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CALIFORNIA HORSE RACING BOARD



CALIFORNIA STATE FAIR & EXPOSITION

1600 Exposition Blvd.
 Sacramento, CA 95815

Report of the Board of Stewards To the California Horse Racing Board

Honorable Edmund G. Brown, Jr., Governor

Honorable Chuck Winner, Chairman
 Honorable Richard Rosenberg, Vice Chairman
 Honorable Madeline Auerbach, Member
 Honorable Steve Beneto, Member
 Honorable Jesse H. Choper, Member
 Honorable George Krikorian, Member
 Honorable Alex Solis, Member
 Rick Baedeker, Executive Director
 Jacqueline Wagner, Assistant Executive Director
 Robert B. Miller, Chief Counsel CHRB

Report for the period Wednesday, July 15, 2015 through Sunday, July 19, 2015.

Wednesday

07-15-15¹ DARK DAY DUTIES

Steward Will Meyers was present for Friday scratches, Saturday entries and the myriad routine office matters which accompany the posting.

Thursday

07-16-15¹ PROGRAM CHANGES

2 nd race:	#4 COMEON CASANOVA (Tr. A. Ortiz)	Injured	
	Fitness/Track Veterinarian Forrest Franklin, DVM	REFUND: \$	26.24
5 th race:	#2 CAP FERRAT (Tr. J. Martin)	Injured	
	Fitness/Track Veterinarian Forrest Franklin, DVM	REFUND: \$	194.70
7 th race:	#2 WHALE OF A TALE (Tr. S. Sherman)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM	REFUND: \$	88.00
	#7 WILD AT BEST (Tr. W. L. McDaniel)	Unsound	
	Fitness/Track Veterinarian Forrest Franklin, DVM	REFUND: \$	148.74
8 th race:	#5 MARTY'SLUCKYCHANCE (Tr. M. Badilla)	Unsound	
	Fitness/Track Veterinarian Forrest Franklin, DVM	REFUND: \$	59.68
9 th race:	#8 RED GLOBE (Tr. M. Meier)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM	REFUND: \$	126.94

07-16-15² RULING NO. 11 – CISCO RULING (CASE #15SW0026)

Trainer **RICK CISCO** who started the horse **DUET** in the seventh race at Watch and Wager Harness (Cal Expo) on April 26, 2015, is hereby fined the sum of Five Hundred Dollars (\$500.00)* pursuant to California Horse Racing Board rule #1887 (Trainer to

Insure Condition of Horse) for violation of CHRB rule #1843 (a) & (d) (Medication, Drugs and Other Substances: Flunixin – in excess of established limit 45.13ug/ml [Class 4]).

The ruling above was issued after trainer Rick Cisco appeared and waived his right to a formal hearing. Cisco had a high Banamine level after a race at Cal Expo harness last April. Cisco stated he used a paste to medicate the horse and this has proven to be a very unreliable form of administration. He offered that he only used the paste on two horses and will forgo that procedure in the future.

07-16-15³ **RACE #2 – STEWARDS INQUIRY – NO CHANGE**

The stewards posted the inquiry sign to evaluate contact between #5 LBS MIDNIGHT (4th, Luis Lira) and #6 LA ERIKA (6th, Martin Arriaga) in this 300 yard Quarter Horse event). After a thorough review the stewards affirmed the original order of finish.

Tapes of the race showed that shortly after the start LBS MIDNIGHT bore out and LA ERIKA went in and the horses made contact. The jockeys corrected their mounts and a few strides later the horses and riders repeated the same behavior. Since the contact was mutual on both occasions the stewards took no action with respect to the placings but will meet with the jockeys in the morning to review their role in the incidents.

07-16-15⁴ **RACE #3 – STEWARDS INQUIRY – NO CHANGE**

The stewards lit the inquiry lamps to determine why #4 ROYAL ALEXEI (6th Abel Cedillo) checked his mount while racing between horses at the ¼ pole. ROYAL ALEXEI stumbled as he was getting out from between #6 ANYTIME MAGIC (1st, Irving Orozco) to the outside and #2 SUCCESSFUL BLUFF (4th, C.C. Lopez) to his inside and it is possible that the horse clipped the heels of #6 ANYTIMEMAGIC. After a thorough review the stewards took no action with respect to the placings.

