

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



REPORT OF THE BOARD OF STEWARDS

DEL MAR FALL MEET

DEL MAR THOROUGHBRED CLUB

TO THE CALIFORNIA HORSE RACING BOARD

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JOHN McDONOUGH, CHIEF COUNSEL
DARREL MCHARGUE, CHIEF STEWARD

For the period: Thursday, November 29, 2018, through Sunday, December 2, 2018.

WEDNESDAY

11/28/18¹

ENTRY DAY

Racing Secretary David Jerkens and his staff were on duty in the backside racing office today, accepting entries for Saturday, December 1. Steward Luis Jauregui was on duty overseeing matters. Nine (9) races were drawn and eighty-seven (87) horses are scheduled to start. The feature race Saturday will be the Grade 1 \$300,000 Hollywood Derby that has fourteen (14) horses slated to start.

THURSDAY

11/29/18¹

GONCALINO ALMEIDA COMPLAINT (CASE NO. 18SA0203)

This case was dismissed after the Stewards were informed that Groom/Hot Walker Rogelio Solis Pulido had been paid in full by Trainer Goncalino (G.F.) Almeida. This complaint was originally scheduled to be heard on October 20, 2018 at Santa Anita Park. Trainer Almeida had previously owed Mr. Pulido \$1,200 in wages past due from August 25, 2018 to September 13, 2018.

11/29/18²

RAFAEL BEJARANO FILM REVIEW

Jockey Rafael Bejarano appeared in the Stewards' office to review his ride in the 6th Race (Cecil B. DeMille Stakes-\$100,000-Grade 3) which was contested at a distance of one (1) mile on Sunday, November 25, 2018 on the Jimmy Durante Turf Course. There were a total of five (5) horses in this stakes race. Approaching the 1/8th mile marker original fifth place finisher #1 Takeo Squared drifts in under Jockey Rafael Bejarano's right-handed riding crop usage. This action causes his mount to drift in and make contact with eventual fifth (last) place finisher #5 Sayin Grace (Drayden Van Dyke).

During film review Jockey Bejarano acknowledged that this was not his best riding effort. An important part of our job is attempting to have jockey's steer their mounts straight to avoid making contact with other horses. Jockey Bejarano has had a 'clean record' lately and he was excused from this informal hearing in what was a 'close decision'. Our decision was unanimous.

11/29/18³

PETER MILLER COMPLAINT (CASE NO.18SA0191)

The forty (40) page complaint packet in this matter, prepared by CHRB Investigator James Hamilton, reads as follows:

On June 7, 2018 the horse 'Best of Me' trained by Peter Miller finished 1st in the 7th race at Santa Anita Race Track. Post race sample #SA 27613 was analyzed by U.C. Davis Laboratory and was found to contain the Class 4 drug 'Dexamethasone' (52 pg/ml). Permitted level is (5) pg/ml. Split sample results from Industrial Laboratory. Confirmed presence of 'Dexamethasone' (69.5 pg/ml).

Along with the Stewards present at today's hearing were Trainer Peter Miller, Veterinarian Edwin (Ted) Simpson, CHRB Investigator Jim Hamilton and Court Reporter Michelle Derieg (Weinstein Court Reports LLC) who transcribed the proceedings. Dr. Simpson testified that he believed he mistakenly mistreated 'Best of Me' on June 6, 2018, which was one (1) day before the horse raced on June 7, 2018. On that day the syringe was drawn by a Veterinarian Assistant that is no longer employed by Dr. Simpson. Dr. Simpson testified that he was filling in for another veterinarian during the week in question. Trainer Miller chose to have a 'split sample' sent to Industrial Laboratories in Denver CO. As stated earlier the laboratory reported the presence of Dexamethasone. The reported level was 69.5 pg/ml.

Dr. Simpson accepted responsibility for the high Dexamethasone reading. He felt Trainer Peter Miller should be held blameless and stated Mr. Miller trains the bulk of his stable the majority of the year, at San Luis Rey Downs and travels to Santa Anita on race days. Decision to follow.

11/29/18⁴

CHIEF STEWARD VISIT

Chief Steward Darrel McHargue appeared in the Stewards' Office today and reviewed 'current events' with the Stewards. Chief McHargue was at Del Mar today to attend the monthly CHRB meeting that was held at Del Mar's Surfside Simulcast facility.

11/29/18⁵

NO TURF RACING

Racing Secretary David Jerkens announced early this morning (before 8 a.m.) that the four (4) races scheduled to be contested on the Jimmy Durante Turf Course would all be contested on the main track due to inclement weather. In races one (1) through three (3) the track rating was 'wet fast'. Races four (4) through eight (8) had a track rating of 'sloppy'.

