

**CALIFORNIA HORSE RACING BOARD**

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**REPORT OF THE BOARD OF STEWARDS**  
**Del Mar Thoroughbred Club**  
Del Mar Thoroughbred Club, Del Mar, California  
**TO THE CALIFORNIA HORSE RACING BOARD**

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Honorable Alex Solis, Member

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Darrel McHargue, Chief Steward

**Report for the Week of Monday, August 9, 2021, through Sunday, August 15, 2021**

**WEDNESDAY ENTRY DAY**8/11/21<sup>1</sup>

The backside racing office was open today accepting entries for Saturday August 14, 2021. Ten (10) races were filled by Racing Secretary David Jerkens and his staff. Seventy-nine (79) horses are scheduled to start. Clerk of Scales Charles McCaul handled the 'scratch board' for Thursday August 12. All changes were activated after the 10:00 a.m. deadline. Steward Grant Baker was on duty today overseeing entries and declarations.

**THURSDAY SIMON CALLAGHAN HEARING (CASE NO. 21SA0056)**8/12/21<sup>1</sup>

Bonsall, California based attorney Darrell Vienna contacted CHRB enforcement yesterday Wednesday August 11. He relayed to CHRB Investigator Greg Icamen that his client, Trainer Simon Callaghan, had his plane flight cancelled in Albany, NY yesterday which was scheduled to return him to Del Mar. The Stewards contacted each other on this dark day and voted to grant a continuance. More to follow.

8/12/21<sup>2</sup>**TYLER BAZE FILM REVIEW**

Jockey Tyler Baze appeared in the Stewards' office in the eighth race on Sunday August 8. In this 5 ½ furlong event Jockey Baze was aboard #8 Sue Ettas Ghost. This filly breaks inward and interferes with a rival to its inside. Jockey Bazes' reaction time was fairly swift, however leaving the gate the Stewards' felt Jockey Baze had too 'long a hold' particularly, with his 'outside rein'. No penalty was issued following today's film review.

8/12/21<sup>3</sup>**KYLE FREY FILM REVIEW**

Jockey Kyle Frey appeared in the Stewards' office this review his ride on Sunday August aboard #7 Betito who finished sixth in the second race. This race was contested at 1 1/16<sup>th</sup>

miles on the main track. Entering the first (clubhouse) turn #7 Benito 'shaves' (tightens up) the racing room on #5 Palace Coup (Ricardo Gonzalez-DNF) causing Jockey Gonzalez to check his mount. Jockey Frey was candid at today's film review and told the Stewards' he knows he 'has to do better' when it comes to allowing racing clearance. The Stewards, in a unanimous decision issued Jockey Frey a warning.

8/12/21<sup>4</sup>

**UMBERTO RISPOLI FILM REVIEW (REF: 8/08/21 (5))**

Jockey Umberto Rispoli appeared in the Stewards' office to review his ride aboard #6 Sword Zorro (IRE) who finished first but was disqualified and placed third in the \$150,000 La Jolla Handicap (Grade III) which was the ninth race on Sunday August 8. In this 1 1/16<sup>th</sup> miles turf event. #6 Sword Dancer (IRE) has the lead in this race entering the homestretch. Jockey Rispoli commences his run into the homestretch racing along the rail. He uses his riding crop four (4) times (all left-handed). Each strike of the crop leads to his mount drifting out. Jockey Rispoli and #6 Sword Dancer (IRE) eventually contribute to the interference whereby original second place finisher #5 Zoffarelli (IRE) (Drayden Van Dyke) and third place finisher #3 Hudson Ridge (Abel Cedillo) were both bumped and impeded in 'deep stretch'. The Stewards were of the unanimous opinion that this was a careless ride by Jockey Rispoli, it's his second violation of CHRB Rule #1699 (Riding Rules) at this Del Mar meet that began July 16, 2021.

**DMTD Ruling #045**

Jockey UMBERTO RISPOLI, who rode SWORD ZORRO (IRE) in the ninth race at Del Mar Race Track on August 8, 2021, is suspended for FOUR (4) racing days (August 19, 20, 21 and 22, 2021), for failure to maintain a straight course in the stretch and causing interference, which resulted in the disqualification of his mount from first to third place. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules – careless riding – second offense in sixty (60) days).

8/12/21<sup>5</sup>

**FIFTH RACE INQUIRY/DISQUALIFICATION**

The Stewards posted the Inquiry sign after viewing an incident just inside the 3/16ths mile marker. This race was contested at one (1) mile on the main track. At the point of the incident a fast closing #5 Next Revolt (Flavien Prat-original first place) angles inward and 'splits' two (2) horses. Original second place finisher #3 American Dancer (Jose Valdivia Jr.) was on the outside and original fourth place finisher #7 Invictatatus (Abel Cedillo) was on the inside. The result of this incident was Jockey Abel Cedillo checking his mount very sharply in order to avoid clipping the heels of #5 Next Revolt.

