



**REPORT OF THE BOARD OF STEWARDS**

**DEL MAR FALL MEET  
DEL MAR THOROUGHBRED CLUB**

**To the California Horse Racing Board**

HONORABLE EDMUND G. BROWN JR. GOVERNOR  
HONORABLE CHUCK WINNER, 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  
DARREL MCHARGUE, CHIEF STEWARD

**For the period: Tuesday, November 8, 2016, through Sunday, December 4, 2016.**

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**WEEK 3: Wednesday, November 23, 2016, through Sunday, November 27, 2016.**

**WEDNESDAY**

11-23-16<sup>1</sup>

**ENTRIES AND SCRATCHES**

Steward Grant Baker was present to oversee entries and declarations for the third week of the Del Mar Autumn Meet.

**THURSDAY**

11-24-16<sup>1</sup>

**SOTO RULING**

Trainer ANTONIO SOTO was fined in the following ruling when his horse, which was registered on Lasix, failed to receive the treatment for the race Sunday:

**DFTD Ruling #009**

Trainer ANTONIO SOTO pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration) is fined FIVE HUNDRED DOLLARS (\$500.00)\* for violation of California Horse Racing Board rule #1845 (Authorized Bleeder Medication – not treated with lasix) which necessitated the late declaration of RYDERROO from the first race at Del Mar Race track on November 20, 2016.

11-24-16<sup>2</sup>

**PEDROZA RULING**

After review of the race in question, we issued the following ruling regarding overuse of the whip:

**DFTD Ruling #010**

Jockey MARTIN PEDROZA 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 last 60 days), during the fourth race at Del Mar Race Track on November 20, 2016.

11-24-16<sup>3</sup>**DECLARATIONS, CHANGES AND REFUNDS**

- 1<sup>st</sup> Race #4 The All Button – Claimed – A. Garcia, trainer  
Refund \$0
- 2<sup>nd</sup> Race #2 Jonny's Choice – Claimed – A. Herbertson, trainer  
#3 Opsec – Claimed – M. Pender, trainer  
Refund \$17.00
- 3<sup>rd</sup> Race No changes; Refund \$22.00
- 4<sup>th</sup> Race #6 Boone Docks – Veterinarian scratch, injured – Dr. Stead  
#2 He's a Tiger – Claimed – F. Lucarelli, trainer  
#8 Drover Crazy – Claimed – R. Baltas, trainer  
Refund \$475.40
- 5<sup>th</sup> Race #6 Hot Market – Claimed -- A. Garcia, trainer  
Refund \$62.30
- 6<sup>th</sup> Race No changes; Refund \$11.00
- 7<sup>th</sup> Race #11 Backintheacademy – Stewards' scratch, also eligible  
Refund \$198.70
- 8<sup>th</sup> Race #8 States Hero – Rider change – S. Gonzalez for V. Lebron (left town)  
#3 Big Champion – Claimed – D. O'Neill, trainer  
Refund \$0

11-24-16<sup>4</sup>**DAILY ATTENDANCE & HANDLE**

On track	3,875	\$476,008.10
Off Track	4,348	\$2,590,864.90
Out –of-State	N/A	\$4,545,812.21
Total	8,223	\$7,612,685.21

**FRIDAY**11-25-16<sup>1</sup>**LAWSON RULING**

Jockey Agent DEREK LAWSON was fined when he failed to honor a call given to trainer GRAHAM MOTION for a Grade III race tomorrow:

**DFTD Ruling #011**

Jockey Agent DEREK LAWSON is fined FIVE HUNDRED DOLLARS (\$500.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations –failure to conduct business in a proper manner on November 23, 2016 at Del Mar Race Track).

11-25-16<sup>2</sup>**ARECHIGA RULING**

Owner EFRAIN ARECHIGA was fined pursuant to a security violation for exercising horses without an exercise rider's license:

**DFTD Ruling #012**

Exercise Rider EFRAIN ARECHIGA is fined ONE HUNDRED DOLLARS (\$100.00)\* for violation of California Horse Racing Board rule #1481 (Occupational Licenses and Fees – Galloping on an Owner's license), on November 1, 2016 at Santa Anita Park.

