

CALIFORNIA HORSE RACING BOARD

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**REPORT OF THE BOARD OF STEWARDS
LOS ALAMITOS QUARTER HORSE RACING ASSOCIATION**

TO THE CALIFORNIA HORSE RACING BOARD

HONORABLE EDMUND G. BROWN JR., GOVERNOR
HONORABLE CHUCK WINNER, CHAIRMAN
HONORABLE MADELINE AUERBACH, VICE CHAIRMAN
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JACQUELINE WAGNER, ASSISTANT EXECUTIVE DIRECTOR
JOHN MCDONOUGH, CHIEF COUNSEL
DARREL MCHARGUE, CHIEF STEWARD

Report of the Board of Stewards for the week October 26 through October 29, 2017.

THURSDAY

10/26/2017

(1) **DUTY STEWARD**

Tom Ward was in the office this past Tuesday, Wednesday, and Thursday to oversee entries and scratches. Entries went rather well, as the latest draw took place at 1:30 P.M. There were two rider changes and one change of blinkers. Ward will also be writing minutes for the week.

FRIDAY

10/27/2017

(1) **EARLY DECLARATIONS**

4th race - #7 T's Place (vet-sick) refund of \$252.00

5th race- #3 Patty's Boy (entered back)

#5 Pour Me A Corona (entered back) refund of \$319.00

(2) **RULING #288 (AMENDED)**

RULING # 288

Amended – Finish Position

JOCKEY ERASMO GASCA, WHO RODE "PURITAN" IN THE THIRD RACE AT LOS ALAMITOS RACE COURSE ON OCTOBER 21, 2017, IS SUSPENDED FOR THREE RACING DAYS (OCTOBER 29TH, NOVEMBER 3RD, AND 4TH, 2017) FOR FAILURE TO MAKE THE PROPER EFFORT TO MAINTAIN A STRAIGHT COURSE, CAUSING INTERFERENCE WHICH RESULTED IN THE DISQUALIFICATION OF HIS MOUNT FROM FOURTH TO SEVENTH 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.

This ruling was issued after it was discovered that Mr. Gasca's mount finish position was incorrect in the original ruling.

(3) **RULING #289**

RULING # 289

IN THE MATTER OF: OWNER BARBARA R. BOINEAU
HAVING NOW REACHED AN AGREEMENT FOR THE OUTSTANDING FINANCIAL OBLIGATION TO DR. RON MAGRINI, THE LICENSE PRIVILEGES OF OWNER BARBARA BOINEAU ARE RESTORED AND LOS ALAMITOS RACE COURSE RULING #283, DATED OCTOBER 22, 2017, SUSPENDING

BARBARA BOINEAU FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1876 (FINANCIAL RESPONSIBILITY) IS HEREBY SET ASIDE AND BARBARA BOINEAU IS RESTORED TO GOOD STANDING.

This ruling was issued as Ms. Boineau had settled her delinquent account with Dr. Ronald Magrini.

(4) RULING #290

RULING # 290

TRAINER ADRIANA ACEVES, WHO STARTED THE HORSE "TOO COOL TO RULE" IN THE SIXTH RACE AT LOS ALAMITOS RACE COURSE ON SEPTEMBER 10 , 2017, IS FINED ONE THOUSAND DOLLARS (\$1000.00)* PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1887 (TRAINER TO INSURE CONDITION OF HORSE) FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1843 (A, B, AND D)(MEDICATION, DRUGS, AND OTHER SUBSTANCES), #1843.1 (b) (PROHIBITED DRUG SUBSTANCES), #1844 (F)(4)(AUTHORIZED MEDICATION- DEXAMETHASONE IN EXCESS OF PERMITTED LEVEL 5 PG/ML (293 PG/ML)).

This ruling was issued after a discussion of the merits of the case against Ms. Aceves. She said that she treated the horse normally, administering two packs of Dexamethasone at her ranch three days prior to the race. This was a normal dose, and she has no explanation for the large overage. Due to the amount of the findings, we opted for the maximum penalty according to rule.

