

CALIFORNIA HORSE RACING BOARD

1010 HURLEY WAY, SUITE 300

SACRAMENTO, CA 95825



REPORT OF THE BOARD OF STEWARDS

LOS ANGELES TURF CLUB, INC.

Santa Anita Park

To the California Horse Racing Board

Honorable Arnold Schwarzenegger, Governor

Honorable Keith Brackpool, Chairman

Honorable David Israel, Vice-Chairman

Honorable Jesse H. Choper, Member

Honorable Bo Derek, Member

Honorable John C. Harris, Member

Honorable Jerry Moss, Member

Honorable Richard Rosenberg, Member

Kirk E. Breed, Executive Director

Richard Bon Smith, Assistant Executive Director

For the period: Wednesday, February 10, 2010, through, February 14, 2010.

WEDNESDAY

02/10/10¹

A.M DECLARATIONS

1st race - #4 To The Penny (Vet-injured) refund of \$747.72

3rd race - #3 Westerly Magic (Off Turf)

#10 Crossing The Line (Off Turf) refund of \$776.25

5th race - #6 Maroma (Vet-unsound) refund of \$816.73

6th race - #1 Sarazona (Vet-unsound) refund of \$456.32

02/10/10²

VIDEO REVIEW

Jockey Chantal Sutherland was in to review the third race from Sunday, during which she permitted her mount to drift out during the stretch run. While the ride did not give rise to a suspension, she was cautioned to make a better effort to prevent interference.

Jockey David Flores viewed the first race from February 4, in which his mount was the subject of a rider's claim of foul. (Ref 2-4-10³) By a majority decision – Steward Chaney dissenting – Flores was not sanctioned. He was informed that a similar occurrence could result in days.

02/10/10³

FINANCIAL COMPLAINT AGREEMENT

A complaint filed by owner Colleen Smith against her former partner, Alan Sherman, was settled when Mr. Sherman agreed to pay \$1,500 to Ms. Smith in three monthly installments of \$500 each.

02/10/10⁴ All matters taking place during the afternoon racing card were routine.

02/03/10⁵ **DAILY ATTENDANCE & HANDLE**

On track	4,491	919,392.40
Inter-track	4,995	1,278,863.10
Out of state	n/a	2,768,930.28
Total	9,486	4,967,185.78

THURSDAY

02/11/10¹ **A.M. DECLARATIONS**

1st race - #2 Princess Windsharp (Vet-unsound)
#6 Ermine Slippers (Vet-injured) refund of \$2,253.39
2nd race - #5 Steel Blue (Vet-sick) refund of \$560.73
3rd race - #4 Bestdressed (Stewards-dirt only) refund of \$1,449.42
4th race - #6 Reprise (Vet-sick) refund of \$933.51
7th race - #7 Sandy Cheeks (Stewards-entered back) refund of \$588.20

02/11/10² **CLEAR DAY**

There was nothing to report during morning or afternoon business.

02/11/10⁵ **DAILY ATTENDANCE & HANDLE**

On track	2,949	811,981.80
Inter-track	5,740	1,676,584.50
Out of state	n/a	3,702,070.20
Total	8,689	6,190,636.50

FRIDAY

02/12/10¹ **A.M. DECLARATIONS**

6th race - #4 Bulldogger (Vet-sick)
#6 Camp Victory (Vet-sick) refund of \$2,786.45
8th race - #6 Elegant Choice (Vet-unsound)
#9 Warren's Hot Tide (Stewards-entered back) refund of \$316.60

02/12/10² **CHANGE IN OFFICIALS**

Racing Veterinarian Dana Stead will be absent for the remaining racing days this week. His place will be taken by Official Veterinarian Jill Bailey, while Dr. Jennifer Durenberger will take over as Official Veterinarian.

02/12/10³ **VIDEO REVIEW**

Jockey Joe Talamo was in the office to review the seventh race from 2-11, during which his mount caused minor interference shortly after entering the stretch. The situation was reminiscent of an incident a few days ago involving the rider, but not to the degree of the former violation. He acknowledged his error and gave us his assurance that he would be more cautious in the future.

02/12/10⁴ **FINANCIAL HEARING**

Owner Brian McGoldrick, accompanied by his counsel, Lisa Brown, was in the office to pursue his financial complaint against his former trainer, Frank Monteleone. McGoldrick alleged that Monteleone absconded with

\$12,400 from the owner's account without authorization. Ms. Brown offered into evidence a Settlement Agreement signed by both Monteleone and McGoldrick during June of 2009, whereby an installment plan to repay the debt was in place. Monteleone failed to live up to the agreement, thereby prompting McGoldrick to file the complaint. Neither Monteleone nor his attorney, Carlo Fisco, appeared. It should be noted that Fisco requested, and was granted, two continuances in the matter as it was originally scheduled for hearing on December 26, 2009. On February 9, 2010, the Stewards were in receipt of documentation from Fisco to the effect that Monteleone had filed for bankruptcy with the Federal Bankruptcy Court in Los Angeles and had named Mr. McGoldrick as a creditor in that filing. The Stewards were informed by Board legal counsel, Robert Miller, that action by the Stewards to collect the debt was precluded by the bankruptcy filing.
More to come.