11/29/18⁶

FIRST RACE INQUIRY/DISQUALIFICATION

The Stewards posted the Inquiry sign after viewing an incident in the final furlong of this five (5) furlong race contested on the main track. In the final fifty (50) yards of this race there was a bumping incident. This incident involved first place finisher #1 Moon Kitty (Evin Roman) and second place finisher #5 S Y Sky (Joseph Talamo) #5 S Y Sky was on 'even terms' with #1 Moon Kitty when 'Moon Kitty' drifted out and bumped #5 S Y Sky. At this point #5 S Y Sky drops back and is beaten a 'neck' margin for the win.

After a patrol judge report, speaking to both riders involved and film review the Stewards in a unanimous decision, disqualified #1 Moon Kitty and placed him second. Jockey Evin Roman was ordered to film review with the Stewards tomorrow morning.

ORIGINAL ORDER OF FINISH 1-5-3-7-4

OFFICIAL ORDER OF FINISH 5-1-3-7-4

11/29/18⁷

PROGRAM CHANGES

1st Race Declarations #2 Luminoso (Tr. D. O'Neill) Off Turf-Stewards
 #6 Okinawa (Tr. R. Baltas) Off Turf-Stewards
 #8 Easy Grader (Tr. E. Truman) Off Turf-Stewards
 #9 Swirling (Tr. J. Sadler) Off Turf-Stewards. REFUND TOTAL: \$3,200.65

3rd Race Declarations #3 Doc Curlin (Tr. R.B. Hess Jr.) Off Turf-Stewards
 #6 Autism Is Here (Tr. M. Stortz) Off Turf-Stewards
 #7 Cats Blame (Tr. S. Knapp) Off Turf-Stewards
 #8 Forest Chatter (Tr. Forest Chatter) Track Condition-Stewards
 REFUND TOTAL: \$5,227.60

4th Race Declaration #1 Checks in the Mail (Tr. B. Spawr) Track Condition-Stewards. REFUND: \$746.30

5TH Race Declarations #1 Mobou (Tr. J. Sheriffs) Off Turf-Stewards
 #2 Tank Team (Tr. K. Desormeaux) Off Turf-Stewards
 #4 Red Clem (Tr. T. Yakteen) Off Turf-Stewards-Stewards
 #6 Peedie (Tr. B. Cecil)- Off Turf-Stewards
 #11 Shanghai Barbie (Tr. N. Drysdale)-Off Turf-Stewards.
 REFUND TOTAL: \$1,713.72

6TH Race Declaration #6 It's Tiz Time (Tr. R. McAnally) Track Condition-Stewards
 REFUND: \$1,626.76

7th Race Declarations #2 Hoover Tower (Tr. R.B. Hess Jr.) Off Turf-Stewards
 #6 Hot American (Tr. N. Drysdale) Off Turf-Stewards
 #9 Camino de Estrella (Tr. T. Yakteen) Track Condition-Stewards
 #10 Offshore (Tr. R. Baltas) Off Turf-Stewards. REFUND TOTAL: \$10,532.94

8th Race Declaration #8 Shake N Fries (Tr. T. Yakteen) Track Condition-Stewards
 REFUND: \$8,630.00

11/29/18⁸

DAILY ATTENDANCE & HANDLE

On Track	1,389	\$298,286.51
Off Track	3,008	\$1,575,674.29
Out-of-State	-0-	\$3,546,465.42
Total	4,397	\$5,420,426.22

FRIDAY

11/30/18¹

SERAFIN CARMONA RULING

The Stewards contacted Exercise Rider Serafin Carmona this morning and spoke to him about a Santa Anita Park violation notice that was issued to him by Lead Morning Outrider John Cortez on the morning of November 17, 2018. It was reported that Mr. Carmona began to work out a horse he was on for Trainer Simon Callaghan, after the emergency warning lights were activated. Mr. Carmona admitted he used 'poor judgement' and was very respectful with the Stewards on the telephone. The Stewards, in a unanimous decision, issued the following ruling.

DFTD RULING #012

Exercise Rider SERAFIN CARMONA is fined FIFTY DOLLARS (\$50.00)* for violation of the California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers - morning outrider citation, workout during an emergency).

