



**REPORT OF THE BOARD OF STEWARDS**

**DEL MAR SUMMER MEET  
DEL MAR THOROUGHBRED CLUB**

**To the California Horse Racing Board**

HONORABLE EDMUND G. BROWN JR. GOVERNOR  
HONORABLE CHUCK WINNER, CHAIRMAN  
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JOHN McDONOUGH, CHIEF COUNSEL  
DARREL MCHARGUE, CHIEF STEWARD

**WEEK 7 - Tuesday, August 28, 2018 through Monday, September 3, 2018.**

**TUESDAY**

08-28-18<sup>1</sup>

**DARK DAY DUTIES**

Steward Kim Sawyer was present for any changes and scratches for Wednesday's eight race program.

**WEDNESDAY**

08-29-18<sup>1</sup>

**BOWEN RULING (SECURITY CITATION #12742)**

**DMTD RULING #052**

Blacksmith KEITH BOWEN is fined FIFTY DOLLARS (\$50.00)\* for driving in a restricted area during morning training hours at Del Mar Race Track on August 29, 2018; A violation of California Horse Racing Board rule #1437 (Conditions of a Race Meeting).

The above ruling was issued following an informal hearing. Bowen was cited for driving on a road in the barn area which is closed during training hours due to its proximity to the backstretch. Bowen admitted he had been warned previously about driving on the road during training hours but chose to ignore the warning because he believed the rule is "stupid".

08-29-18<sup>2</sup>

**FINANCIAL CONTINUED (CASE #18DM0050)**

A financial complaint filed by groom Gamaliel Arriaga against trainer Mike Machowsky alleging Arriaga is owed \$850.00 in wages was continued until tomorrow morning to give both parties the chance to produce evidence to support their respective claims.

08-29-18<sup>3</sup>

**EARLY DECLARATIONS**

1<sup>st</sup> Race                      #2 Madame Geneva, tr. R. B. Hess Jr. veterinarian, injured Dr. Farmer.  
Refund: \$823.88

3<sup>rd</sup> Race #11 Easy Peasy, tr. G. F. Almeida  
 #12 Party All Night, tr. Mike Machowsky  
 #13 Pure Resolution, Dan Blacker. Stewards, also eligible.  
 Total Refund: \$1,096.38

5<sup>th</sup> Race #11 Romolina, tr. Molly Pearson  
 #12 Twitterati, tr. Mike Machowsky  
 #13 Gracie Belle, tr. Gary Sherlock  
 #14 Daddy's Mistress, tr. Steve Miyadi. Stewards, also eligible  
 Total Refund: \$2,002.80

6<sup>th</sup> Race #12 Rapid Red, tr. Doug O'Neill  
 #13 Mithqaal, tr. Jonathan Wong  
 #14 Lucky Soul, tr. Michael McCarthy. Stewards, also eligible  
 Total Refund: \$1,042.55

8<sup>th</sup> Race #11 Aussie Fox, tr. Carla Gaines  
 #12 Silver Fury, tr. Blake Heap  
 #13 Biter Ring Home, tr. Neil Drysdale  
 #14 Spirit Mission, tr. R. B. Hess Jr. Stewards, also eligible  
 Total Refund: \$758.74

08-29-18<sup>4</sup> **OBJECTION – FOURTH RACE – NO CHANGE**

Following the running of the race jockey Alonso Quinonez, aboard the place horse #4 Haylord, lodged a claim of foul against the winner #7 So Long Sailor ridden by Joe Talamo. Quinonez alleged interference in mid-stretch. After a thorough review the Stewards dismissed the objection.

Tapes showed that Talamo allowed his mount to drift out a bit as Quinonez' horse stepped in. The incident was not 50-50 but both horses contributed. Quinonez steadied his horse briefly but was not cost a better placing as the margin of victory was over two lengths. Talamo will view the tapes of the race with the Stewards in the morning.

08-29-18<sup>5</sup> **DAILY ATTENDANCE & HANDLE**

|               |        |                |
|---------------|--------|----------------|
| On Track      | 6,930  | \$894,519.07   |
| Off Track     | 3,270  | \$1,746,999.36 |
| Out –of-State | -0-    | \$4,900,958.89 |
| Total         | 10,200 | \$7,542,477.32 |

**THURSDAY**

08-30-18<sup>1</sup> **FINANCIAL RESOLVED (Refer – 8-29-18<sup>2</sup>)**

Trainer Mike Machowsky and groom Gamaliel Arriaga returned today to submit documentation to support their positions. While the Stewards were considering the facts of the case the two parties came to an accommodation where Machowsky would pay Arriaga \$500.00.