02/12/10⁵

BACKSTRETCH VIOLATION RULINGS

Rulings #028 thru #037 were issued this morning finalizing citations issued by Hollywood Park security for minor indiscretions.

<u>RULING</u>	<u>NAME</u>	<u>FINE</u>
028	Marvin Carcamo	\$25.00
029	Agusto Rosales	\$25.00
030	Angel Munoz	\$50.00
031	Manuel Rodriguez	\$50.00
032	Maximiliano Quevedo	\$50.00
033	Hernan Garcia	\$50.00
034	Raul Aguilar	\$25.00
035	Silvester Garcia	\$25.00
036	Jose Arturo Juarez	\$25.00
037	Daniel Marquez	\$25.00

02/12/10⁶

COMPLAINT RETURNED

The complaint filed against veterinarian Leslie McLaughlin was returned to headquarters for the signature of the Executive Director. It will be re-scheduled.

02/12/10⁷

All matters during the course of the racing program were routine.

02/12/10⁸

DAILY ATTENDANCE & HANDLE

On track	5,269	994,504.00
Inter-track	5,414	1,647,295.90
Out of state	n/a	3,792,132.54
Total	10,683	6,433,932.44

SATURDAY

02/13/10¹

A.M. DECLARATIONS

4th race - #5 La Nez (Stakes) refund of \$1,269.26

7th race - #13 Mind the Minister (Also Eligible)

#14 Westerly Magic (Vet-sick) refund of \$1,146.36

8th race - #2 Pretty Unusual (Stakes)

#7 Czechers (Stakes) refund of \$4,489.22

9th race - #10 Smart Bid (Stakes) refund of \$1,748.38

02/13/10²

OWNERS/TRAINERS IN

Allen and Susan Branch, accompanied by their trainer, Mark Glatt, were in the office to express their displeasure and frustration over the fact that jockey agent Tommy Ball, who handles the “book” of jockey Chantal Sutherland, abrogated the call he had given them to ride their horse Czechers in the Buena Vista Handicap this coming Monday. Ms. Sutherland had been riding both Czechers and Pretty Unusual, for trainer Barry Abrams, in recent races and both were entered in the race. Glatt and Ball were in the office on Friday to talk about the possibility of a conflict, but since Glatt was planning to run on Saturday it appeared that the situation would work itself out. Unfortunately, he and the owners changed their plans and decided to run on Monday. Ball was candid and admitted that Glatt had the call for the Monday race first but when Glatt told him of his original plan to run Saturday he also gave a call to Abrams. It has been this Board’s policy not to force riders to ride a horse they don’t want to ride and fine the agent instead; such is the case in this instance. The majority voted to let Abrams have the use of Sutherland in the race. Steward Sawyer felt that if Sutherland did not ride the Glatt horse she should not be allowed to ride the race. Kent Desormeaux, who is in town to ride this holiday weekend, will pick up the mount on Czechers.

02/13/10³

FINANCIAL HEARING

Greg Bardakjian, representing his partners in Janavar Thoroughbreds, LLC, was in the office for a formal hearing in response to a financial complaint filed against them by former trainer Doug O’Neill in the amount of \$10,648.80. Barbara Weinstein recorded the proceedings. Mr. Bardakjian acknowledged the debt, but said circumstances surrounding the horse “Macadamia” prompted him to not pay the bill. It was his opinion that O’Neill ran the horse in its final race when the horse was not 100% sound and that caused the horse to run poorly. He did admit that the horse had a suspensory problem previously but said that high vet bills in the days prior to the race combined with the fact that the horse did not have a recorded work before the race led him to surmise that there were physical problems with the horse. As such, he felt a compromise was in order. O’Neill felt the entire bill was due and payable. We will come to a decision in the next few days.

02/13/10⁴

ACCIDENT AFTER FINISH

Jockey Tyler Baze was unseated after the finish of the fourth race when his right foot slipped out of the stirrup, causing him to fall from his mount, #4 Switch. He was examined by the track physician and found to be uninjured. He completed his remaining engagements. See attached accident report.

02/13/10⁵

MINUS POOL

A minus pool was created in the fourth race as #1 Blind Luck, the prohibitive favorite at odds of 1/5, unleashed a powerful stretch run to get up by the shortest of noses. The amount needed to balance the ledger sheet came to \$85,643.81.