11/30/18²

EVIN ROMAN FILM REVIEW (REF: 11/29/18(6))

Jockey Evin Roman appeared in the Stewards office to review his ride in the first race on Thursday, November 29, 2018. Jockey Roman was involved in an Inquiry/Disqualification in this race. He was aboard first place finisher #1 Moon Kitty who was disqualified and

placed second for bumping second place finisher #5 S Y Sky (Joseph Talamo) in the final fifty (50) yards of this five (5) furlong main track event. #1 Moon Kitty was racing in a straight line prior to Jockey Roman employing his riding crop with his left hand. He applied a strong hand ride prior to and during contact with his aforementioned rival. At no time did he take any corrective action. The majority of the Stewards determined that this foul was due to the actions of Jockey Roman and not that of the horse he was riding. The following ruling was issued. Steward Sawyer dissented feeling the ride was not careless.

DFTD RULING #013

Jockey EVIN ROMAN, who rode MOON KITTY in the first race at Del Mar Race Track on November 29, 2018 is suspended for THREE (3) racing days (December 7, 8 and 9, 2018) for failure to make the proper effort to maintain a straight course in the stretch, causing interference which resulted in the disqualification of his mount from first to second position. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules – Careless Riding).

Pursuant to California Horse Racing Board rule #1766 (Designated Races), the term of suspension shall not prohibit participation in designated races.

11/30/18³

GUSTAV HEADLEY COMPLAINT (CASE NO.18LT0026)

The California Horse Racing Board filed a twenty (20) page complaint against Trainer Gustav Headley for alleged violation of California Horse Racing Board Rule #1844 C (1) (Authorized Medication), Rule #1877 (Trainer or Owner to Insure Condition of Horse), Rule #1843 (A)(D) (Medication, Drugs and Other Substances) and Rule 1843.1 (B) Prohibited Drug Substances.

The complaint in this matter reads as follows:

On September 7, 2018 the horse 'Crown the Kitten' trained by Gustav Headley finished 4th in the 5th race at Los Alamitos Race Track. Post race sample #LA42780 was analyzed by U.C. Davis Laboratory and was found to contain the Class 4 drug 'Phenylbutazone' (3.81 ug/ml). No split sample requested.

Along with the Stewards present today were CHRB Investigator Jim Hamilton and Court Reporter Michelle Derieg (Weinstein Court Reporters LLC). Gustav Headley testified via telephone from Arcadia CA. Trainer Headley testified that he administered 'Phenylbutazone' (1 ½ pills) to 'Crown the Kitten,' 25 hours before this horse raced. CHRB Veterinarian Tim Grande interviewed Trainer Headley on September 28, 2018 in order to review his NSAID procedures. The Stewards will now deliberate on the evidence and testimony given at the hearing. Decision to follow.

11/30/18⁴

NO TURF RACING

Due to rain this week turf racing was called off for the second day in a row today. The four (4) races scheduled for the Jimmy Durante Turf Course were moved to the main track.

11/30/18⁵

FIRST RACE INQUIRY

The Stewards posted the Inquiry sign after we viewed contact between the first two (2) finishers of this one (1) mile race on the main track. Film review shows #1 Twirling Tiger (Tyler Baze) drift out and #4 Out of Patience (Martin Pedroza) drift in before making contact in the final seventy (70) yards of this race. The Stewards spoke to both jockeys involved, received a patrol judge report and reviewed all camera replay angles. After these three (3) methods of analysis the Stewards felt both horses contributed to this incident and ruled that a change in the order of finish was not warranted. This decision was unanimous.

11/30/18⁶**PROGRAM CHANGES**

1 st Race	#1 Twirling Tiger (Tr. C. Treece) claimed, Tim Yakteen, trainer #2 Pioneer of the West (Tr. J. Metz) claimed, Vladimir Cerin, trainer
2 nd Race	#5 Sass Machine (Tr. G. Papaprodromou) claimed, W.E. Morey, trainer
3 rd Race	Declaration #4 Sneem (IRE) Track Condition-Stewards Declaration #7 Dimkar (FR) Off Turf-Stewards. REFUND: \$1,313.04
4 TH Race	#2 Cinnamon Twist (Tr. B. Koriner) claimed, M. Glatt, trainer- VOIDED -Unsound #3 Empress of Lov (Tr. G. Vallejo) claimed, A. Lerner, trainer Declaration #4 Atrevida (Doug O'Neill) Track Condition Declaration #8 Pulpit in the sky (Mark Glatt) Track Condition REFUND TOTAL: \$1,476.24
5 th Race	Declaration #5 Reedley (Tr. B. Baffert) Sick- Dana Stead DVM Declaration #6 Strike That (Tr. P. Miller) Unsound-Dana Stead DVM REFUND TOTAL: \$2,444.18
6 th Race	#1 Encumbered (Tr. S. Callaghan) Off Turf-Stewards #4 Mantracker (IRE) (Tr. P. D'Amato) Off Turf-Stewards #6 North County Guy (Tr. R. Baltas) Off Turf-Stewards #7 Cupid's Claws (Tr. B. Koriner) Off Turf-Stewards #8 Move Over (GB) (Tr. J. Sadler) Off Turf-Stewards #9 Count Alexander (Tr. V. Cerin) Off Turf- Stewards. REFUND: \$4,769.06
8 th Race	#5 Rapid Red (Jerry Hollendorfer) claimed, Peter Miller, trainer- VOIDED Unsound Declaration #6 Buster Douglas (BRZ) Off Turf-Stewards Declaration #8 Fritz Johansen (Tr. M. Glatt) Off Turf-Stewards Declaration #10 Ky. Colonel (Tr. R. Mandella) Off Turf-Stewards REFUND: \$1,751.50