08-30-18<sup>2</sup> **FILM REVIEW**

Jockey Joe Talamo appeared to review his ride in yesterday's fourth race where a rival lodged an objection. Talamo admitted his mount went in near the 1/8 while Quinonez' mount stepped out. Joe was admonished to keep his mount on a straight course.

Jockey Stewart Elliott appeared to review his crop use in yesterday's fifth race. When shown the tapes of the race Elliott pleaded guilty and the following ruling was issued:

#### **DMTD RULING #053**

Jockey STEWART ELLIOTT is fined ONE HUNDRED DOLLARS (\$100.00)\* for violation of California Horse Racing Board rule #1688 (b)(6) (Use of Riding Crop – more than three times in succession without giving the horse a chance to respond – first offense in the last sixty days), during the fifth race at Del Mar Race Track on August 29, 2018.

08-30-18<sup>3</sup>

#### **ALEXANDER RULING (SECURITY CITATION #12743)**

#### **DMTD RULING #054**

Exercise Rider SHERRI ALEXANDER is fined FIFTY DOLLARS (\$50.00)\* for galloping a horse during a worker only period on the main track at Del Mar Race Track on August 30, 2018; A violation of California Horse Racing Board rule #1437 (Conditions of a Race Meeting).

The above ruling was issued after Alexander appeared and admitted she came on the track too early to gallop her horse i.e. during a workers only time slot.

08-30-18<sup>4</sup>

#### **MARQUEZ HEARING (CASE #18DM0031)**

An informal hearing was held for Pony person Rodolfo Marquez after he was cited for the condition of one of his pony horses. The complaint alleged violation of CHRB rule #1902.5 (Animal Welfare).

Present at the hearing, besides the Stewards, were Rodolfo and his father Rudy Marquez. Testimony was given and evidence presented. The Stewards took the matter under submission and will render a decision in the near future.

08-30-18<sup>5</sup>

#### **EARLY DECLARATIONS**

|                      |                                                                                                                                                                                                                               |
|----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 <sup>st</sup> Race | #3 Goldie's Hills, tr. Louis Bradvica, Stewards, bad date<br>#10 Sir Eddie, tr. Dan Blacker, Stewards, also eligible<br>#12 Capall, tr. Peter Miller, Stewards, also eligible<br>Total Refund: \$3,875.39                     |
| 2 <sup>nd</sup> Race | #2 Acclamation King, tr. Ruben Gomez, vet, sick, Dr. Stead<br>#8 Sharpshootinggeorge, tr. Ryan Hanson, vet, sick, Dr. Stead<br>Total Refund: \$774.24                                                                         |
| 3 <sup>rd</sup> Race | #12 Mongolian Window, tr. Peter Miller, Stewards - also eligible<br>#13 Sum Reward, tr. Molly Pearson, Stewards - also eligible<br>#14 Miraculously, tr. Richard Baltas, Stewards – also eligible<br>Total Refund: \$1,448.27 |
| 4 <sup>th</sup> Race | #7 Holly Balance, tr. P. H. Lobo, vet, sick, Dr. Stead<br>#10 Trojan Spirit, tr. Patrick Gallagher, vet, sick, Dr. Stead<br>Total Refund: \$10,550.21                                                                         |
| 7 <sup>th</sup> Race | #11 Eddie Haskell, tr. Mark Glatt, vet, sick, Dr. Stead. Refund: \$3,224.51                                                                                                                                                   |
| 8 <sup>th</sup> Race | #11 Peachy, tr. George Papaprodromou, Stewards – also eligible<br>#13 Jabber Now, tr. Gary Stute, Stewards – also eligible<br>#14 Smile Awhile, tr. John Shirreffs, Stewards – also eligible<br>Total Refund: \$1,493.61      |

08-30-18<sup>6</sup>

#### **STEWARDS INQUIRY – FIRST RACE – DISQUALIFICATION**

The Stewards lit the inquiry lamp to evaluate the stretch run involving the place horse, #1 Pitino ridden by Mario Gutierrez and the fourth placed horse #5 Concur with Drayden Van Dyke in the saddle. After a thorough review the Stewards disqualified Pitino from

second and placed him fourth behind Concur. Tapes showed that Pitino shifted off the rail rather suddenly near the 1/8 and took Concur off his path. There was no contact between the horses but Pitino caused Concur to lose ground and in the majority opinion of the Stewards (Sawyer dissenting), cost Concur the opportunity at third place since there was only a nose difference between the two horses at the wire. Gutierrez will view the tapes of the race with the Stewards tomorrow.

