, 2014 gave just cause for the ruling to be set aside.

With good cause having been established, ruling LATS #186, issued against jockey KENT DESORMEAUX on May 18, 2014 is set aside.

05/26/14<sup>3</sup>

#### DECLARATIONS, CHANGES and REFUNDS

1 <sup>st</sup> race	No Changes Refund \$325.10
2 <sup>nd</sup> race	<b>WIN WAGER ONLY- THREE-HORSE FIELD</b> #3 SUPER NINETY NINE (Tr. B. Baffert) Steward - stake #4 Wild Dude (Tr. J. Hollendorfer) Veterinarian-unsound post parade- Dr. Stead. Refund \$98,304.49
3 <sup>rd</sup> race	#3 ZENJI (Tr. J. Sadler) claimed by Tr. R. Baltas #7 CANDY'S SUNRISE (Tr. C. Treece) claimed by Tr. J. Mullins Refund \$96/00
4 <sup>th</sup> race	#1 NO ICE CASTLES (Tr. R. Lucas) Veterinarian – sick - Dr. Grande #4 FOREST ROMANCE (Tr. B. Grayson) claimed by Tr. J. Sadler #7 VICTORY PARADE (Tr. L. Hernandez) Veterinarian– injured–Dr. Grande Refund \$1,029.02

5<sup>th</sup> race No Changes. Refund \$14.00  
 6<sup>th</sup> race #2 MAVERICKS GUN (Tr. B. Koriner) claimed by Tr. D. O'Neill  
 #5 DIRTY SWAGG (Tr. M. K. Cho) Steward - horse sold  
 Refund \$247.00  
 7<sup>th</sup> race No Changes. Refund \$1.00  
 8<sup>th</sup> race #1 ZEN ENVY (Tr. A. Espinosa) Steward - loose post parade  
 Refund \$10,268.06  
 9<sup>th</sup> race #13 BOW TIE BELLE (Tr. E. January) F. Martinez replaced S. Herrera  
 (no call). Refund \$17.10

05/26/14<sup>4</sup>**DAILY ATTENDANCE & HANDLE**

On track	10,072	1,644,118.90
SCOTWinc	6,703	2,284,185.00
Out of state	N/A	6,084,486.06
Total	16,775	10,012,789.96

**THURSDAY**05/29/14<sup>1</sup>**DARK DAY HEARINGS**

Two hearings were held today that had been scheduled before management opted not to race this afternoon. The parties involved were unable to change their calendars for a continuance in which the hearings could be heard in a timely manner.

05/29/14<sup>2</sup>**POLANCO FORMAL HEARING - CASE #14SA138**

The CHRB filed a complaint against trainer MARCELO POLANCO for an alleged violation of CHRB rules #1843 (a)(d) (Medication, Drugs and Other Substances), #1844 (c)(1) (Authorized Medication), and #1887 (Trainer to Insure Condition of Horse). Present before the Board of Stewards were: trainer MARCELO POLANCO, Investigator PHIL MIYAZAKI representing the CHRB, and court reporter MICHELLE DERIEG documenting the proceedings.

The post-race test of the horse SMIL'N FROM ABOVE, first in the second race on April 12, 2014, showed the presence of Phenylbutazone (4.23 ug/ml). Mr. Polanco explained he gave the horse the medication in paste form 72 hours prior to the race, and Mr. Polanco's practicing veterinarian, Dr. JEFF BLEA, treated the horse with an injection of the same medication approximately 32 hours out. Official Veterinarian TIM GRANDE warned Mr. Polanco that if he receives another overage of this drug, it may lead to the withdrawal of authorization for the use of Phenylbutazone in his stable.

It has been more than a year since Mr. Polanco had an overage of this medication and the CHRB recommendation was that a warning be given. The Board of Stewards agreed and issued the warning.

05/29/14<sup>3</sup>**DESORMEAUX FORMAL HEARING - CASE #14SA155**

The CHRB filed a complaint on behalf of jockey agent DANIEL THOMAS HIGH against jockey KENT DESORMEAUX for a possible violation of CHRB rule #1876 (Financial Responsibility). Involved was a percentage of the jockey fee possibly owed to Mr. High when the horse IMPERATIVE won the Charles Town Classic (Grade II) on April 19, 2014. The purse was \$1,500,000.00, Mr. High feels he is entitled to the agent's commission from Mr. Desormeaux's win, which would amount to \$25,000.

Present before the Board of Stewards were: Attorney STEVE SCHWARTZ representing Mr. High, Mr. Desormeaux without representation, Investigator RICK AMIEVA (observer) and Court Reporter MICHELLE DERIEG documenting the proceedings. Witnesses called by Mr. Schwartz were trainer GEORGE PAPAPRODROMOU and complainant Daniel High. Mr. Desormeaux's agent MIKE CIANI appeared as a witness for Mr. Desormeaux. The first order of business was whether this issue comes under the jurisdiction of the CHRB rules and regulations as the race was run in West Virginia. Secondly, was Mr. High employed by Mr. Desormeaux when Mr. Papaprodromou made the decision to race in West Virginia?