#7 Invictatatus loses significant momentum after this incident and raced on to a fourth-place finish beaten ½ of a length for the 'show position. The Stewards spoke to both jockeys involved, reviewed all camera angles, and received a Patrol Judge report. In a unanimous decision #5 Next Revolt was disqualified and placed fourth. Jockey Flavien Prat was ordered to film review with the Stewards'.

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

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

8/12/21<sup>6</sup>

**DECLARATIONS, CHANGES & REFUNDS**

1 <sup>st</sup> Race	Declaration #4 Roadside (Tr. P. Eurton) Sick- Dana Stead DVM REFUND: \$1,613.46
2 <sup>nd</sup> Race	Declaration #5 Restoring Dreams (Tr. J. Wallace) Sick- Nolton Pattio VMD REFUND: \$622.10 #1 McWherter (Tr. D. O'Neill) claimed, R. DeLeon, trainer #2 Barristan The Bold (GB) (Tr. M. Glatt) claimed, R. Hanson, trainer #3 Ian Glass (Tr. A. Mathis) claimed, R. Ellis, trainer

3<sup>rd</sup> Race #4 Psycho Dar (Tr. K. Mulhall) claimed, E. Truman, trainer  
 #3 Jacrodra's Devil (Tr. H. Palma) claimed, M. Glatt, trainer  
 #5 Super Renee (Tr. K. Mulhall) claimed, J. Sadler, trainer  
 5<sup>th</sup> Race #3 American Dance (Tr. S. Callaghan) claimed, R.B. Hess Jr., trainer  
 #7 Invictatatus (Tr. A. Marquez) claimed, I. Tamayo, trainer-VOID-N. Pattio VMD  
 7<sup>th</sup> Race #4 Hot Pastrami (Tr. D. O'Neill) claimed, R. B. Hess Jr., trainer  
 #7 Half Right (Tr. J. Mullins) claimed, S. Knapp, trainer. REFUND: \$2,056.40

8/12/21<sup>7</sup>

**DAILY ATTENDANCE & HANDLE**

On track	5,607	\$753,211.90
SCOTWinc	2,089	\$2,002,853.66
Out of state + ADW	N/A	\$7,132,239.44
Total	7,696	\$9,888,305.00

**FRIDAY**

8/13/21<sup>1</sup>

**FLAVIEN PRAT FILM REVIEW (REF: 8/12/21 (5))**

Jockey Flavien Prat appeared in the Stewards' office to review his ride aboard #5 Next Revolt in Yesterday's (August 12) fifth race. In this one (1) mile main track event Jockey Prat was aboard the original first place finisher #5 Next Revolt who was disqualified and placed fourth for interference to original fourth place finisher #7 Invictatatus (Abel Cedillo) for a foul entering the stretch. Jockey Prat was candid at today' film review and told the Stewards he 'wasn't clear' of #7 Invictatatus when he forced that rival to steady off of heels at the 3/16ths marker. In a unanimous decision the Stewards issued the following ruling.

**DMTD Ruling #46**

Jockey FLAVIEN PRAT, who rode NEXT REVOLT in the fifth race at Del Mar Race Track on August 12, 2021, is suspended for THREE (3) racing days (August 20, 21 and 22, 2021), for altering course without sufficient clearance in the stretch and causing interference, which resulted in the disqualification of his mount from first to fourth place. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules – careless riding).

8/13/21<sup>2</sup>

**MARIO GUTIERREZ RULING**

Jockey Mario Gutierrez appeared in the Stewards' office to review his ride aboard #4 Too Late who finished second in the third race on Sunday August 8. In this five (5) furlong turf race Jockey Gutierrez used his riding crop a total of seven (7) times and acknowledged as such to the Stewards. In a unanimous vote we issued the following ruling.

**DMTD Ruling #47**

Jockey MARIO GUTIERREZ who rode TOO LATE in the third race at Del Mar Race Track August 8, 2021, is fined FIVE HUNDRED DOLLARS (\$500.00)\* for violation of California Horse Racing Board Rule #1688 (b)(8) (Use of Riding Crop-used more than six (6) times in a race).

8/13/21<sup>3</sup>

**SECOND MARIO GUTIERREZ RULING**

Jockey Mario Gutierrez failed to attend film review as ordered yesterday August 12. The ruling below addresses a rule violation for missing this informal hearing.

