



**REPORT OF THE BOARD OF STEWARDS
HOLLYWOOD PARK RACING ASSOCIATION**

Hollywood Park

To the California Horse Racing Board

Honorable Arnold Schwarzenegger, Governor
Honorable John C Harris, Chairman
Honorable David Israel, Vice Chairman
Honorable John Andreini, Member
Honorable Jesse H. Chopper, Member
Honorable Bo Derek, Member
Honorable Jerome S. Moss, Member
Kirk E. Breed, Executive Director
Richard "Bon" Smith, Assistant Executive Director

For the period: Wednesday, April 22, 2009 through Sunday, July 19, 2009.

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MINUTES – NINTH WEEK OF HOLLYWOOD PARK SPRING/SUMMER MEETING

For the period: Wednesday, June 17, 2009 through Sunday, June 21, 2009

WEDNESDAY
06/17/09¹

ROJAS RULING

HRT# #050

Jockey **DENIS ROJAS ESPINOSA** is fined **ONE HUNDRED DOLLARS (\$100.00)*** for violation of California Horse Racing Board rule #1874 (Disorderly Conduct-fighting on backside).

This ruling was issued after exercise rider Juan Ruiz and jockey Denis Rojas joined the Stewards to discuss a disturbance in the mini store on the backside at Hollywood Park. A security violation was issued to both parties, they concurred in their testimony that Mr. Rojas was the nucleus of the commotion. Mr. Ruiz was excused without penalty.

06/17/09²

BARNES HEARING CASE #09HP055

Trainer James A. Barnes contacted the Stewards and agreed to an informal telephonic hearing pertaining to a violation of California Horse Racing Board rules #1843(a)(d)(Medication, Drugs and Other Substances), #1887(Trainer to Insure Condition of Horse) and #1844(c)(2)(Authorized Medication).

The post race sample taken on May 8, 2009 was reported by U.C. Davis to contain a level of Flunixin of 108ng/mg. A split sample was sent to Industrial Laboratories and a level of 119ng/ml was reported.

Mr. Barnes is stabled at Pomona and treats all his horses with Flunixin paste because of the unavailability of a practicing veterinarian at this location. His only explanation for the high level would be a flaw in his horse's metabolism of this drug. He has since simulated the same medication scenario with this particular horse and is waiting for the test results from U.C. Davis. It appeared he took all the necessary precautions to insure the condition of his horse. Unfortunately this positive is over 100 ug/ml and this is Mr. Barnes' second Flunixin positive this year. Decision to follow.

06/17/09³

HEARING POSTPONED

A scheduled hearing between pony rider Mario Aguirre and exercise rider Jeffrey Rudd had to be pushed back to a later date due to a temporary injury to Mr. Rudd making his appearance impossible. This case involved a discrepancy over the ownership of a pony horse.

THURSDAY

06/18/09¹

JOHNSON HEARING CASE 09HP062

A formal hearing was held involving a possible violation of California Horse Racing Board rules #1489(c)(h)(Grounds for Denial or Refusal of License), #1874(1)(2)(3)(Disorderly Conduct) and #1902(Conduct Detrimental to Horse Racing).

In attendance before the board of Stewards was Senior Investigator Rick Amevia, the accused Mr. Robert Johnson and court reporter Barbara Weinstein.

After Mr. Johnson was read the ten questions required when a licensee' is not represented by counsel, he stated that he was unaware of his rights to have an attorney present and asked for a postponement to give him time to contact his legal representative. The hearing was rescheduled for June 27, 2009 at 9:30A.M.

06/18/09²

BARNES RULING (reference 06-16-09²)

HRTH #051

Trainer **JAMES A. BARNES**, who started the horse "Razor Cut" which finished second in the sixth race at Hollywood Park on May 8, 2009, is fined **TWO THOUSAND FIVE HUNDRED DOLLARS*** (\$2,500.00) pursuant to California Horse Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board rules #1844 (c) (1) (Authorized Medication –Flunixin, in excess of permitted level (108ug/ml)-second offense) and #1843 (a) (d) (Medication, Drugs and Other Substances).

06/18/09³

O'NEILL RULING

HRTH #052

Trainer **DOUG O'NEILL** is fined **ONE HUNDRED DOLLARS (\$100.00)*** for violation of California Horse Racing Board rules #1852 (Reporting to Receiving Barn-Late) and #1894 (Duties of Trainer) with his horse "Mikey Bones" in the first race on June 7, 2009.

This ruling was issued after Mr. O'Neill contacted the Stewards and accepted full responsibility for his horse being late to the receiving barn.

06/18/09⁴

HEARING AND RULING REGARDING THE HORSE "AREUTRUE"

Following a formal hearing recorded by court reporter Barbara Weinstein and pursuant to California Horse Racing Board rule #1859.5(Disqualification Upon Positive Finding), the horse Areutruue participated in a race with a prohibited drug substance in his system. All exhibits were introduced into evidence. The following ruling was issued:

HRT# #053

Acting on a report from the University of California Maddy Analytical Laboratory, the official testing laboratory for the California Horse Racing Board, that urine sample #HP05220, taken from the horse AREUTRUE, the winner of the twelfth race at Hollywood Park on May 2, 2009, contained the drug Clenbuterol (Class 3) in excess of the permitted level, it is ordered that AREUTRUE be disqualified from all purse monies earned in said race, in accordance with California Horse Racing Board rule 1859.5 (Disqualification Upon Positive Finding).

It is further ordered that the purse money earned in said race (\$7,800.00) be returned by owner Alesia, