



REPORT OF THE BOARD OF STEWARDS

DEL MAR THOROUGHBRED CLUB

To the California Horse Racing Board

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ROBERT B. MILLER, CHIEF COUNSEL CHRB

WEEK 6 - Sunday, August 16, 2015 through Saturday, August 22, 2015.

SUNDAY
8/16/15¹

FILM REVIEW

Jockey TYLER BAZE came to the office as directed to review his ride in the ninth race yesterday. Mr. Baze used his crop five times in the stretch when his horse was clearly not in contention (it entered the stretch last and finished last in an eleven horse field). He was candid in stating that his instructions from trainer Michael McCarthy were that this horse was lazy and to use the crop. We explained that this is against our rules and issued the following ruling:

DMTD Ruling #046

Jockey TYLER BAZE is fined THREE HUNDRED DOLLARS (\$300.00)* for violation of California Horse Racing Board rule #1688(b)(6) (Use of Riding Crop – continued use of riding crop when horse is clearly out of the race) while riding 'Unblunted' in the ninth race at Del Mar Thoroughbred Club on August 15, 2015.

Jockey JAMES GRAHAM telephoned and accepted the ruling that follows rather than dispute it. He used his crop four times in succession without giving his mount in the eighth race a chance to respond:

DMTD Ruling #045

Jockey JAMES GRAHAM is fined FIVE HUNDRED DOLLARS (\$500.00)* 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 – third offense), during the eighth race at Del Mar Race Track on August 15, 2015.

8/16/15²

SPAWR RULING

Pursuant to the formal hearing (case number 15SA0197) held yesterday, we issued the following ruling:

DMTD Ruling #044

Trainer WILLIAM "BILL" SPAWR, who started the horse LUCKY STUDENT in the sixth race at Santa Anita Park on May 16, 2015 is fined ONE THOUSAND DOLLARS (\$1,000.00)* for violation of California Horse Racing Board rule #1843(a)(d) (Medications

Drugs and Other substances), #1843.1 (Prohibited Drug Substances), #1887 (Trainer to Insure Condition of Horse) and #1844 (C)(2) (Authorized Medication – more than one approved NSAID; and Flunixin in excess of permitted level 36.1 ug/ml).

8/16/15³

DUNCAN RULING

Owner MICHAEL SCOTT DUNCAN was reinstated after we received evidence that his alleged debt to Dr. Nolton Pattio (case number 14SA056) was paid in full:

DMTD Ruling #047

Owner MICHAEL SCOTT DUNCAN, having complied with the provisions of California Horse Racing Board rule #1876 (Financial Responsibility - \$635.00 to Dr. Nolton Pattio) is restored to good standing. Ruling LATS #112, issued at Los Angeles Turf Club on March 23, 2014, is set aside.

8/16/15⁴

ACCIDENT/INQUIRY/DISQUALIFICATION

Following the running of the fifth race, we posted the inquiry sign to examine an incident in the first turn (turf – 1 mile) the result of which was jockey Tyler Baze being unseated from his mount. Films revealed that eleventh place finisher (J. Cardenas) #1 Cape Royal did not make the turn, collided with #2 Sir Cat, who then ran into #8 Unusually, unseating Baze. After speaking with the patrol judges and some of the riders involved, we unanimously voted to disqualify #1 Cape Royal and place him unplaced. The horse was corralled by the outrider. Jockey Baze was transported to first aid where he was cleared to ride by the track physician. See attached accident report.

Original Order of Finish: 12-2-5-6-9-7-14-4-10-11-(1)

Corrected Order of Finish: 12-2-5-6-9-7-14-4-10-11

8/16/15⁵

DECLARATIONS, CHANGES AND REFUNDS

1st Race #4 Pocketfullofgreen – Veterinarian scratch, sick – Dr. Grande
#8 Gucci Brown – Claimed – R. Ellis, trainer
#9 Seek Safe Harbor – Claimed – A. Espinosa, trainer
#8 Gucci Brown – Claim VOIDED – returns to M. Stidham, trainer
Refund \$760.90

2nd Race #3 Red Button – Claimed – B. Spawr, trainer
#5 Malibu Mogul – Claimed – L. Powell, trainer
#5 Malibu Moon – Claim VOIDED – returns to P. Miller, trainer

3rd Race #1 Guns Loaded – Rider change – G. Nicholas for C. Nakatani (injured)

4th Race No changes; Refund \$120.00

5th Race No changes; Refund \$330.76

6th Race #10 Flyin for a Livin – Claimed – B. Hess, trainer. Refund \$412.86

7th Race #3 Saint Dermot – Veterinarian scratch, sick – Dr. Stead
#8 Lucky Views – Veterinarian scratch, unsound – Dr. Grande
Refund \$4,322.40

8th Race No changes; Refund \$356.00

9th Race #9 Majestic Heat – Stewards' scratch, stake
#10 She's Flush – Rider change – J. Graham for C. Nakatani
Refund \$770.00

10th Race #5 Jovita's Tuffy – Veterinarian's scratch, unsound – Dr. Grande
#11 No Contingency – Claimed – J. Bonde, trainer
Refund \$3,510.14

8/16/15⁶

DAILY ATTENDANCE & HANDLE

On track	11,952	\$2,318,426.90
Off Track	8,133	\$4,877,636.10
Out –of-State	N/A	\$7,511,162.55
Total	20,085	\$14,707,225.55

WEDNESDAY

8/19/15¹

FILM REVIEW

Jockey JESSE CARDENAS came to the office to review his ride in the fifth race Sunday after which his horse was disqualified. He explained that he tried to angle out slightly to avoid heels and that his horse was uncontrollable. We questioned the wisdom and necessity of angling out and assigned the following penalty:

DMTD Ruling #049

Jockey JESSE CARDENAS, who rode Cape Royal in the fifth race at Del Mar Thoroughbred Club on August 16, 2015, is suspended for THREE (3) RACING DAYS (August 23, 26, and 27, 2015), for altering course without sufficient clearance causing interference which resulted in disqualification of his mount from eleventh to unplaced. 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.

Jockey GONZALO NICOLAS came to the office to review his ride in the last race on Sunday. He angled down toward the rail rather sharply leaving the gate and interfered with at least one rival if not more. He was cautioned by the majority to be more careful whereas Steward Chaney voted for three suspension days.

Jockey FERNANDO PEREZ called the office and accepted the following penalty for a riding crop violation:

DMTD Ruling #048

Jockey FERNANDO PEREZ 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 – first offense), during the eighth race at Del Mar Race Track on August 16, 2015.

8/19/15²

DECLARATIONS, CHANGES AND REFUNDS

1 st Race	#1 Smil'n From Above – Stewards' scratch, sick – Dr. Grande #6 Lexie Arleen – Claimed – D. Pederson, trainer Refund \$624.48
2 nd Race	#2 Appealing Lady – Claimed – B. Spawr, trainer #3 Seaward Cottage – Claimed – D. O'Neill, trainer #8 Analysis Paralysis – Claimed – J. Carava, trainer #2 Appealing Lady – Claim VOIDED – returns to P. Eurton, trainer Refund \$78.00
3 rd Race	No changes; Refund \$132.00
4 th Race	#5 Heavenly Haze – Veterinarian scratch, sick – Dr. Grande #8 Clever Move – Claimed – R. Baltas, trainer Refund \$1,206.16
5 th Race	No changes; Refund \$33.00
6 th Race	#1 Benesh – Claimed – C. Lewis, trainer #2 Sugar Buzz – Claimed – D. O'Neill, trainer #6 Frac Candy – Claimed – T. Yakteen, trainer #6 Frac Candy – Claim VOIDED – returns to K. Desormeaux, trainer Refund \$2.20
7 th Race	#4 Inkling (AUS) – Stewards' scratch, dropped rider (see attached accident report) Refund \$33,063.88
8 th Race	#7 Maxticator – Veterinarian scratch, injured – Dr. Grande #6 Santiago's Home – Claimed – M. Chew, trainer Refund \$336.54

8/19/15³**DAILY ATTENDANCE & HANDLE**

On track	9,928	\$1,204,823.00
Off Track	3,912	\$1,800,069.20
Out –of-State	N/A	\$4,006,999.25
Total	13,840	\$7,011,891.45

THURSDAY8/20/15¹**FILM REVIEW**

Jockey KENT DESORMEAUX called and accepted his ruling regarding the riding crop rule violation incurred on Sunday:

DMTD Ruling #050

Jockey KENT DESORMEAUX 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 – first offense), during the seventh race at Del Mar Race Track on August 16, 2015.

8/20/15²**LOPEZ HEARING**

Starter JOHN LOPEZ was in the office for case number 15DM036, which was a complaint filed by the CHRB regarding the incident on July 26, when a horse was not entirely in the starting gate when the field was dispatched. We were aware of the facts and Mr. Lopez confirmed that he was blameworthy. Decision to follow.