Tapes were inconclusive as to who could be at fault for the incident. SUCCESSFUL BLUFF on the inside may have come out to apply pressure while ANYTIME MAGIC may have tightened it up from the outside. Cedillo stated that he felt ANYTIME MAGIC came in while C.C. Lopez stated he was trying to get around a horse in front of him which would indicate that SUCCESSFUL BLUFF was at fault. Camera angles did not allow for a definitive determination so the original results were left intact. Both C.C. Lopez and Irving Orozco will view the tapes of the race with the stewards tomorrow.

07-16-15⁵ **ATTENDANCE & HANDLE**

SAC	1,504	\$	161,795.00
NCOT	1,669	\$	630,500.90
SCOT		\$	206,143.00
Out of State		\$	431,743.66
TOTAL	3,173	\$	1,430,182.56

Friday

07-17-15¹ **PROGRAM CHANGES**

1 st race:	#3 DUKES BRASSIE CHIC	(Tr. A. Ortiz)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	41.00
4 th race:	#3 ALWAYS MACHO	(Tr. B. Wright)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	45.28
5 th race:	#3 ST. SOMEWHERE	(Tr. J. Wong)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	49.80

07-17-15² **RULING NO. 12 – VELAZQUEZ RULING**

Jockey **JESUS VELAZQUEZ** who rode **LOCKHEART** in the third race at the California State Fair (Sacramento) on July 16, 2015 is hereby fined Three Hundred Dollars (\$300)* for violation of CHRB rule #1688 (Use of Riding Crop – used more than three times

without giving the horse a chance to respond – Second Offense).

The above ruling was issued after jockey Velazquez contacted the stewards by phone, waived his right to a hearing and pled guilty. Some jockeys are having a hard time altering their actions with a crop to conform to the new rule and it appears Jesus is one of them.

07-17-15³ **RULING NO. 13 & 14 – ARRIAGA RULINGS**

Jockey **MARTIN ARRIAGA** who rode **EYE OF THE HAWK** in the First race at the California State Fair (Sacramento) on July 16, 2015 is hereby fined Two Hundred Dollars (\$200)* for violation of CHRB rule #1688. (Use of Riding Crop – used more than three times without giving the horse a chance to respond.)

Jockey **JESUS ARRIAGA** who rode **JANI NELSON** in the First race at the California State Fair (Sacramento) on July 16, 2015 is hereby fined Two Hundred Dollars (\$200)* for violation of CHRB rule #1688. (Use of Riding Crop – used more than three times without giving the horse a chance to respond.)

The above rulings were issued after both jockeys appeared and admitted they failed to abide by the terms of the new regulation.

07-17-15⁴ **FILM REVIEW**

Jockeys Luis Lira and Martin Arriaga appeared to review the second race tapes after the two made mutual contact on two occasions. They were admonished to correct their mounts as soon as possible after they stray off a straight course.

Jockeys C.C. Lopez and Irving Orozco viewed the tapes of yesterday's third race where their mounts were involved in a steward's inquiry. Although the camera angles were such that it was not possible to determine what caused the tight quarters at the ¼ the stewards discussed our expectations with the riders about what actions they should take to alleviate a dangerous situation.

07-17-15⁵ **RACE #1 – STEWARDS INQUIRY – DOUBLE DISQUALIFICATION**

The stewards posted the inquiry sign to review two incidents in this 300 yard Quarter Horse dash. The first incident involved #5 LA CHIKITA (2nd, Marcial Ramirez) and #4 SOUL SENSATION (4th, Martin Arriaga). The second cause for concern involved #1 EDALGO (1st, Jesus Arriaga) and #2 MISS SPECIAL REGARD (3rd, Juan Arriaga). After a thorough review the stewards disqualified LA CHIKITA from second and placed her fourth behind SOUL SENSATION. In addition the winner EDALGO was disqualified from first and placed second behind the new winner MISS SPECIAL REGARD.

The tapes showed that shortly after the start LA CHIKITA drifted in and forced SOUL SENSATION off her path eventually causing the latter to check to avoid LA CHIKITA's heels. In the second incident shortly before the wire EDALGO drifted out and took the path of MISS SPECIAL REGARD causing Juan Arriaga to check to avoid the heels of EDALGO.