**DMTD Ruling #48**

Jockey MARIO GUTIERREZ is fined FIFTY DOLLARS (\$50.00)\* for violation of California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers - failure to attend film review on August 12, 2021).

8/13/21<sup>4</sup>

**FIRST RACE INQUIRY/JOCKEYS OBJECTION/DISQUALIFICATION**

The Stewards posted the Inquiry sign after viewing an incident inside the 1/16<sup>th</sup> mile marker. Following this one (1) mile turf race Jockey Tyler Baze, who rode fourth place finisher #8 Mongolian Rum, lodged a 'claim of foul' against original first place finisher #2 Busker Allie (Jessica Pyfer) for alleged interference.

#2 Busker Allie drifts in during the final one hundred (100) yards forcing #8 Mongolian Rim and Jockey Baze to steady his mount and finishing a 'head' behind the third place finisher. When he steadies his mount, he in turn, makes contact with #7 Agador Spartacus (Edwin Maldonado) who finishes third; beaten a nose for the place position. In a majority decision (Steward Jauregui dissent) #2 Busker Allie was disqualified and placed fourth. Apprentice Jockey Jessica Pyfer was ordered to film review with the Stewards.

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

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

8/13/21<sup>5</sup>

**DECLARATIONS, CHANGES & REFUNDS**

1<sup>st</sup> Race Declaration #3 My Mane Champ (Tr. M. Maker) Sick- Nolton Pattio VMD  
REFUND: \$2,633.80

4<sup>th</sup> Race #1 Aristeia (Tr. J. Nehf) claimed, S. Miyadi, trainer  
#8 La Pulcinela (Tr. R. Moquett) claimed, J. Wong, trainer

5<sup>th</sup> Race Disregard Equipment Change #6 Tallemark

6<sup>th</sup> Race #9 Box of Chocolates (Tr. J. Sadler) Sick-Dana Stead DVM.  
REFUND: \$6,331.58

6<sup>th</sup> Race #3 Scabbard (D. Pedersen) claimed, J. Wong, trainer  
#8 Rousing Slammer (Tr. M. Puype) claimed, D. O'Neill. Trainer—VOID-Nolton  
Pattio VMD

7<sup>th</sup> Race #1 River Tiber (Tr. D. O'Neill) Injured- Nolton Pattio VMD. REFUND: \$1,559.62

8<sup>th</sup> Race Declarations #4 Floyd Knowles (Tr. S. Miyadi) No Hind Shoes-Stewards  
#7 Kimmer (Tr. R. Hanson) Injured- Nolton Pattio VMD. REFUND: \$5,448.97  
Equipment Change #6 State of the Union---Blinkers On

8/13/21<sup>6</sup>

**DAILY ATTENDANCE & HANDLE**

On track	5,405	\$976,918.98
SCOTWinc	2,733	\$2,755,248.14
Out of state + ADW	N/A	\$9,438,563.89
Total	8,138	\$13,170,731.01

**SATURDAY**

**NICK ALEXANDER & PHIL D'AMATO FILM REVIEW (REF: 8/13/21 (4))**

8/14/21<sup>1</sup>

Owner Nick Alexander and Trainer Phil D'Amato came to the Stewards' office this morning for a meeting that was requested following yesterday's (August 13) Inquiry/ Objection/Disqualification in the first race which was contested at one (1) mile on the Jimmy Durante Turf Course. Mr. Alexander is the owner of the original first place finisher of this race #2 Busker Allie (Jessica Pyfer) who was disqualified and placed fourth in a majority decision. These two (2) gentlemen wanted to get the Stewards' interpretation of the events that led to the demotion of their two (2) year old filly yesterday. Their professional demeanor was appreciated by this office.

8/14/21<sup>2</sup>

**JESSICA PYFER FILM REVIEW (REF: 8/13/21 (4))**

Apprentice Jockey Jessica Pyfer appeared in the Stewards' office to review her ride aboard #2 Busker Allie who finished first but was disqualified and placed fourth in yesterdays (August 13) second race. Apprentice Pyfer drifted inward in the final furlong of this one (1) mile turf race. This action caused Jockey Tyler Baze, who rode fourth place finisher #8 Mongolian Rim, to steady his mount and cost him an opportunity for a better placing, in the unanimous opinion of the Stewards. This was the third lifetime start for the two-year old #2 Busker Allie. Ms. Pyfer

accepted responsibility for her mounts errant path in this race. She was issued a 'warning' for this effort in what was close to a penalty worthy ride. Our decision was unanimous.