Mr. Desormeaux stated Mr. High was released from his agent obligations before

Mr. Papaprodromou decided to race in West Virginia. He stated JOSE SANTOS was his agent and had made all of his travel arrangements to ride this horse.

Mr. High stated he checked with trainer Papaprodromou daily for Mr. Desormeaux as to the status of the horse IMPERATIVE to race in West Virginia.

Testimony was heard, exhibits were entered into evidence, and the hearing was closed. Decision to follow.

FRIDAY  
05/30/14<sup>1</sup>

#### **FILM REVIEW**

Jockey MIKE SMITH, representing jockey ROSIE NAPRAVNIK, met with the Stewards to discuss her ride in the Gamely Stakes on Monday. In the stretch, EMOLLIENT was racing erratically. Ms. Napravnik's first two efforts to correct were admirable; however, the third effort was questionable. In a unanimous decision Ms. Napravnik was issued a warning. Mr. Smith's defense for Ms. Napravnik was that when he rode EMOLLIENT in her last eight starts, she was hard to ride and was likely to race unpredictably.

05/30/14<sup>2</sup>

#### **URBINA FORMAL HEARING CASE 14SA065**

The CHRB filed a complaint against Pony Rider THOMAS URBINA for a possible violation of CHRB rule #1902.5 (Animal Welfare). Investigator PHIL MIYAZAKI represented the CHRB, and Court Reporter MICHELLE DERIEG documented the proceedings. Safety Steward LUIS JAUREGUI acted as translator for Mr. Urbina. Sergeant PAUL NALBANDIAN, employed by Santa Anita Security, testified that he reported the incident to the Investigators after Bloodstock Agent MARY ROWAN complained to Security.

The complaint package contained pictures of cleaning equipment for the stall in the stall, a pile of horse manure on top of clean straw, and a stall guard used in the manner of a hay rack tied against the wall with hay in it.

Mr. Urbina stated he has previously had his rake and fork stolen and this was the reason for the placement of the tools. He also testified the use of the stall guard was to hold the hay back to keep it clean and in one place. Decision to follow.

05/30/14<sup>3</sup>

#### **CLAIM VOIDED**

After a soundness examination of #3 SUMMERS DIGNITY in the first race, Official Veterinarian TIM GRANDE placed the horse on the Veterinarian's List. The claim was voided and the horse returned to the stable of trainer KEITH CRAIGMYLE.

\_05/30/14<sup>4</sup>

#### **DECLARATIONS, CHANGES AND REFUNDS**

1 <sup>st</sup> race	#1 ELTONINADRESS (Tr. A. Kitchingman) claimed by Tr. R. Diodoro #3 SUMMERS DIGNITY (Tr. K. Craigymle) claimed by Tr. G. Vallejo <b>CLAIM VOIDED</b>
	#4 ACUTE (Tr. M. Glatt) claimed by Tr. P. Miller #6 LADY VIVIEN (Tr. D. Bernstein) claimed by Tr. E. Freeman Refund \$239.00
2 <sup>nd</sup> race	#2 KEEGERS (Tr. J. Metz) Veterinarian – sick - Dr. Grande #8 SHOW AND TELL (Tr. G. Sherlock) Veterinarian-injured-Dr. Grande Refund \$439.60
3 <sup>rd</sup> race	#5 TAKEIT TO THE LIMIT (Tr. M. Pender) Veterinarian-injured-Dr. Grande Refund \$816.10
4 <sup>th</sup> race	#8 TIZ BUT A DREAM (Tr. R. Baltas) Veterinarian – sick - Dr. Stead Refund \$1,181.04
5 <sup>th</sup> race	#2 SPOOKY LADY (Tr. T. West) Veterinarian-sick-Dr. Grande #5 FANNY BRICE (Tr. R. Diodoro) claimed by Tr. R. Baltas #6 TRIBAL PEACE (Tr. J. Sadler) claimed by Tr. C. Dollase Refund \$517.20
6 <sup>th</sup> race	No Changes. Refund \$26.10
7 <sup>th</sup> race	No Changes. Refund \$37.00
8 <sup>th</sup> race	#10 ITSGETTINHOTINHERE (Tr. J. Sadler) claimed by Tr. V. Belvoir Refund \$400.22

05/30/14<sup>5</sup>**DAILY ATTENDANCE & HANDLE**

On track	8,392	910,504.30
SCOTWinc	5,644	1,806,236.20
Out of state	N/A	5,958,243.56
Total	14,036	8,674,984.06

**SATURDAY**05/31/14<sup>1</sup>**MOGER FORMAL HEARING - CASE #14SA147**

The CHRB filed a complaint against trainer ED MOGER, Jr., for an alleged violation of CHRB Rules #1843 (a)(d) (Medication, Drugs and Other Substances.), #1844 (c)(1) (Authorized Medication.) and #1887 (Trainer to Insure Condition of Horse.)