11/30/18⁷**DAILY ATTENDANCE & HANDLE**

On Track	2,209	\$359,028.51
Off Track	4,087	\$2,309,848.29
Out-of-State	-0-	\$4,065,907.17
Total	6,296	\$6,734,783.97

SATURDAY12/01/18¹**GUSTAV HEADLEY DECISION (REF: 11/30/18 (3))**

The Stewards issued an official warning to Trainer Gustav Headley for a Phenylbutazone level of 3.81 ug/ml that was found in the test sample provided by the Headley trained 'Crown the Kitten' who finished fourth in the 5th race at Los Alamitos Race Track on September 7, 2018. Trainer Headley has a good medication record and was eligible for an 'official warning' as outlined in CHRB Rule #1843.3 (2) (d).

12/01/18²**NICOLE DIODORO RULING**

Exercise Rider Nicole Diodoro was issued the following ruling after Santa Anita Lead Morning Outrider John Cortez reported that Ms. Diodoro galloped separate horses (Tr. Michael McCarthy) the 'wrong way' both on the main track and the training track on the morning of November 28, 2018. Outrider Cortez told the Stewards via telephone that he has warned Ms. Diodoro before. Ms. Diodoro denied that she had been warned. In a unanimous decision, the Stewards issued the following ruling.

DFTD RULING #014

Exercise Rider NICOLE DIODORO is fined FIFTY DOLLARS (\$50.00)* for violation of the California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers - morning outrider citation, for galloping the wrong way).

12/01/18³

PETER MILLER DECISION (REF: 11/29/18 (3))

After hearing testimony and reviewing a forty (40) page complaint packet prepared by CHRB Investigator Jim Hamilton, the Stewards reached a decision in a case in which the Peter Miler trained 'Best of Me' was reported to have a Dexamethasone level of 69.5 pg/ml following her first place finish on June 7, 2018.

Trainer Peter Miller was informed by the Stewards this morning that the complaint filed against him (CASE # 18SA0191) which was heard on November 29, 2018, was dismissed. Our decision was unanimous. The Stewards are of the opinion that an investigation should now take place into the actions of Veterinarian Dr. Edwin (Ted) Simpson who treated this horse on June 6, 2018; the day before race day. An interesting fact in this case is that Dr. Simpson listed Phenylbutazone as being given to this horse on his CHRB 'Confidential Veterinarian Report'. U.C. Davis Laboratories reported that no bute was found in this horses test sample.

12/01/18⁴

EIGHTH RACE STEWARDS REVIEW

Following the running of this race the Stewards' asked Public Address Announcer Trevor Denman to inform the public that a Stewards Review would be conducted into the running of this race which was for two (2) year olds racing six (6) furlongs. Film review shows tenth (last) place finisher #2 Green Fleet (Joseph Talamo) drift in and make contact with eventual fifth place finisher #1 Nolo Contesto (Joel Rosario). After a second bump #1 Nolo Contesto ducks in leaving the chute. This action nearly unseated Jockey Rosario. The Stewards ruled that there was no reason for an Inquiry as the offending horse finished last. The Stewards also felt that Jockey Joseph Talamo did as good a job as possible on a tough horse to steer, at the start.