8/20/15³**DECLARATIONS, CHANGES AND REFUNDS**

1 st Race	#2 Revenue Virginius – Rider change – J. Talamo for A. Solis (CHRB Meeting)
	#1 Lookin for Money – Claimed – R. Hess, trainer
2 nd Race	No changes
3 rd Race	#7 City of Vengeance – Claimed – J. Sadler, trainer Refund \$76.00
4 th Race	No changes; Refund \$75.00
5 th Race	#7 Winninginfashion – Veterinarian scratch, sick – Dr. Stead #1 Sheza Eyeopener – Claimed – M. Pender, trainer #3 Nevaeh's Promise – Claimed – M. Machowsky, trainer #5 Dublin Dancer – Claimed – H. Dominguez, trainer #3 Nevaeh's Promise – Claim VOIDED – returns to A. Mathis, trainer Refund \$873.70
6 th Race	#3 Sainted – Veterinarian scratch, injured – Dr. Grant #11 Nyda – Stewards' scratch, loose on track #9 Fast Escape – Claimed – J. Mullins, trainer #9 Fast Escape – Claim VOIDED – returns to J. Bonde, trainer Refund \$57,020.45
7 th Race	No changes; Refund \$143.10
8 th Race	#13 Three Red Sevens – Stewards' scratch, also eligible Refund \$1,253.70

8/20/15⁴**DAILY ATTENDANCE & HANDLE**

On track	7,849	\$1,288,166.70
Off Track	4,665	\$2,176,735.20
Out –of-State	N/A	\$4,803,557.67
Total	12,514	\$8,268,459.57

FRIDAY
8/21/15¹

FILM REVIEW

Jockey FERNANDO PEREZ came to the office to review his ride aboard #8 Among the Angels in the fourth race. At first glance, we felt that he didn't give his best efforts throughout the race. However, after reviewing the race with the rider, it was clear he had some trouble early in the race. In the stretch, however, we felt that he could have ridden a bit more vigorously. He concurred.

8/21/15²

BELL RULING

We issued the following ruling after meeting with trainer RAY BELL, who had been issued a citation by the outriders for entering the track while it was closed for Pacific Classic horses and Triple Crown winners:

DMTD Ruling #051

Trainer THOMAS R. BELL 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 comply with the orders of the outrider).

8/21/15³

DECLARATIONS, CHANGES AND REFUNDS

1st Race #11 Atlantic Slew – Stewards' scratch, also eligible
#9 Good Looking – Claimed – R. DeLeon, trainer
Refund \$1,191.32

2nd Race #7 Basmati – Claimed – R. Baltas, trainer
#8 Mistaken Identity – Claimed -- A. Kitchingman, trainer
Refund \$28.00

3rd Race #4 Highway Boss – Claimed – H. Palma, trainer
#8 Trifecta – Claimed – T. Yakteen, trainer
Refund \$27.00

4th Race #1 Oh Mercy Me – Veterinarian scratch, unsound – Dr. Stead
#12 Line of Doom – Stewards' scratch, also eligible
#13 Normal Jorgenson – Stewards' scratch, also eligible
Refund \$842.42

5th Race #5 Nina's Dragon – Claimed – OJ Jauregui, trainer
#5 Nina's Dragon – Claim VOIDED – returns to K. Molinaro, trainer
Refund \$296.10

6th Race No changes; Refund \$30.00

7th Race #13 Union Blaze – Stewards' scratch, also eligible
#14 Unwarranted – Stewards' scratch, also eligible
Refund \$724.72

8/21/15⁴

DAILY ATTENDANCE & HANDLE

On track	16,329	\$1,665,639.30
Off Track	5,561	\$3,063,818.80
Out –of-State	0	\$6,840,073.90
Total	21,890	\$11,569,532.00

SATURDAY

8/22/15¹

PACIFIC CLASSIC

Today's card features eleven races, highlighted by the \$1 million Pacific Classic.

8/22/15²

MUNOZ RULING

We issued the following ruling after Farrier AGUSTIN MUNOZ became current with the terms of a financial agreement he had with Santa Anita Race Track:

DMTD Ruling #052

Farrier AGUSTIN MUNOZ, having become current with a financial agreement with LATC Race Meeting Trust, is restored to good standing. Ruling DMTD #021, issued at Del Mar Thoroughbred Club on July 25, 2015, is set aside.