Mr. Moger was not available due to personal issues, but his assistant trainer RON GLATT appeared. The horse in question, STORMY LUCY, ran first in the fourth race at Santa Anita on April 13, 2014. The blood sample contained 2.59 ug/ml of Phenylbutazone. The CHRB was represented by Investigator JIM HAMILTON and Court Reporter MICHELLE DERIEG documented the proceedings.

Mr. Glatt said the horse shipped in from northern California three days prior to the race. He knew of no reason for the overage, unless the horse had been medicated before leaving Golden Gate, as the horse was treated for the race at Santa Anita by Mr. Moger's practicing veterinarian. Mr. Moger is eligible for and received a warning in accordance with the CHRB Category D penalty guidelines.

05/31/14<sup>2</sup>**RUVALCABA FITNESS HEARING CASE #13SA186**

Present before the Board of Stewards to hear the complaint were: Investigator PHILLIP MIYAZAKI representing the CHRB and the respondent MARTIN RUVALCABA. On January 31, 2014, Mr. Ruvalcaba failed to appear in Alhambra Superior Court, Department "X" on case #4AL0398101. He has been scheduled to appear in court for a progress report for violation of Health and Safety Code section 11550 (A), under the influence of a controlled substance. Firstly, Mr. Ruvalcaba must be tested by the CHRB and the test will be sent to Quest Laboratory. Also, he must meet with Winners' Foundation for an evaluation. This hearing is continued until those requirements have been completed.

05/31/14<sup>3</sup>**M. K. CHO - CASE 14SA121**

The financial complaint filed by Citrus Feeds was signed off after verification that they received full payment for the debt owed from owner/trainer M. K. CHO.

05/31/14<sup>4</sup>**CAL-BRED REPORT**

Four Cal-bred races were used during this reporting period.

05/31/14<sup>5</sup>**GOOD RACING**

There were no reportable incidents yesterday in the nine-race card other than any changes that are listed below.

05/31/14<sup>6</sup>**DECLARATIONS, CHANGES and REFUNDS**

1<sup>st</sup> race #2 BENCH LIGHT (Tr. D. O'Neill) claimed by Tr. M. Pender  
#6 HAWKEDON (P. D'Amato) claimed by Tr. M. Puype  
Refund \$10.00

2<sup>nd</sup> race No Changes. Refund \$51.00

3<sup>rd</sup> race #4 DOHENY (Tr. R. Bean) DNF-walked back to stable. Refund \$188.30

4<sup>th</sup> race #8 DEEP PLAY (Tr. D. Vienna) Veterinarian – sick - Dr. Stead  
#9 MONASTIC (Tr. T. Proctor) claimed by Tr. C. Treece. Refund \$3,516.52

5<sup>th</sup> race #3 MARGIES MINUTE (Tr. B. Greely) Veterinarian, flipped paddock, Dr. Stead  
#12 EVERLOVIN WOMAN (Tr. J. Herrick) Veterinarian-sick- Dr. Grande  
Refund \$11,901.74

6<sup>th</sup> race No Changes. Refund \$93.50

7<sup>th</sup> race #3 SKY KINGDOM (Tr. B. Baffert) Steward-stake  
Refund \$1,272.40. Minus Pool \$2,855.34

8<sup>th</sup> race No Changes. Refund \$70.00

9<sup>th</sup> race #3 TRAWEEK (Tr. R. Rosales) Veterinarian-sick-Dr. Grande

#5 LOVMEISTER (Tr. B. Spawr) claimed by Tr. G. Vallejo  
 #6 NEWFOUND GOLD (T. Yakteen) claimed by Tr. R. Diodoro  
 #11 TRUELEE SCRAPPIN (Tr. W. R. Whitehouse) Veterinarian – sick –  
 Dr. Grande. Refund \$1,982.82

05/31/14<sup>7</sup>**DAILY ATTENDANCE & HANDLE**

On track	5,926	1,637,566.40
SCOTWinc	6,924	2,549,660.00
Out of state	N/A	7,194,072.82
Total	12,650	11,381,299.22

**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.

**SUMMARY**

	Mon 5/26	Fri 5/30	Sat 5/31	Week	Meet
Accidents	0	0	0	0	4
Cal-Bred Races	3	0	1	4	32
Claims	4	6	5	15	90
Disqualifications	0	0	0	0	2
Inquiries	0	0	0	0	9
Refunds	5	5	5	15	84
Rulings	2	0	0	2	27
Voided Claims	0	1	0	1	13

Respectfully submitted,

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 Kim Sawyer, Steward

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 C. Scott Chaney, Steward

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 Tom Ward, Steward

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 Luis Jauregui, Safety Steward

BOS:KS:cr