**ORIGINAL ORDER OF FINISH 7-(1)-9-5**

**OFFICIAL ORDER OF FINISH 7-9-5-(1)**

08-30-18<sup>7</sup> **LATE SCRATCH- FOURTH RACE -REFUND**

#1 Irish Spirit trained by Michael McCarthy was scratched by the Stewards on the recommendation of Dr. Stead after the horse flipped in the paddock. On Vets List, the total refund: \$10,550.21

08-30-18<sup>8</sup> **STEWARDS INQUIRY-ACCIDENT-FOURTH RACE-NO CHANGE**

The Stewards illuminated the inquiry sign to review the start of #3 Aggressivity ridden by Joe Talamo after the horse stumbled leaving the starting gate and unseated the jockey. After a thorough review the Stewards affirmed the original order of finish. Tapes showed that Aggressivity stumbled leaving the starting gate causing Talamo to lose his balance and fall. No other horses were involved. Talamo was shaken up in the incident, and although cleared by the medical staff to continue riding, opted to take off his remaining mount. Aggressivity continued to run rider less with the field and was captured by the outrider in mid stretch. The horse was unharmed.

08-30-18<sup>9</sup> **VOIDED CLAIMS-SIXTH RACE**

#5 R Cha Cha, claimed by trainer Richard Baltas was returned to the barn of Doug O'Neill after Dr. Farmer stated the horse was off on the right front and placed him on the vet's list. Also in the sixth race #8 Closing Time was placed on the vet's list post race when Dr. Farmer diagnosed the horse as off in the left front. Trainer Adam Kitchingman retained possession of Closing Time.

08-30-18<sup>10</sup> **STEWARDS INQUIRY-SEVENTH RACE-NO CHANGE**

The Stewards posted the inquiry sign after #9 Tule Fog left the starting gated without the services of jockey Santiago Gonzalez. After a thorough review the Steward's declared that Tule Fog was a starter. Tapes showed that just before the starting gate stall doors opened Tule Fog dropped his head below the level of the grating on the stall door. A horse usually does this prior to becoming fractious in the gate or attempting to rear. Jockey Gonzalez, anticipating trouble from Tule Fog, stepped off the horse and stood on the side rail of the gate. As Santiago was stepping off the horse the stall doors opened. The assistant starter got the horse's head back into the proper position and released the horse from the gate sans Gonzalez. The Stewards determined there was no starting gate malfunction, that the stall doors opened properly, and that the horse caused his own problems. Therefore Tule Fog was deemed to be a starter.

08-30-18<sup>11</sup> **DAILY ATTENDANCE & HANDLE**

|               |       |                |
|---------------|-------|----------------|
| On Track      | 6,107 | \$982,921.96   |
| Off Track     | 3,818 | \$2,022,751.01 |
| Out -of-State | -0-   | \$5,632,104.72 |
| Total         | 9,925 | \$8,637,777.69 |

**FRIDAY**08-31-18<sup>1</sup>**MARQUEZ DECISION (REFER 8-30-18<sup>4</sup>)**

The Stewards deliberated over the evidence and testimony submitted during yesterday's hearing and opted to dismiss the complaint and issue a warning. The evidence fell short of determining that Marquez was in violation of the provisions contained in CHRB Rule #1902.5 (Animal Welfare).

Marquez' pony had some sores on his back and sides and was under the care of his veterinarian. The pony was also underweight and this too was being treated by the vet. While Marquez could have done something differently his actions did not constitute a violations of the rules.

08-31-18<sup>2</sup>**FILM REVIEW**

Jockey Santiago Gonzalez viewed the tapes of yesterday's sixth and seventh races with the Stewards. In the sixth race Gonzalez had trouble with his mount leaving the starting gate. While Santiago's actions were not worthy of a penalty he was cautioned to work harder to keep his mounts straight. In the seventh race Gonzalez stepped off his mount in the gate as the stall doors were opening. Santiago explained his actions and the Stewards agreed with his thought process.

Mario Gutierrez reviewed the first race where his horse was disqualified for causing interference. Upon review Mario demonstrated how and why his horse ducked out and the Stewards held him blameless.