8/22/15³

LOPEZ RULING

After considering the complaint against starter JOHN LOPEZ with respect to the horse that was not entirely in the starting gate when the field was dispatched, we issued the following ruling:

DMTD Ruling #053

Starter JOHN M. LOPEZ is fined ONE THOUSAND DOLLARS (\$1,000.00)* for violation of California Horse Racing Board rules #1552 (Duties of the Starter) and #1696 (The Start – horse not properly in gate when the field was dispatched).

8/22/15⁴

DEL MAR COMPLAINT

The complaint (case number 15DM014) that the CHRB filed against Del Mar Race Track regarding a first time gelding was dismissed. While the racing office did seem to bear some responsibility, the evidence was not sufficient to hold it entirely responsible.

8/22/15⁵

RODRIGUEZ COMPLAINT WITHDRAWN

Dr. Amy Seim withdrew her complaint (case number 15SA0225) against owner GUSTAVO RODRIGUEZ when the alleged veterinary bill was paid in full.

8/22/15⁶

CRUZ RULING

After considering the complaint filed against Stable Foreman RUDY CRUZ, which involved an alleged altercation with jockey MARTIN GARCIA, we issued the following ruling:

DMTD Ruling #054

Stable Foreman RUDY E. CRUZ is fined SEVEN HUNDRED FIFTY DOLLARS (\$750.00)* for violation of California Horse Racing Board rule #1874 (Disorderly Conduct – aggressive behavior directed toward another licensee).

8/22/15⁷

DECLARATIONS, CHANGES AND REFUNDS

1 st Race	No changes; Refund \$155.52
2 nd Race	#1 Biltmore Boogie – Veterinarian scratch, sick – Dr. Grande #8 Sea Preacher – Rider change – V. Espinoza for E. Maldonado (sick) #5 I Don't Care Who – Claimed – H. Dominguez, trainer #9 Knock Em Flat – Claimed – D. Pedersen, trainer Refund \$939.32
3 rd Race	No changes; Refund \$939.32
4 th Race	#1 Turnover – Stewards' scratch, stake No Show Wagering Refund \$1,431.52
5 th Race	No changes; Refund \$119.76
6 th Race	No changes; Refund \$241.76
7 th Race	#3 Asian Moonlady – Veterinarian scratch, sick – Dr. Grande #12 Devoted One – Stewards' scratch, also eligible Refund \$1,936.56
8 th Race	#8 Finnegans Wake – Stewards' scratch, stake Refund \$4,516.48
9 th Race	No changes; Refund \$48.00
10 th Race	#12 Crimson Giant – Stewards' scratch, stake Refund \$608.80

11th Race #1 Carlsbad Mountain – Rider change – J. Graham for E. Maldonado
 #2 Unfettered – Claimed – R. Ellis, trainer
 #4 Saint Prado – Claimed – J. Bonde, trainer
 #7 Buckleberry Grey – Claimed – R. Baltas, trainer
 #9 Eddie's First – Claimed – P. Miller, trainer
 #2 Unfettered – Claim VOIDED – returns to H. Dominguez, trainer
 #7 Buckleberry Grey – Claim VOIDED – returns to D. O'Neill, trainer

8/22/15⁸

DAILY ATTENDANCE & HANDLE

On track	20,424	\$3,935,836.10
Off Track	9,281	\$5,022,458.30
Out –of-State	N/A	\$10,427,626.45
Total	29,705	\$19,385,920.85

VETERINARIAN REPORT – WEEK OF 8-9-15 TO 8-15-15

HORSES ON VET LIST	21	HORSES OFF VET LIST	12
Shock Wave Therapy	17	Deceased	2

SUMMARY

	Sun 8/16	Wed 8/19	Thurs 8/20	Fri 8/21	Sat 8/22	Week	Meet
Accidents	1	1	0	0	0	2	3
Cal-Bred Races	2	1	0	2	0	5	38
Claims	5	6	4	5	4	24	185
Disqualifications	1	0	0	0	0	1	3
Inquiries	1	0	0	0	0	1	11
Refunds	8	8	5	7	10	38	162
Rulings	4	2	1	1	3	11	54
Voided Claims	2	3	2	1	2	10	25

Respectfully submitted,

C. Scott Chaney, Steward

Tom Ward, Steward

Kim Sawyer, Steward

Luis Jauregui, Safety Steward