11-25-16<sup>3</sup>**DECLARATIONS, CHANGES AND REFUNDS**

- 1<sup>st</sup> Race #5 Rosarita – Claimed – K. Mulhall, trainer  
#9 Altaira – Claimed – R. Trela, trainer. Refund \$0.
- 2<sup>nd</sup> Race No changes; Refund \$11.00
- 3<sup>rd</sup> Race #4 Tribal Storm – should be listed as a ridgling  
Refund \$20.00
- 4<sup>th</sup> Race #13 Not too Shiny – Stewards' scratch, also eligible  
Refund \$416.05
- 5<sup>th</sup> Race No changes; Refund \$8.00
- 6<sup>th</sup> Race #1 Ralis – Stewards' scratch, stake  
Refund \$770.80

7<sup>th</sup> Race            No changes; Refund \$0  
 8<sup>th</sup> Race            No changes; Refund \$0

11-25-16<sup>4</sup>

**DAILY ATTENDANCE & HANDLE**

On track	6,026	\$664,824.00
Off Track	5,613	\$3,296,880.30
Out –of-State	N/A	\$5,284,144.47
Total	11,639	\$9,245,848.77

**SATURDAY**

11-26-16<sup>1</sup>

**FILM REVIEW**

Jockey STEWART ELLIOTT came to the office this morning to review his ride in the second race yesterday. He angled his horse out in the stretch and interfered with a rival who was to his outside and behind him. He explained that he just didn't see the horse with whom he interfered. While this was a close call with respect to careless riding, we issued warning due to the fact that his rival was lugging in and virtually behind him when Mr. Elliott moved his horse out.

Jockey Agent Nelson Arroyo came to the office to review jockey SANTIAGO GONZALEZ' ride in the second race yesterday. His mount was the subject of a jockey objection. Films revealed that Mr. Gonzalez appeared to drop in as the field entered the turn, interfering with a horse to his inside. Ultimately, he was issued a warning because video was not entirely conclusive and Martin Pedroza who lodged the claim of foul actually was driving on the inside going into the turn.

Mr. Arroyo also represented his brother NORBERTO ARROYO for his stretch ride in the same race. Mr. Arroyo struck his horse left handed while drifting out and while he corrected fairly quickly, we questioned the wisdom of hitting the horse in the first place especially when the horse is clearly getting tired. Warning.

Jockey DRAYDEN VAN DYKE came to the office to review his whip use in the fifth race yesterday. Video revealed that he used his crop three times in succession without giving his horse the chance to respond. We therefore issued the following ruling:

**DFTD Ruling #014**

Jockey DRAYDEN VAN DYKE is fined TWO HUNDRED DOLLARS (\$200.00)\* 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 – second offense in last 60 days during the third race at Del Mar Race Track on November 25, 2016; last offense on November 3, 2016).

11-26-16<sup>2</sup>

**GARCIA RULING**

Trainer OSCAR GARCIA was fined pursuant to an outrider/security referral for a morning training track violation:

**DFTD Ruling #013**

Trainer OSCAR GARCIA is fined FIFTY DOLLARS (\$50.00)\* for violation of California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers – crossing gap with horses in starting gate).

11-26-16<sup>3</sup>

**BERNSTEIN HEARING**

Trainer DAVE BERNSTEIN appeared in response to a financial complaint (case number 16SA0249) filed by von Bluecher, Blea, Hunkin Inc. veterinary group which alleged unpaid vet bills in the amount of \$9,187.86. A settlement agreement was reached and signed for the disposition of the matter which was therefore withdrawn.

11-26-16<sup>4</sup>

**INQUIRY/NO CHANGE**

Following the running of the sixth race, we posted the inquiry sign to examine an incident in which there was debris on the track. Extremely high winds dislodged seven velcroed foam drain covers in the infield and they blew onto the turf course near the clubhouse turn. The thirteen horse field horse passed over

the debris without major incident although several horses did steady and even attempt to jump the covers. CHRB 1544 allows us to declare the race a no contest if a majority of the horses suffer interference. We unanimously found that a majority of the horses did not suffer interference and therefore declared the race official. Safety Steward Luis Jauregui is working with Del Mar to better secure the covers.

11-26-16<sup>5</sup>**DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> Race #1 Bluegrass Bronco – Claimed – C. Treece, trainer  
 #5 L's Choice – Claimed – M. Chew, trainer  
 Refund \$0

2<sup>nd</sup> Race #1 Where Y'at Joe Joe – Claimed -- D. Pedersen, trainer  
 #6 Glacken Too – Claimed – J. Hollendorfer, trainer

3<sup>rd</sup> Race No changes; Refund \$0

4<sup>th</sup> Race No changes; Refund \$0

5<sup>th</sup> Race No changes; Refund \$0

6<sup>th</sup> Race No changes; Refund \$0

7<sup>th</sup> Race No changes; Refund \$0

8<sup>th</sup> Race No changes; Refund \$0

9<sup>th</sup> Race No changes; Refund \$0

11-26-16<sup>6</sup>**DAILY ATTENDANCE & HANDLE**

On track	5,745	\$713,982.90
Off Track	7,231	\$4,017,742.30
Out –of-State	N/A	\$6,111,211.42
Total	12,976	\$10,842,936.62

**SUNDAY**11-27-16<sup>1</sup>**SANCHEZ RULING**

Groom ERIK SANCHEZ was suspended when he failed to appear for a hearing (case number 16SA118) regarding a controlled substance arrest.