08-31-18<sup>3</sup>**EARLY DECLARATIONS**

|                      |                                                                                                                                                                                                                                 |
|----------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 5 <sup>th</sup> Race | #13 Encountress, tr. Ian Kruljac, Stewards, also-eligible<br>Refund: \$1,076.28                                                                                                                                                 |
| 6 <sup>th</sup> Race | #6 Filthy, tr. Jeff Bonde, vet, injured, Dr. Stead<br>#13 Cat Holic, tr. Matthew Chew, Stewards, also-eligible<br>#14 Alystar, tr. Javier Jose Sierra, Stewards, also-eligible<br>Total Refund: \$1,633.30                      |
| 8 <sup>th</sup> Race | #11 Spend It, tr. Rafael Becerra, Stewards, also-eligible<br>#12 Starship Chewy, tr. Howard Zucker, Stewards, also-eligible<br>#13 June Two Four, tr. George Papaprodromou, Stewards, also-eligible<br>Total Refund: \$1,983.14 |

08-31-18<sup>4</sup>**CHIN – CAPESTRO HEARING (CASE #18DM0004)**

The second session of the Chin-Capestro complaint was held today. The complaint filed by trainer Paula Capestro alleges a former groom Ian Chin was mistakenly over paid by \$1,845.43 when he received his final check and Capestro wants that sum returned to her. Chin maintains that the amount he received includes back wages which he refuses to return.

This matter originally came before the Board of Stewards on August 10, 2018 in an informal setting. It soon became apparent that the dispute was not going to be resolved amicably and it was held over until today when a court reporter could provide a record of the hearing.

Today time restraints and the need for additional documentation combined to cause a second continuance. The matter will be reconvened at Santa Anita on October 4, 2018 at 11:00 a. m.

08-31-18<sup>5</sup>

**HARDGROVE HEARING (CASE #18DM0011)**

The Stewards conducted an informal hearing for veterinarian Nicola Hardgrove DVM who was the subject of a complaint filed by Official Veterinarian Will Farmer. The complaint alleged violation of CHRB rule #1842 (Veterinarian Report) in that the confidential report filed by Hardgrove on July 20, 2018 was late and contained inaccurate information.

Hardgrove acknowledged that the report was late and inaccurate. She stated she usually proofs the work done by her assistant but did not do so in this case. The doctor has been cited for five similar violations in the past two years. Decision to follow.

08-31-18<sup>6</sup>

**SERENITY**

The afternoon's eight race card was completed without an incident worthy of note.

08-31-18<sup>7</sup>

**DAILY ATTENDANCE & HANDLE**

|               |        |                 |
|---------------|--------|-----------------|
| On Track      | 10,012 | \$1,034,627.66  |
| Off Track     | 5,064  | 2,946,227.81    |
| Out –of-State | -0-    | \$7,284,311.19  |
| Total         | 15,076 | \$11,265,166.66 |

**SATURDAY**

09-01-18<sup>1</sup>

**HARDGROVE RULING (REFER 8-31-18<sup>5</sup>)**

**DMTD RULING #055**

Veterinarian NICOLA HARDGROVE is fined SEVEN HUNDRED AND FIFTY DOLLARS (\$750.00)\* for violation of California Horse Racing Board Rule #1842 (Veterinarian Report-Inaccurate and Late) on July 20, 2018 at Del Mar Race Track.

The above ruling was issued subsequent to yesterday's hearing. Dr. Hardgrove does not seem to take the submission of her confidential reports as seriously as the Receiving Barn and the Stewards require. We hope this would be the last time she visits our office over this issue.

09-01-18<sup>2</sup>

**FILM REVIEW**

Jockey Giovanni Franco viewed yesterday's first race where he allowed his mount to drift out a considerable distance in the stretch run. He didn't bother any rivals while on the drift but it was totally unnecessary. The Stewards delivered the message and hope Franco takes heed.

09-01-18<sup>3</sup>

**McCARTHY HEARING (CASE #18DM0012)**

An informal hearing was held for trainer Michael McCarthy after his horse Liam the Charmer was scratched from the Wickerr Stakes on July 22, 2018 due to the late reporting of the horse being gelded. An amendment to rule #1865 (the altering of Sex of Horse) which became effective on April 1, 2018 mandates that a first time gelding shall be scratched from a race if that information is not reported to the public by the time wagering opens.

McCarthy pleaded guilty as charged for not reporting the castration of Liam the Charmer to the proper channels in a timely fashion.

The Stewards debated over the amount of the penalty and by majority vote the following ruling was issued. Steward Herbuveaux felt a higher penalty should be imposed.

#### **DMTD RULING #056**

Trainer MICHAEL MCCARTHY is fined FIVE HUNDRED DOLLARS (\$500.00)\* pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration) and for violation of California Horse Racing Board rule #1865 (Altering Sex of Horse) for failure to properly report the gelding of the horse 'LIAM THE CHARMER' which was scheduled to run in the sixth race at Del Mar Race Track on July 22, 2018.