(5) RULING #291

RULING # 291

PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1887 (A)(TRAINER TO INSURE CONDITION OF HORSE) TRAINER KELLY CASTANEDA, WHO STARTED THE HORSE "I'MYOUR PULPET", THE FIRST PLACE FINISHER IN THE SECOND RACE AT LOS ALAMITOS RACE COURSE ON SEPTEMBER 22, 2017, IS FINED TWENTY FIVE HUNDRED DOLLARS(\$2500)* FOR VIOLATION OF CALIFORNIA HORSE RACING BOARD RULES #1843(A), (D) (MEDICATION, DRUGS AND OTHER SUBSTANCES), #1843.1(b)(PROHIBITED DRUG SUBSTANCES), #1844(C)(2)AUTHORIZED MEDICATION – FLUNIXIN – 135.3 NG/ML) (IN EXCESS OF PERMITTED LEVELS – 20.0 NG/ML).

The foregoing ruling was issued after Mr. Castaneda was in the office in response to a complaint filed by the Board investigators for an overage of Flunixin found in his horse l'myourpulpel after its race on September 22, 2017. Mr. Castaneda was adamant that the horse was treated in the exact same manner as it had been in its previous races; 5 ccs of Banamine paste 27 hours prior to race time. Since this was Mr. Castaneda's second violation within the year, the minimum fine of \$2,500.00 was issued.

(6) GASCA RULINGS #292, #293, #294

RULING # 292

JOCKEY ERASMO GASCA IS FINED TWO HUNDRED DOLLARS (\$200.00)* FOR A 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 WITHIN THE PREVIOUS 60 DAY PERIOD), DURING THE FIRST RACE AT LOS ALAMITOS RACE COURSE ON OCTOBER 22, 2017.

RULING # 293

JOCKEY ERASMO GASCA IS FINED THREE HUNDRED DOLLARS (\$300.00)* FOR A 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 WITHIN THE PREVIOUS 60 DAY PERIOD), DURING THE EIGHTH RACE AT LOS ALAMITOS RACE COURSE ON OCTOBER 22, 2017.

RULING # 294

JOCKEY ERASMO GASCA, WHO RODE "WALK IT MAN" IN THE FIRST RACE AT LOS ALAMITOS RACE COURSE ON OCTOBER 22, 2017, IS SUSPENDED FOR THREE RACING DAYS (NOVEMBER 5TH, 10TH, AND 11TH, 2017) FOR FAILURE TO MAKE THE PROPER EFFORT TO MAINTAIN A STRAIGHT COURSE, CAUSING INTERFERENCE WHICH RESULTED IN THE DISQUALIFICATION OF HIS MOUNT FROM FOURTH TO SEVENTH 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.

These rulings were issued after Mr. Gasca met with the Stewards to discuss his actions during the October 22nd racing program. While his horse did break in sharply from the #8 stall in the first race, his effort was late, as his mount was down in the #5 stall by the time he reacted to straighten the horse up. With respect to the "crop" violations, he offered no excuse.

(7) "CROP" VIOLATIONS

RULING # 295

JOCKEY JOSE NICASIO IS FINED THREE HUNDRED DOLLARS (\$300.00)* FOR A 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 WITHIN THE PREVIOUS 60 DAY PERIOD), DURING THE FIFTH RACE AT LOS ALAMITOS RACE COURSE ON OCTOBER 22, 2017.

RULING # 296

JOCKEY CODY JENSEN IS FINED ONE HUNDRED DOLLARS (\$100.00)* FOR A 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 WITHIN THE PREVIOUS 60 DAY PERIOD), DURING THE FIFTH RACE AT LOS ALAMITOS RACE COURSE ON OCTOBER 22, 2017.

These rulings were issued as neither rider chose to defend themselves with respect to the allegations.

(8) VOIDED CLAIMS

There were two claims voided during the evening program. The first took place following race number one as #7 Berezina, who was claimed by Justin Clark, was found to be "off" in the right foreleg during its time in the detention barn and was returned to the barn of trainer Jesus Nunez. The second was in the third event, as #6 Mr. Hale, which was claimed by trainer Sally Rivera, was unsound during its time in the detention barn and was returned to the barn of the original trainer, Charles Treece.