12/01/18⁵

PROGRAM CHANGES

1 st Race	Declaration #4 Ack (Tr. K. Desormeaux) Sick-D. Stead DVM
3 rd Race	Declarations #6 Sixes (Tr. J. Wong) Sick-D. Stead DVM #9 Bay Muzik (Tr. A. Herbertson) Sick-D. Stead-DVM #10 St. Joe Bay (Tr. J. Sadler) Dirt Only-Stewards. REFUND TOTAL: \$2,432.18
4 th Race	#5 Powerful Thirst (Tr. A. Lerner) claimed, V. Belvoir, trainer #6 Placido (Tr. S. Callaghan) claimed, L. Ruiz, trainer
5 th Race	Declaration #8 Lily Con (Tr. R. Baltas) Injured at gate-D. Stead DVM REFUND: \$30,324.13
7 th Race	Declaration #14 Californiagoldrush (Tr. N. Drysdale) Stake-Stewards REFUND: \$1,566.14
9 th Race	#2 Speakers (Tr. M. Puype) claimed, A. Lerner, trainer

12/01/18⁶

DAILY ATTENDANCE & HANDLE

On Track	6,025	\$864,975.49
Off Track	6,888	\$4,106,906.26
Out-of-State	-0-	\$8,776,824.44
Total	12,913	\$13,748,706.19

SUNDAY12/02/18¹**ANGEL CRUZ FILM REVIEW**

Jockey Angel Cruz and his agent Matt Nakatani appeared in the Stewards Office to review the performance of eighth place finisher #3 Drop the Mic in the ninth race yesterday December 1, 2018. In this one (1) mile turf race eighth place finisher #3 Drop the Mic swings outward and shifts stablemate (Tr. P. D'Amato) and seventh place finisher #10 Thalia (Flavien Prat) off of her course. This action also caused fifth place finisher #5 Quinnie (Rafael Bejerano) to steady and shift outward significantly. Jockey Cruz was given a 'warning' following this film review in what was a unanimous decision. One of the things that tilted the scale in his favor, at least in the opinion of one (1) steward, was the fact that Jockey Cruz accepted full responsibility in what even he acknowledged it was a sub-par effort.

12/02/18²**OFFICIAL RETIRES**

Today is the last day of racing for DMTC Vice President Operations/ Collective Bargaining Tim Read. The 66 year-old Read started his career here at Del Mar in 1969. He has always been very helpful to the Stewards at Del Mar, making our working accommodations as comfortable as possible. He has also been fair, reasonable and professional while working on contract negotiations for many years with Southern California racing officials and other bargaining units. His shoes will be hard to fill. We wish him a happy retirement.

12/02/18³**SMOOTH CARD**

Today's nine (9) race closing day card went well as it was free of Steward Inquiries' and/or jockey objections. Trainer Chad Brown and Jockey Joel Rosario won their second Grade 1 race of the weekend by winning today's seventh race (Matriarch Stakes-\$300,000 Guaranteed), with the four year-old filly Uni (GB).

12/02/18⁴**PROGRAM CHANGES**

2nd Race Declaration #4 Brookes All Mine (Tr. B. McLean) Non Cal-Bred—Stewards REFUND: \$796.00

2nd Race #5 Powder (Tr. S. Knapp) claimed, G. Vallejo, trainer

4th Race Declaration #9 Dedicated to You (Tr. V. Belvoir) Sick-W. Farmer DVM

#7 Go Ghetto (Tr. P. Miller) claimed, R. B. Hess Jr., trainer

REFUND: \$374.60

6th Race Declaration #10 Daddys Real Diva (Tr. W. Solis) Loose in Post Parade

REFUND: \$17,340.42

7th Race Declaration #6 Ms. Bad Behavior (Tr. R. Baltas) Stake-Stewards

REFUND: \$571.30

9th Race Declarations #7 Caecilius (Tr. B. Spawr) Unsound-Will Farmer DVM

#8 Silent Muskettier (Tr. J. Mendoza) Owner Suspended in New Mexico Stewards. REFUND TOTAL: \$771.00

12/02/18⁵**DAILY ATTENDANCE & HANDLE**

On Track	5,027	\$733,484.32
Off Track	7,035	\$3,620,623.30
Out-of-State	-0-	\$9,286,281.63
Total	12,062	\$13,640,389.25

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 November 26 – December 2, 2018

Horses on Vet List	11
Horses off Vet List	8
Shock Wave Therapy	15
Deceased	2
Medication	0
Claims Voided	2

SUMMARY

	Thurs 11/29	Fri 11/30	Sat 12/01	Sun 12/ 02	Week	Meet
Accidents	0	0	0	0	0	3
Cal-Bred Races	2	0	1	2	5	20
Claims	0	4	3	2	9	54
Disqualifications	1	0	0	0	1	2
Inquiries	2	1	0	0	3	8
Refunds	20	15	4	6	45	107
Rulings	0	2	1	0	3	14
Voided Claims	0	2	0	0	2	7

Respectfully submitted,

Grant Baker, Steward

Kim Sawyer, Steward

Luis Jauregui, Steward

Paul Atkinson, Safety Steward