09-01-18<sup>4</sup>

#### **IVORY RULING**

#### **DMTD RULING 057**

Trainer JOHN IVORY is fined TWO HUNDRED DOLLARS (\$200.00)\* for violation of California Horse Racing Board rule #1845 (Authorized Bleeder Medication – late registration of GLITZNGLAMOUR in the eleventh race at Del Mar Race Track on September 1, 2018).

The above ruling was issued after Ivory met with the Stewards concerning the late registration of the horse Glitznglamour on the lasix list. The horse runs today in the eleventh race and the lasix information is listed in the program and the Racing Form. The horse should have been registered on the list prior to entry time.

09-01-18<sup>5</sup>

#### **EARLY DECLARATIONS**

|                       |                                                                                                                                                             |
|-----------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1 <sup>st</sup> Race  | #11 Holy Mosey, tr. Molly Pearson, Stewards, also-eligible<br>#12 Dis Smart Cat, tr. Doug O'Neill, Stewards, also-eligible<br>Total Refund: \$2,410.79      |
| 2 <sup>nd</sup> Race  | #6 Emmy and I, tr. Tim Yakteen, vet, sick, Dr. Grant<br>Refund: \$1,320.52                                                                                  |
| 5 <sup>th</sup> Race  | Striking a Pose, tr. Peter Miller, vet, unsound, Dr. Farmer<br>Refund: \$1,622.98                                                                           |
| 7 <sup>th</sup> Race  | #13 Dynamic Duo, tr. Charles Stutts, Stewards, also eligible<br>Refund: \$478.94                                                                            |
| 8 <sup>th</sup> Race  | #6 Stop the Violence, tr. Peter Miller, vet, sick, Dr. Farmer<br>#12 Secular Nation, tr. Peter Miller, vet, unsound, Dr. Farmer<br>Total Refund: \$4,352.08 |
| 10 <sup>th</sup> Race | #4 Storm the Hill, tr. Phil D'Amato, Steward, Stake Race<br>#6 Cordiality, tr. Mark Glatt, Stewards, Stakes Race<br>Total Refund: \$2,243.17                |

09-01-18<sup>6</sup>

#### **CLAIM VOIDED – SECOND RACE**

#3 Duranga was returned to the barn of Kristin Mulhall after the claim dropped by Vann Belvoir was voided. Official Veterinarian Will Farmer DVM reported the filly was unsound on the front end and enrolled her on the vet's list.

09-01-18<sup>7</sup>

#### **DAILY ATTENDANCE & HANDLE**

|               |        |                 |
|---------------|--------|-----------------|
| On Track      | 21,658 | \$2,324,860.15  |
| Off Track     | 8,669  | \$5,152,665.25  |
| Out –of-State | -0-    | \$10,714,537.78 |
| Total         | 30,327 | \$18,192,063.18 |

#### **SUNDAY**

09-02-18<sup>1</sup>

#### **FILM REVIEW**

Apprentice Jockey HERIBERTO FIGUEROA, along with his agent Nelson Arroyo, appeared to review the tapes of Friday's first race. In that race Figueroa shifted out at the top of

the stretch and in doing so bumped a competitor who went on to finish ahead of Figueroa. He was warned to have better control of his mounts when changing lanes.

09-02-18<sup>2</sup>

**CERIN HEARING (CASE #18DM0030)**

Trainer Vladimir Cerin waived his right to a hearing and accepted responsibility by phone for having the horse Big Sky Logan scratched from the third race at Del Mar on August 2, 2018. Cerin assumed that having his vet, Dr. Araujo, report the castration on his confidential would satisfy the requirements of notification contained in CHRB rule #1865 (Altering of Sex of Horse). When Cerin learned that the identifier and the racing office need to be informed of any castration he conceded the point. Decision to follow.

09-02-18<sup>3</sup>

**DESORMEAUX HEARING**

A formal hearing was held for Jockey Kent Desormeaux into his ride aboard the horse Take a Leap in fourth race here at Del Mar on August 25, 2018. At question was whether Desormeaux complied with the provisions of CHRB rule #1692 (Requirements for Horse, Trainer and Jockey) i.e. did Desormeaux give his best effort in the race.

Present at the hearing and testifying besides the Stewards, were Desormeaux, Jockey Guild Regional Manager Darrell Haire and jockey Gary Stevens. Evidence was submitted into the record and testimony was taken. The Stewards will deliberate over the evidence and testimony presented and render a decision tomorrow.