8/14/21<sup>3</sup>

### **WAYNE BARNETT FILM REVIEW**

Jockey Wayne Barnett appeared in the Stewards' office in order to review two (2) of his rides from yesterday August 13.

RACE 4- Jockey Barnett is on ninth place finisher #1 Aristeia. At the ¼ mile marker he is near the 'back of the pack'. Before he straightens his mount out for the run down the homestretch, he alters course out in front of tenth (last) place finisher #7 My Sis Cindy (Jose Valdivia Jr.)

RACE 5- In this one (1) mile turf race Jockey Barnett is aboard ninth (last) place finisher #1 Larry's Legend. Approaching the far turn he shifts outward from his rail position and makes contact with #8 Hail Freedom (Umberto Rispoli-3<sup>rd</sup> place), who then makes contact with second place finisher #9 Big Coupe (Flavien Prat).

Jockey Barnett accepted responsibility for these sub-par rides. He was issued a 'warning' for both of them. His future endeavors will be monitored closely with adherence to CHRB Rule #1699 Riding Rules obviously in mind.

8/14/21<sup>4</sup>

### **PARKING VIOLATIONS**

Del Mar (DMTC) Security gave the Stewards five (5) parking citations that they recently issued to CHRB licensees. These violations have all been paid.

#### **DMTD Ruling #049**

Exercise Rider BYRON DONIS is fined TWENTY FIVE DOLLARS (\$25.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – PARKING VIOLATION).

#### **DMTD Ruling #050**

Pony Rider HELBER DONIS is fined TWENTY FIVE DOLLARS (\$25.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – PARKING VIOLATION).

#### **DMTD Ruling #051**

Assistant Veterinarian MICHAEL WARREN is fined TWENTY FIVE DOLLARS (\$25.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – PARKING VIOLATION).

#### **DMTD Ruling #052**

Stable Foreman ANTONIO LOPEZ is fined TWENTY FIVE DOLLARS (\$25.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – PARKING VIOLATION).

#### **DMTD Ruling #053**

Groom JOSE GARCIA is fined TWENTY FIVE DOLLARS (\$25.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – PARKING VIOLATION).

8/14/21<sup>5</sup>

### **GOOD RACING**

Today's ten (10) race card went well as it was free of Steward Inquiries and/or jockey objections.

8/14/21<sup>6</sup>

### **DECLARATIONS, CHANGES & REFUNDS**

1 <sup>st</sup> Race	Declaration #4 Launch Pad (R.B. Hess Jr.) Injured-Nolton Pattio DVM #7 Sometimes Always (Tr. M. Shirer) claimed, J. Gutierrez, trainer REFUND: \$13,018.79
2 <sup>nd</sup> Race	#2 French Getaway (Tr. R. B. Hess Jr.) claimed, R. Mulhall, trainer #3 Luck of the Draw (Tr. P. Miller) claimed, V. Garcia, trainer

#4 Irish Heatwave (Tr. P. Miller) claimed, M. Maker, trainer  
 #7 Storm the Bastille (FR) (Tr. A. Kitchingman) claimed, Q. Howey, trainer-**VOID**-  
 Laurie Bohannon DVM  
 3<sup>rd</sup> Race #6 Vegan (Tr. B. Spawr) claimed, M. Glatt, trainer  
 5<sup>th</sup> Race Declaration #4 Sugar Sugar (Tr. P. Miller) Sick- P. Laurie Bohannon DVM  
 REFUND: \$7,526.40  
 8<sup>th</sup> Race #5 Rideforthebecause Corrected Weight 125 lbs.

8/14/21<sup>7</sup>

**DAILY ATTENDANCE & HANDLE**

On track	10,476	\$1,680,860.69
SCOTWinc	4,273	\$4,984,691.23
Out of state + ADW	N/A	\$12,200,537.34
Total	14,749	\$18,866,089.26

**SUNDAY**

8/15/21<sup>1</sup>

**SIMON CALLAGHAN COMPLAINT (CASE NO.21SA0056)**

The CHRB filed a complaint against Trainer Simon Callaghan for alleged violation of CHRB Rule #1666.2 (g) (Shockwave Therapy Restricted) and Rule #1887 (a) (Trainer or Owner to Insure Condition of Horse). CHRB Investigator Greg Icamen presented a twenty-two (22) page complaint at today's hearing. The cover page of this complaint reads as follows:

*On May 22, 2021 "FEDERAL BUREAU" trained by Simon Callaghan, conducted a 4 furlong workout. Prior to the workout, Callaghan's attending Veterinarian Vince Baker performed three ESWT treatments on Federal Bureau on May 5, 12, and 19, 2021. Horses treated with ESWT may not participate in a workout for 30 days after treatment.*

Attorney Darrell Vienna represented Trainer Callaghan who was present at today's hearing. Mr. Vienna participated via the Microsoft Teams format. Dr. Rick Arthur also participated via this same format as a witness for the CHRB. Michelle Derieg (Weinstein Court Reporters LLC) transcribed the proceedings.