In both cases, the stewards felt the incident cost the horses that were bothered the opportunity at a better placing. Jockeys Jesus Arriaga and Marcial Ramirez will view the tapes of the race with the stewards in the morning.

Original Order of Finish: 1 – 5 – 2 – 4

Official Order of Finish: 2 – 1 – 4 – 5

07-17-15⁶ **RACE #6 – STEWARDS INQUIRY – NO CHANGE**

The stewards illuminated the inquiry sign to evaluate the start of #7 INTOXICATING WIN after the horse broke slowly. After viewing the tapes of the race the stewards affirmed the

original order of finish. Tapes showed that #7 INTOXICATING WIN (5th, Juan Hernandez) broke slowly and then inward after leaving the starting gate. #6 SLEW'S ARCH (3rd, Catalino Martinez) broke out into INTOXICATING WIN but the stewards could not place the fault solely on that horse so no action was taken regarding the placings.

07-17-15⁷ **RACE #7 – ITALIAN HARMONY**

#3 Italian Harmony, trained by D. Wayne Baker and ridden by Juan Hernandez, was eased and dismounted at the 1/8th pole after the horse suffered an injury to the left front leg. The horse's was placed in a splint and the horse was vanned off in the ambulance. The injury later proved to be catastrophic and the horse was euthanized. An accident report is attached.

07-17-15⁸ **RACE #9 – STEWARDS INQUIRY – ACCIDENT – NO CHANGE**

The stewards once again lit the inquiry sign to determine the cause of an accident which saw #5 BOB IS BACK ridden by Juan Hernandez clip heels and fall dislodging Hernandez at the 5 ½ furlong mark. After a thorough review the stewards, by majority vote, opted to take no action with respect to the placings.

Tapes of the race show that BOB IS BACK broke alertly and was racing mid-pack in close quarters when the horse became rank to place and was racing erratically. Jockey Hernandez was attempting to gain control of the horse and take him back when he clipped the heels of #4 CREATIVE PROSPECT ridden by C.C Lopez and fell. The majority felt that the horse and rider caused their own problems. Steward Herbuveaux felt CREATIVE PROSPECT drifted out into the path of BOB IS BACK and caused that horse to clip heels and fall. Both horse and rider escaped serious injury. An accident report is attached.

07-17-15⁹ **ATTENDANCE & HANDLE**

SAC	2,683	\$	150,272.80
NCOT	1,950	\$	675,567.40
SCOT		\$	235,854.20
<u>Out of State</u>		\$	<u>307,038.61</u>
TOTAL	4,633	\$	1,368,733.01

Saturday

07-18-15¹ **PROGRAM CHANGES**

6 th race:	#3 OVER ACHIEVER	(Tr. R.B. Hess)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	209.70
8 th race:	#4 RICHARD'S BOY	(Tr. P. Miller)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	448.10

07-18-15² **RULING NO. 15, 16 & 17 – FILM REVIEW**

Jockeys Jesus Arriaga and Marcial Ramirez appeared to review the tapes of yesterday's first race in which their respective mounts were disqualified.

Arriaga admitted he allowed his mount to drift out in late stretch in front of a competitor because he assumed he was clear of that horse. The stewards admonished him to look before he changes lanes.

Ramirez also admitted he let his mount drift in too far but said he was making an effort to keep him straight by using his whip. Ramirez was told he must use the reins, not the whip, to correct a wayward horse and also noted that his whip use violated the terms of the new regulations. The following rulings were issued:

Jockey **MARCIAL RAMIREZ** who rode **LA CHIKITA** in the First race at the California State Fair (Sacramento) on July 17, 2015 is hereby fined Three Hundred Dollars (\$300)* for violation of CHRB rule #1688. (Use of Riding Crop – used more than three times without giving the horse a chance to respond - Second offense).

Jockey **MARCIAL RAMIREZ** who rode **LA CHIKITA** in the First race at the California State Fair (Sacramento) on July 17, 2015 is Suspended Three (3) racing days (July 25, 26 and 30, 2015). 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 Fourth. A violation of CHRB rule #1699 (d) & (f). (Riding Rules – Careless riding).

Jockey **JESUS ARRIAGA** who rode **EDALGO** in the first race at the California State Fair (Sacramento) on Friday, July 17, 2015 is suspended three (3) racing days (July 25, 26 and 30, 2015), 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 first to second. A violation of CHRB rule #1699 (d) & (f). (Riding Rules – Careless riding).