09-02-18<sup>4</sup>

**EARLY DECLARATIONS**

|                       |                                                                      |
|-----------------------|----------------------------------------------------------------------|
| 2 <sup>nd</sup> Race  | #1 Mongolian Rahy, tr. Gerard Piccioni, vet, sick, Dr. Farmer        |
|                       | #2 We Will Re Joyce, tr. Doug O'Neill, vet, injured, Dr. Grant       |
|                       | #8 No Wine Untasted, tr. Eric Kruljac, vet, sick, Dr. Stead          |
|                       | Total Refund: \$3,419.21                                             |
| 3 <sup>rd</sup> Race  | #3 Ezpzylemonsqueezy, tr. R. B. Hess Jr., vet, sick, Dr. Stead       |
|                       | Refund: \$938.36                                                     |
| 7 <sup>th</sup> Race  | #11 Blueberry Princess, tr. Hector Palma, Stewards, also-eligible    |
|                       | Refund: \$401.46                                                     |
| 10 <sup>th</sup> Race | #11 Flying Scotsman, tr. Jerry Hollendorfer, Stewards, also-eligible |
|                       | #12 Absolute Control, tr. James DeVito, Stewards, also-eligible      |
|                       | #13 Data Hawk, tr. Tim McCanna, Stewards, also-eligible              |
|                       | Total Refund: \$1,721.27                                             |

09-02-18<sup>5</sup>

**JOCKEY OBJECTION – SIXTH RACE – NO CHANGE**

The Stewards entertained a claim of foul from Jockey Rafael Bejarano who rode the third place finisher #2 Takeo Squared. Bejarano alleged the first two horses under the wire combined to inflict interference in the final stages of the stretch run. Rafael took exception with the winner #8 King of Speed ridden by Gary Stevens and the place horse #1 Hartel with Flavien Prat in the irons. After a thorough review the Stewards affirmed the original order of finish.

Tapes showed that King of Speed stepped out just before the wire as he was rolling past Takeo Squared and caused that horse to steady briefly but in the unanimous opinion of the Stewards Bejarano's mount was not cost a placing. #1 Hartel played no part in the incident.

09-02-18<sup>6</sup>**SEVENTH RACE – MZ BROWN**

Near the 1/16 #6 Ms Brown, trained by William E. Morey and ridden by Assael Espinoza, was injured (left front) and was pulled up by Espinoza just before the finish line. He dismounted without incident. The filly was vanned off.

09-02-18<sup>7</sup>**STEWARDS INQUIRY – EIGHTH RACE – NON-STARTER**

The Stewards ignited the inquiry lamp to evaluate the start of #12 Animosity (12<sup>th</sup>, Tyler Conner) after the horse left the starting gate very late. After speaking to the starter Jay Slender and jockey Tyler Conner the Stewards deemed Animosity to be a non-starter. Tapes showed that Animosity whipped his head to the left as the starting gate stall doors opened. The assistant starter instead of turning the horse loose tried to get his head straightened out before letting go. Although the horse may have caused his own problem initially the situation was exacerbated when the assistant starter, in attempt to protect both horse and rider, held on to the bridle after the doors opened. The refund amounted to \$54,383.33.

09-02-18<sup>8</sup>**STEWARDS INQUIRY ACCIDENT-TENTH RACE-NO CHANGE**

The Stewards posted the inquiry sign to evaluate two separate incidents in the stretch. The first incident concerned #1 Toshio ridden by Drayden Van Dyke. Tapes showed that Toshio racing on the outside of the field bolted to the outside rail unseating Van Dyke in the process. The horse appeared to duck out from a left handed crop. The second cause for the inquiry concerned #5 Alleva (2<sup>nd</sup> Rafael Bejarano) and #10 Fortnite Dance (4<sup>th</sup> Giovanni Franco) who made contact with each other at the top of the stretch. After a thorough review the Stewards took no action with respect to the placings. Tapes showed contact between the two horses but nothing that would rise to a level requiring a disqualification as the placings were not affected.

09-02-18<sup>9</sup>**DAILY ATTENDANCE & HANDLE**

|               |        |                 |
|---------------|--------|-----------------|
| On Track      | 30,818 | \$2,349,549.36  |
| Off Track     | 7,351  | \$4,084,906.03  |
| Out –of-State | -0-    | \$10,192,318.19 |
| Total         | 38,169 | \$16,626,773.58 |

**MONDAY**09-03-18<sup>1</sup>**CERIN RULING****DMTD RULING #058**

Trainer VLADIMIR CERIN is fined FIVE HUNDRED DOLLARS (\$500.00)\* pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration) and for violation of California Horse Racing Board rule #1865 (Altering Sex of Horse) for failure to properly report the gelding of the horse 'BIG SKY LOGAN' which was scheduled to run in the third race at Del Mar Race Track on August 2, 2018.