02/13/10⁶

DAILY ATTENDANCE & HANDLE

On track	10,873	2,647,928.70
Inter-track	9,569	2,983,779.40
Out of state	n/a	6,920,348.48
Total	20,442	12,552,056.58

SUNDAY

02/14/10¹

A.M. DECLARATIONS

4th race - #2 Sonofablur (Vet-sick) refund of \$792.10

5th race - #7 Espresso Springs (Vet-unsound) refund of \$1,248.16

8th race - #3 Dave's Revenge (Stakes)

#11 Applause (Stakes)

#14 Pretty Unusual (Stakes) refund of \$5,930.92

9th race - #5 Miss Olivia K (Vet-injured)

#7 Movie Duty (Vet-sick) refund of \$2,134.68

02/14/10²

STEWARD SUBSTITUTION

Safety Steward Luis Jauregui will substitute for Steward Scott Chaney today and tomorrow.

02/14/10³

RIDER EXCUSED

Pedro Arambula was excused from his mount this afternoon due to illness. A replacement rider was announced.

02/14/10⁴

GELDING HEARING

Trainer Carla Gaines participated in a telephonic hearing into a complaint filed against her for failing to report the gelding of the horse "Theorist", which ran in the third race at Santa Anita on January 10, 2010.

Ms. Gaines acknowledged that she made a mistake in not informing the Horse Identifier of the change in sex, but said that previously she was told by an entry clerk that a first-time-starter did not have to be noted as a first-time-gelding. A decision will be rendered tomorrow.

02/14/10⁵

REFUND

A refund was ordered in the second race as #2 I Wanna Getaway was unsound in the right foreleg during warm up and was declared on the recommendation of Racing Veterinarian Bailey. The refund amounted to \$23,731.28.

02/14/10⁶

All other matters during the course of the racing program were routine.

02/14/10⁷

DAILY ATTENDANCE & HANDLE

On track	7,515	2,050,248.00
Inter-track	8,846	2,543,016.00
Out of state	n/a	5,395,234.64
Total	16,361	9,988,498.64

MONDAY

02/15/10¹

A.M. DECLARATIONS

2nd race - #2 Brave Justice (Vet-injured) see 2/15/10⁴

6th race - #2 King of California (Vet-injured)

#7 Payment Approved (Vet-unsound) refund of \$2,280.34

7th race - #4 Hey Elvis (Vet-sick) refund of \$2,546.20

9th race - #2 Chasin Dreams (Stakes) refund of \$590.28

02/15/10²

RIDER EXCUSED

Apprentice jockey Cosme Rivera was excused from his lone mount of the day due to illness. A replacement rider was found for the horse.

02/15/10³

RULING LATS #038

Trainer **CARLA GAINES** is fined **SEVEN HUNDRED AND FIFTY DOLLARS (\$750.00)*** for failure to properly report the gelding of the horse "THEORIST", which ran in the third race at Santa Anita on January 10, 2010. This constitutes a violation of California Horse Racing Board rule #1865 (Altering of Sex of Horse).

This ruling was issued to finalize the complaint against Ms. Gaines. The normal fine was reduced as it was felt that mitigating circumstances were present; the horse was making its initial start, so there was no change since a prior race.

02/15/10⁴

REFUND

A refund was ordered in the second race when #1 Rochelle's Jimmy became fractious in the starting gate and injured itself. Racing Veterinarian Jill Bailey recommended the horse be declared, with the resulting refund amounting to \$86,562.48

02/15/10⁵

ACCIDENT/INQUIRY/NO CHANGE

The inquiry sign was posted after the fifth race as the Stewards reviewed video of an accident which occurred at the left hand turn on the hillside turf course. Video showed that Next of Kendra, ridden by Michael Baze, suffered a fractured cannon bone and fell while racing in the clear. Baze was examined by the track physician and cleared to ride his remaining amounts. The horse, however, was put down on the track by Racing Veterinarian Bailey. See attached accident report.

02/15/10⁶

DAILY ATTENDANCE & HANDLE

On track	7,276	2,088,711.20
Inter-track	13,306	2,050,849.20
Out of state	n/a	4,733,582.78
Total	20,582	8,873,143.18

W E E K L Y S U M M A R Y

ATTENDANCE REPORT - Except as noted 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 02/08/10 – 02/14/10

Horses on Vet List 20
Horses off Vet List 5
Shock Wave Therapy 9
Deceased 2
Medication 3

SUMMARY

	Wed. 02/10	Thurs. 02/11	Fri. 02/12	Sat. 02/13	Sun. 02/14	Mon. 02/15	Week	Meet
Inquiries	0	0	0	0	0	1	1	11
Disqualifications	0	0	0	0	0	0	0	0
Rulings	0	0	10	0	0	1	11	38
Refunds	4	5	2	4	5	4	24	171
Accidents	0	0	0	0	0	1	1	3
Claims	5	0	0	3	3	2	13	63
Cal-Bred Races	0	0	1	0	1	1	3	29

Respectfully submitted,

Tom Ward, Steward

Kim Sawyer, Steward

C. Scott Chaney, Steward