**DFTD #015**

Groom ERIK SANCHEZ, having failed to respond to a complaint alleging violation of California Horse Racing Board rule #1489(A)(8) Arrested for 11377(A) H & S (Possession of Controlled Substance) is suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear).

During the term of suspension, all licenses and license privileges of ERIK SANCHEZ are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend or Fine), ERIK SANCHEZ is denied access to all premises in this jurisdiction.

11-27-16<sup>2</sup>**KONTOES RULING**

Owner DAVID KONTOES was suspended when he failed to fulfill the terms of a financial agreement with trainer Nick Acuna (case number 16SA0122):

**DFTD Ruling #016**

Owner DAVID KONTOES is suspended for violation of California Horse Racing Board rule 1876 (Financial Responsibility – failure to fulfill agreement with trainer Nicolas Acuna \$1,700.00). During the term of suspension, all licenses and license privileges of DAVID KONTOES are suspended and pursuant to California Horse Racing Board rule 1528 (Jurisdiction of Stewards to Suspend and Fine), DAVID KONTOES is denied access to all premises in this jurisdiction.

11-27-16<sup>3</sup>**LAWSON RULING**

Jockey Agent DEREK LAWSON was fined when we discovered that he had failed to renew his CHRB license for quite some time:

**DFTD Ruling #017**

Jockey Agent DEREK LAWSON is fined ONE HUNDRED DOLLARS (\$100.00)\* for violation of California Horse Racing Board rule #1481 (Occupational Licenses and Fees – working as Jockey Agent on expired license).

11-27-16<sup>4</sup>**DESORMEAUX RULING**

Jockey KENT DESORMEAUX was fined when he accepted responsibility for violating the crop rule yesterday:

**DFTD Ruling #018**

Jockey KENT DESORMEAUX 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 last 60 days) during the fifth race at Del Mar Race Track on November 25, 2016.

11-27-16<sup>5</sup>**MOJALLALI RULING**

Owner Shahrouz Mojallali was suspended when he failed to appear yesterday for a hearing (case number 16SA0239) into a complaint filed by a veterinary group alleging unpaid work:

**DFTD #019**

Owner SHAHROUZ MOJALLALI (DBA MOJALLALI STABLES), having failed to respond to a complaint alleging violation of California Horse Racing Board rule #1876 (Financial Responsibility – \$6,791.00 to Von Bleucher, Blea, Huskin Inc. Veterinarian Group) is suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear).

During the term of suspension, all licenses and license privileges of SHAHROUZ MOJALLALI are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend and Fine). SHAHROUZ MOJALLALI is denied access to all premises in this jurisdiction.

11-27-16<sup>6</sup>**SHERMAN RULING**

The following ruling was issued after trainer ART SHERMAN appeared for case number 16DM0107 which was a complaint alleging the unreported gelding of one of his runners. He explained that the procedure was performed at a clinic off race track grounds and therefore it slipped the barn's collective mind.

**DFTD Ruling #020**

Trainer ARTHUR SHERMAN is fined SEVEN HUNDRED FIFTY DOLLARS (\$750.00)\* for failure to properly report the gelding of the horse NOT CHOPPED LIVER which ran in the fifth race at Del Mar Race Track on November 11, 2016. This constitutes a violation of California Horse Racing Board rule #1865(Altering of Sex of Horse).

11-27-16<sup>7</sup>**DAILY ATTENDANCE & HANDLE**

On track	2,048	\$370,391.10
Off Track	5,957	\$3,008,048.90
Out –of-State	N/A	\$4,898,828.81
Total	8,005	\$8,277,268.81

**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 11-21-16 TO 11-27-16

Horses on Vet List	3
Horses off Vet List	4
Shock Wave Therapy	16
Fatalities at Del Mar	2
Medication	0

**SUMMARY**

	Thurs 11/24	Fri 11/25	Sat 11/26	Sun 11/27	Week	Meet
Accidents	0	0	0	1	1	2
Cal-Bred Races	1	3	1	0	5	16
Claims	7	2	4	0	13	39
Disqualifications	0	0	0	0	0	0
Inquiries	0	1	1	1	3	9
Refunds	6	5	0	6	17	53
Rulings	2	2	2	6	12	20
Voided Claims	0	0	0	1	1	3

Respectfully submitted,

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C. Scott Chaney, Steward

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Grant Baker, Steward

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Kim Sawyer, Steward

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Luis Jauregui, Safety Steward