The above ruling was issued following yesterday's telephone hearing. Steward Herbuveaux felt the penalty should have been higher.

09-03-18<sup>2</sup>**CAPESTRO RULING (CASE #18DM0059)****DMTD RULING #059**

Trainer PAULA CAPESTRO, who started the horse STAR KISSED, in the first race at Del Mar Race Track on August 17, 2018 is fined ONE HUNDRED DOLLARS (\$100.00)\* for violation of California Horse Racing Board rule #1845 (b)(1) (Authorized Bleeder Medication – Late Arrival on Grounds).

The above ruling was issued after Capestro explained that the van driver arrived with her horse a half hour tardy. The van driver may have caused the problem but Capestro has the responsibility to see that the horse arrives on the grounds in a timely fashion.

09-03-18<sup>3</sup>

**STEVENS RULING**

**DMTD RULING #060**

Jockey GARY STEVENS who rode KING OF SPEED in the sixth race at Del Mar Race Track on Sunday, September 2, 2018 is fined TWO HUNDRED DOLLARS (\$200.00)\* for violation of California Horse Racing Board rule #1688 (Use of Riding Crop-used more than three times without giving the horse a chance to respond - second offense in the past sixty days).

The above ruling was issued after Stevens contacted the Stewards by phone and pleaded guilty.

09-03-18<sup>4</sup>

**GALLAGHER RULING**

**DMTD RULING 061**

Trainer PATRICK GALLAGHER who started the horse FORTNITE DANCE, in the tenth race at Del Mar Race Track on September 2, 2018 is fined TWO HUNDRED DOLLARS (\$200.00)\* for violation of California Horse Racing Board rule #1853 (Examination Required – improperly shod).

The above ruling was published after Gallagher was contacted by phone and accepted responsibility for having toe grabs on a horse scheduled to start on the turf.

09-03-18<sup>5</sup>

**DESORMEAUX DECISION (REFER 9-2-18<sup>3</sup>)**

**DMTD RULING #062**

Jockey KENT DESORMEAUX who rode TAKE A LEAP, in the Fourth Race at Del Mar Race Track on August 25, 2018 is suspended THREE (3) Racing days (September 13, 14 and 15, 2018) for violation of California Horse Racing Board rule #1692 (Requirements for Horse, Trainer and Jockey – Failure to give his best effort to his mount and the public, costing him a better finish position). Pursuant to California Horse Racing Board rule #1766 (Designated Races), the term of Suspension shall not prohibit participation in designated races.

The above ruling was issued after the Stewards considered the evidence and testimony submitted at yesterday's formal hearing.

09-03-18<sup>6</sup>

**HELLUM RULING (CASE #18SA0061)**

**DMTD RULING #063**

Owner/Trainer LANCE HELLUM, having complied with the provisions of California Horse Racing Board rule #1874 (Disorderly Conduct – Winner's Circle Foundation Stipulations and \$500.00 fine) is restored to good standing. Ruling LATS #209 issued at Santa Anita Park on June 21, 2018, is set aside.

The above ruling was issued after the Stewards received notification that Hellum had finally paid the fine imposed by the Stewards at Santa Anita.

09-03-18<sup>7</sup>

**FILM REVIEW**

Jockey Franklin Ceballos viewed the tapes of the second race and was cautioned to react quicker when his mount veers off a straight course leaving the starting gate.

Rafael Bejarano viewed the tenth race tapes where his mount made contact with an outside rival at the 3/16. He showed where he was working the reins to keep his mount from drifting out. The Stewards would have liked a stronger effort but gave him the benefit of the doubt.

Jockey's Geovanni Franco and Assael Espinoza viewed the tapes of the seventh race where each was applying the crop to a horse that had attained its maximum placing. Each apologized and accepted the penalties listed below. Espinoza's fine was larger because this was his second offense.

#### **DMTD RULING #064**

Apprentice Jockey ASSAEL ESPINOZA who rode MZ BROWN in the seventh race at Del Mar Race Track on September 2, 2018 is fined FIVE HUNDRED DOLLARS (\$500.00)\* for violation of California Horse Racing Board rule #1688 (b)(4) (Use of Riding Crop — when the horse has obtained its maximum placing – Second Offense).

#### **DMTD RULING #065**

Jockey GEOVANNI FRANCO who rode 'CAT HOLIC' in the seventh race at Del Mar Race Track on September 2, 2018 is fined THREE HUNDRED DOLLARS (\$300.00)\* for violation of California Horse Racing Board rule #1688 (b)(4) (Use of Riding Crop — when the horse has obtained its maximum placing).