(9) ATTENDANCE AND HANDLE

On Track Attendance:	507	On Track Handle:	\$96,550.80
Off Track Attendance:	<u>1,699</u>	Off Track Handle:	\$343,528.00
Total:	2,206	Out of State:	<u>\$654,793.17</u>
		Total:	\$1,094,871.97

SATURDAY

10/28/2017

(1) EARLY DECLARATIONS

1st race - #6 Awesomely Active (Vet-unsound) refund of \$146.00

(2) AMENDED RULING – ADDITIONAL SUSPENSION DAY

RULING # 294

Amended – Additional Suspension Day

JOCKEY ERASMO GASCA, WHO RODE "WALK IT MAN" IN THE FIRST RACE AT LOS ALAMITOS RACE COURSE ON OCTOBER 22, 2017, IS SUSPENDED FOR FOUR RACING DAYS (NOVEMBER 5TH, 10TH, 11TH, AND 12TH 2017) FOR FAILURE TO MAKE THE PROPER EFFORT TO MAINTAIN A STRAIGHT COURSE, CAUSING INTERFERENCE WHICH RESULTED IN THE DISQUALIFICATION OF HIS MOUNT FROM FOURTH TO SEVENTH 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.

This ruling was issued after it was discovered that Mr. Gasca had been issued a suspension for a riding infraction within the past sixty days. He was informed of the increased penalty.

(3) RULING #297

RULING # 297

JOCKEY CESAR FRANCO IS FINED THREE HUNDRED DOLLARS (\$300.00)* 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 WITHIN THE PREVIOUS 60 DAY PERIOD), DURING THE SIXTH RACE AT LOS ALAMITOS RACE COURSE ON OCTOBER 27, 2017.

The foregoing ruling was issued after Mr. Franco admitted to the violation.

(4) RULING #298

RULING # 298

OWNER ERIC MONTOYA, HAVING FAILED TO APPEAR BEFORE THE BOARD OF STEWARDS AT LOS ALAMITOS RACE COURSE ON OCTOBER 28, 2017 TO ANSWER A COMPLAINT REGARDING CASE 17LA0275, ALLEGING VIOLATION OF CALIFORNIA HORSE RACING BOARD RULE #1489 (8) (GROUNDS FOR DENIAL OR REFUSAL OF LICENSE) IS HEREBY SUSPENDED PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1547 (FAILURE TO APPEAR). SUSPENSION TO COMMENCE ON OCTOBER 28, 2017. DURING THE TERM OF SUSPENSION, ALL LICENSES AND LICENSE PRIVILEGES OF ERIC MONTOYA ARE SUSPENDED AND PURSUANT TO CALIFORNIA HORSE RACING BOARD RULE #1528 (JURISDICTION OF STEWARDS TO SUSPEND OR FINE). SUBJECT IS DENIED ACCESS TO ALL PREMISES IN THIS JURISDICTION.

The ruling was issued after Mr. Montoya failed to appear to address the complaint filed against him. His whereabouts are unknown at this time.

(5) RIDER EXCUSED

Jockey Omar Santos was excused from his mount in the second race as he still has not been cleared by the physician. A replacement rider was named.

(6) TRAINERS' OBJECTION – DISMISSED

The "Objection" sign was posted after the ninth race as trainer Scott Willoughby (6th, #2 Will Never Tell) and trainer Paul Jones (2nd, #3 Perfect Eagle) lodged objections against #1 Yourdarkestnitemare (1st, J. Nicasio) for interference at the midway point in the race. After speaking with the riders involved and reviewing video of the race, the Stewards unanimously voted to dismiss both claims of foul. Race replay showed that the winner was clear of #2 Will Never Tell when it drifted out and where Mr. Jones felt his mount was compromised – perhaps in the post parade – we will never know. The winner was nowhere near his horse at any time during the race. This bordered on a frivolous claim of foul.