Jockey C.C. Lopez sent a representative to review yesterday's ninth race with the stewards and was also in contact with the stewards by phone. Lopez allowed that his mount may have come out a bit but maintained that his actions did not contribute to the accident which saw Juan Hernandez's mount clip heels and fall. Lopez contended that Hernandez's horse was racing erratically and caused his own problems. The majority agreed with Lopez while steward Herbuveaux put responsibility on Lopez's doorstep.

07-18-15³ **DIAZ HEARING (CASE #15GG0070)**

A formal hearing was convened for trainer A.L. "Tony" Diaz who was charged in a complaint filed by CHRB Investigator Derek Merritt with alleged violation of CHRB rules #1843(a)(b) & (d)(Medication, Drugs and Other Substances), #1887(a) (Trainer to Insure Condition of Horse), #1843.1(f)(4)(Prohibited Drug Substances) and #1845(d) (Authorized Bleeder Medication) when horse BEHRY TRICKY showed the presence of Dexamethasone at a level of 1,064 pg/ml which is in excess of the permitted level of 5 pg/ml.

Present at the hearing besides the stewards were Mr. Diaz and Investigator Merritt. Diaz waived his right to counsel and pled guilty as charged. Diaz stated that he hired a new groom and that groom mixed up the feed tubs which resulted in the excessively high test results. This is Diaz's second Dexamethasone positive in two months. Testimony also indicated that the medication procedures in place at the Diaz barn were very loose at best. Decision to follow.

07-18-15⁴ **ARABIAN APPRENTICE JOCKEY WORLD CHAMPIONSHIP**

Today's third race was an Arabian race for three year olds and upward at six furlongs with each of the ten horses to be ridden by apprentice jockeys from around the world. The countries represented were France, Great Britton, Oman, Puerto Rico, the United States, Australia, Korea, Ireland, Mauritius and Canada.

The stewards met with all ten jockeys during the licensing process to insure they were aware of our rules, regulations and procedures and to answer any questions they may have. The event went off without incident and the race was won by a very capable rider from Puerto Rico by the name of Jomar Roman.

07-18-15⁵ **CLEAR SAILING**

The afternoon's nine race program was conducted without noteworthy incident.

07-18-15⁶ **ATTENDANCE & HANDLE**

SAC	5,495	\$	228,528.60
NCOT	2,926	\$	1,042,834.60
SCOT		\$	293,448.40
Out of State		\$	385,183.98
TOTAL	8,421	\$	1,656,547.18

Sunday07-19-15¹**PROGRAM CHANGES**

2 nd race:	#2 SOUTHERN OWAH	(Tr. G. Greiner)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	37.40
6 th race:	#4 JOHNNIE B	(Tr. K. Molinaro)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	142.82
7 th race:	#2 ESTELLARA	(Tr. L. Kasmerski)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	167.52
	#6 RED HOT ROCKET	(Tr. W. Delia)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	198.92
9 th race:	#4 KORINTHOS	(Tr. L. Kasmerski)	Injured	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	34.00
	#5 TRIBAL PRIZE	(Tr. C. DeLima)	Sick	
	Fitness/Track Veterinarian Forrest Franklin, DVM		REFUND: \$	195.10

07-19-15²**RACE #8 – STEWARDS INQUIRY – DISQUALIFICATION**

The stewards posted the inquiry sign to evaluate an incident just before the finish line involving the winner #5 ARGYLE CUT ridden by Juan Hernandez and the show horse #4 HEAR THE GHOST with Russell Baze in the saddle. After a thorough review the stewards disqualified ARGYLE CUT from first and placed him third behind HEAR THE GHOST.

Tapes of the race showed that ARGYLE CUT stepped in shortly before the wire which caused HEAR THE GHOST to his inside to check and alter course. The margin between HEAR THE GHOST and the place horse #3 SOUTHERN FREEDOM was only a nose which convinced the stewards HEAR THE GHOST was cost the opportunity at a better placing. Jockey Juan Hernandez will review tapes of the race with the stewards on Thursday.