09-03-18<sup>8</sup>

#### **EARLY DECLARATIONS**

|                      |                                                                                                                                                                                                                                                                          |
|----------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2 <sup>ND</sup> Race | #7 Ballerina Headline, tr. Steve Miyadi, vet, sick, Dr. Farmer<br>Refund: \$1,326.20                                                                                                                                                                                     |
| 3 <sup>rd</sup> Race | #14 Acclimate, tr. Ken Black, Stewards, also-eligible. Refund: \$459.33                                                                                                                                                                                                  |
| 5 <sup>th</sup> Race | #2 Impasse, tr. Michael McCarthy, vet, unsound, Dr. Stead<br>Refund: \$1,294.78                                                                                                                                                                                          |
| 6 <sup>th</sup> Race | #2 Trifecta, tr. Brian Koriner, vet, sick, Dr. Farmer<br>#4 The Big Train, tr. Peter Miller, vet, sick, Dr. Stead<br>Total Refund: \$7,553.05                                                                                                                            |
| 7 <sup>th</sup> Race | #11 Super Sol, tr. Bob Baffert, Stewards, also-eligible<br>#12 Solid Wager, tr. Peter Miller, Stewards, also-eligible<br>#13 Rapid Red, tr. Doug O'Neill, Stewards, also-eligible<br>Total Refund: \$3,198.83                                                            |
| 8 <sup>th</sup> Race | #11 Flying Blue, tr. E. G. Harty, Stewards, also-eligible<br>#12 Barbadolla, tr. Phil D'Amato, Stewards, also-eligible<br>#13 Friars Walk, tr. Dan Blacker, Stewards, also-eligible<br>#14 Bellazano, tr. Mick Ruis, Stewards, also-eligible<br>Total Refund: \$1,620.03 |
| 9 <sup>th</sup> Race | #4 Savagery, tr. Peter Miller, Stewards, Stake Race. Refund: \$1,164.32                                                                                                                                                                                                  |

09-03-18<sup>9</sup>

#### **MACHOWSKY-STEVEN'S SET-TO**

Trainer Michael Machowsky was interviewed by the Stewards telephonically in the presence of security guard Nada Stevens who cited Machowsky for abusive behavior in the winner's circle yesterday afternoon.

Machowsky admitted he used inappropriate language to Stevens and apologized for his words and actions. Stevens accepted the apology and the matter was laid to rest.

09-03-18<sup>10</sup>

#### **QUIET FINALE**

The afternoon's ten race program was completed in a problem free fashion.

09-03-18<sup>11</sup>

**DAILY ATTENDANCE & HANDLE**

|               |        |                 |
|---------------|--------|-----------------|
| On Track      | 8,654  | \$1,813,867.83  |
| Off Track     | 8,087  | \$4,544,323.77  |
| Out –of-State | -0-    | \$10,936,666.59 |
| Total         | 16,741 | \$17,294,858.19 |

**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 8/27/18 TO 9/03/18

|                     |    |
|---------------------|----|
| Horses on Vet List  | 23 |
| Horses off Vet List | 10 |
| Shock Wave Therapy  | 18 |
| Deceased            | 1  |
| Medication          | 0  |
| Claims Voided       | 3  |

**SUMMARY**

|                   | Wed<br>8/29 | Thurs<br>8/30 | Fri<br>8/31 | Sat<br>9/1 | Sun<br>9/2 | Mon<br>9/3 | Week | Meet |
|-------------------|-------------|---------------|-------------|------------|------------|------------|------|------|
| Accidents         | 0           | 1             | 0           | 0          | 1          | 0          | 2    | 6    |
| Cal-Bred Races    | 1           | 1             | 4           | 0          | 1          | 2          | 9    | 52   |
| Claims            | 7           | 9             | 8           | 9          | 5          | 4          | 42   | 206  |
| Disqualifications | 0           | 1             | 0           | 0          | 0          | 0          | 1    | 3    |
| Inquiries         | 1           | 3             | 0           | 0          | 3          | 0          | 7    | 24   |
| Refunds           | 5           | 6             | 3           | 6          | 5          | 7          | 32   | 196  |
| Rulings           | 1           | 2             | 0           | 3          | 0          | 8          | 14   | 65   |
| Voided Claims     | 0           | 2             | 0           | 1          | 0          | 0          | 3    | 23   |

Respectfully submitted,

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

\_\_\_\_\_  
John B. Herbuveaux, Steward

\_\_\_\_\_  
Grant Baker, Steward

\_\_\_\_\_  
Luis Jauregui, Safety Steward