(7) ATTENDANCE AND HANDLE

On Track Attendance:	1,436	On Track Handle:	\$83,292.10
Off Track Attendance	<u>1,827</u>	Off Track Handle:	\$252,910.50
Total:	3,263	Out of State:	<u>\$645,268.34</u>
		Total:	\$981,470.94

SUNDAY

10/29/2017

(1) EARLY DECLARATIONS

- 1st race - #9 Silver Epona (Vet-sick) refund of \$250.32
2nd race - #8 Avila Beach (Vet-injured) refund of \$304.90

(2) STEWARDS' INQUIRY – NO CHANGE

The inquiry sign was posted after the sixth race to review an incident at the mid-stretch involving the winner, #2 SP Four Square (J. Ayala) and the sixth place finisher, #4 My Twisted Sistar (C. DeAlba). After speaking with the riders involved and reviewing video of the incident, the Stewards unanimously voted to make no change to the original order of finish. Video review showed that SP Four Square was clear when it drifted out.

(3) REFUND

The Stewards ordered a refund in the eighth race as #1 Smokinintheboysroom became extremely fractious in the starting gate, ultimately injuring itself, prompting Racing Veterinarian Becky Fitzgerald to recommend the horse be scratched. The late declaration resulted in a refund of \$25,649.52. The rider, Jesus Ayala, was not injured.

(4) STEWARDS' INQUIRY – DOUBLE DISQUALIFICATION

The inquiry sign was posted following the finish of the ninth race this evening (Wild West Futurity - \$129,100) as the Stewards reviewed the start; specifically the actions of the second place finisher (#3 Cowgirl N Up – E. Gasca) and the seventh place finisher (#7 L Bar D Classic Trip – C. Franco). After speaking with the riders involved and reviewing video of the start, the Stewards unanimously voted to disqualify both #3 and #7 for interference at the start. Video showed that Cowgirl N Up broke out at the start, and continued out without any correction by the rider. This created serious crowding for numbers 4, 5, and 6. Meanwhile, L Bar D Classic Trip broke inward, and also created hard contact for the aforementioned runners. The runners interfered with were cost all chance at a better placing. Unfortunately, #6 Yanque, the odds-on favorite at 2/5, was among those affected. #3 Cowgirl N Up, which originally finished second, was demoted to ninth position, while #7 L Bar D class Trip, the seventh place horse, was moved back to tenth place. The riders will review the race on Friday.

(5) ATTENDANCE AND HANDLE

On Track Attendance:	564
Off Track Attendance	<u>1,687</u>
Total:	2,251

On Track Handle:	\$90,939.30
Off Track Handle:	\$329,748.30
Out of State:	<u>\$714,421.15</u>
Total:	\$1,135,108.75

TRACK SAFTEY REPORT

The weekly inspection was conducted on October 29, 2017. One equine death was reported this week due to racing injuries. During this reporting period 11 horses were added to the Veterinarian's List as follows: 5 for soundness, 2 for injury, 2 for sickness, and 2 for Coggins. Eight horses previously on the Veterinarian's List were examined and removed from the list. This report was submitted by Steward Tom Ward.

CALIFORNIA HORSE RACING BOARD
SUMMARY
2017

	MON	TUE	WED	THU	FRI 10/27	SAT 10/28	SUN 10/29	WEEK TOTAL	MEET TOTAL
ACCIDENTS	D				0	0	0	0	8
CAL-BRED RACES		A			0	0	0	0	23
CLAIMS			R		5	4	1	10	297
DISQUALIFICATIONS				K	0	0	2	2	32
INQUIRIES	D				0	2	1	3	64
REFUNDS		A			2	1	3	6	312
RULINGS			Y		7	3	0	10	294
VOIDED CLAIMS				S	2	0	0	2	90

Stewards' Attendance: Stewards Tom Ward, Ron Church, James Dreyer, and Safety Steward David Nuesch were in attendance during this reporting period.

Tom Ward (Steward)

Ron Church (Steward)

James Dreyer (Steward)

David Nuesch (Steward)