Original Order of Finish: 5 – 3 – 4 – 1 – 2

Official Order of Finish: 3 – 4 – 5 – 1 – 2

07-19-15³**ATTENDANCE & HANDLE**

SAC	2,754	\$	216,730.30
NCOT	2,645	\$	1,008,160.60
SCOT		\$	282,480.00
Out of State		\$	374,185.57
TOTAL	5,399	\$	1,881,556.47

VETERINARIAN RECOMMENDED SCRATCHES

Date	Race	No.	Horse	Trainer	Reason	Vet	Refund
16-Jul.	2	4	COMEON CASANOVA	A. Ortiz	Injured	Franklin	\$ 26.24
16-Jul.	5	2	CAP FERRAT	J. Martin	Injured	Franklin	\$ 194.70
16-Jul.	7	2	WHALE OF A TALE	S. Sherman	Sick	Franklin	\$ 88.00
16-Jul.	7	7	WILD AT BEST	W.L. McDaniel	Unsound	Franklin	\$ 148.74
16-Jul.	8	5	MARTY'SLUCKYCHANCE	M. Badilla	Unsound	Franklin	\$ 59.68
16-Jul.	9	8	RED GLOBE	M. Meier	Sick	Franklin	\$ 126.94
17-Jul.	1	3	DUKES BRASSIE CHIC	A. Ortiz	Sick	Franklin	\$ 41.00
17-Jul.	4	3	ALWAYS MACHO	B. Wright	Sick	Franklin	\$ 45.28
17-Jul.	5	3	ST. SOMEWHERE	J. Wong	Sick	Franklin	\$ 49.80
18-Jul.	6	3	OVER ACHIEVER	R.B. Hess	Sick	Franklin	\$ 209.70
18-Jul.	8	4	RICHARD'S BOY	P. Miller	Sick	Franklin	\$ 448.10
19-Jul.	2	2	SOUTHERN OWAH	G. Greiner	Sick	Franklin	\$ 37.40
19-Jul.	6	4	JOHNNIE B	K. Molinaro	Sick	Franklin	\$ 142.82
19-Jul.	7	2	ESTELLARA	L. Kasmerski	Sick	Franklin	\$ 167.52
19-Jul.	7	6	RED HOT ROCKET	W. Delia	Sick	Franklin	\$ 198.92
19-Jul.	9	4	KORINTHOS	L. Kasmerski	Injured	Franklin	\$ 34.00
19-Jul.	9	5	TRIBAL PRIZE	C. DeLima	Sick	Franklin	\$ 195.10

M E E T S U M M A R Y

ATTENDANCE REPORT - The full Board of Stewards was in attendance each racing day during this reporting period for both morning business and the afternoon racing program.

VETERINARY REPORT Euthanized / Died – 2

07-15-2015 HOSTILE WATERS (Tr. Stanley Waterman) Left front fracture.

07-17-2015 ITALIAN HARMONY (Tr. D. Wayne Baker) Fractured sesamoid, left front.

Veterinarian's List There were (14) horses placed on the vet's list:

Sick: 10

Injured: 3

Unsound: 3

Bled: 1

There were (9) horses removed from the vet's list:

Sick: 4

Injured: 1

Unsound: 3

Medication: 1

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	\$	22,830.60				
Banker's Casino	\$	30,405.50				
Fresno	\$	88,887.80				
Fresno Club One	\$	64,000.10				
Golden Gate	\$	802,730.50				
Monterey	\$	70,372.60				
Pleasanton	\$	445,805.60				
San Jose	\$	456,322.70				
San Mateo	\$	907,833.70				
Santa Rosa	\$	93,545.60				
Stockton	\$	208,489.60				
Turlock	\$	86,262.00				
Vallejo	\$	227,992.50				
So. California	\$	1,017,925.60				
Out of State	\$	1,498,151.82				
	16-July	17-July	18-July	19-July	WEEK	MEET
ACCIDENTS	0	2	0	0	2	4
CAL-BRED RACES	0	0	0	0	0	0
CLAIMS	3	1	0	3	7	10
DISQUALIFICATIONS	0	2	0	1	3	3
INQUIRIES/OBJECTIONS	2	3	0	1	6	7
REFUNDS	6	3	2	6	17	27
RULINGS	1	3	3	0	7	17

Respectfully submitted,

John Herbuveaux, Steward

Grant Baker, Steward

Will Meyers, Steward