Documents were marked as exhibits. Testimony was given by all parties. Decision to follow.

8/15/21<sup>2</sup>

**SMOOTH CARD**

Today's nine (9) race card went well as it was free of Stewards' inquires and/or jockey objections.

8/15/21<sup>3</sup>

**DECLARATIONS, CHANGES & REFUNDS**

1<sup>st</sup> Race Declaration #4 Busy Paynter (Tr. A. Mathis) Injured-Laurie Bohannon, trainer  
 REFUND: \$2,372.12  
 #1 Saving Sophie (Tr. H. Palma) claimed, M. Shirer, trainer  
 #3 Storming Lady (Tr. A. Marquez) claimed, J. Mullins, trainer  
 #5 On Deck (Tr. B. McLean) claimed, J. Wong, trainer  
 2<sup>nd</sup> Race #2 Tizlightning (Tr. S. Miyadi) Injured-Laurie Bohannon, DVM.  
 REFUND: \$1,303.88  
 #6 Saus Call (Tr. S. Miyadi) claimed, D. O'Neill, trainer – **VOID** – N. Pattio VMD  
 3<sup>rd</sup> Race Declarations #4 Ole Silver (Tr. P. D'Amato) Sick-Dana Stead DVM  
 #9 Acting Out (Tr. A. Sherman) Sick- Nolton Pattio VMD. REFUND: \$2,501.71  
 4<sup>th</sup> Race Declaration #9 Vaporized (Tr. K. Mulhall) Sick- Nolton Pattio VMD  
 REFUND: \$416.60  
 #4 Heir (FR) (Tr. V. Belvoir) claimed, I. Tamayo, trainer -**Void**-Nolton Pattio VMD  
 #7 Big Well (Tr. R. Hanson) claimed, K. Mulhall-**Void**- Nolton Pattio VMD  
 6<sup>th</sup> Race Declaration #4 What Goes On Tour (Tr. R.B. Hess Jr.) Sick-Laurie Bohannon  
 DVM. REFUND: \$1,644.40  
 #8 Flat Out Joy (Tr. R. Ellis) claimed, D. O'Neill, trainer  
 7<sup>th</sup> Race #5 Warm Summer (Tr. O.J. Jauregui) Sick-Laurie Bohannon, DVM

8<sup>th</sup> Race REFUND: \$1,117.78  
 Declaration #3 Route Six Six (Tr. B. Koriner) Sick- Nolton Pattio VMD  
 REFUND: \$894.78  
 #4 Cajun Treasure (Tr. G. Papaprodromou) claimed, P. Miller, trainer  
 #6 Leprino (Tr. J. Wong) claimed, C. Treece, trainer  
 #7 Causeididitmyway (Tr. L. Powell) claimed, M. Shirer, trainer  
 9<sup>th</sup> Race #6 Seeking Refuge (Tr. M. Ortiz Jr.) Injured-Laurie Bohannon DVM  
 REFUND: \$2,815.14

8/15/21<sup>4</sup>

**DAILY ATTENDANCE & HANDLE**

On track	7,021	\$1,211,227.93
SCOTWinc	4,056	\$4,017,619.88
Out of state + ADW	N/A	\$11,080,282.35
Total	11,077	\$16,309,130.16

**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 – WEEK OF 8/09 /21 TO 8/15/21**

Horses on Vet List 26  
 Horses off Vet List 9  
 Shock Wave Therapy 0  
 Fatalities 0  
 Medication 0  
 Claims Voided 6

**SUMMARY**

	No Racing	Thurs 8/12	Fri 8/13	Sat 8/14	Sun 8/15	Week	Meet
<b>Accidents</b>		0	0	0	0	0	0
<b>Cal-Bred Races</b>		2	2	2	2	8	36
<b>Claims</b>		10	3	5	7	25	140
<b>Disqualifications</b>		1	1	0	0	2	7
<b>Inquiries</b>		1	1	0	0	2	14
<b>Refunds</b>		3	5	2	8	18	114
<b>Rulings</b>		1	3	5	0	9	53
<b>Voided Claims</b>		1	1	1	3	6	22

Respectfully submitted,

\_\_\_\_\_  
 Grant W. Baker, Steward

\_\_\_\_\_  
 Kim Sawyer, Steward

\_\_\_\_\_  
 Luis Jauregui Steward

BOS: GB/SV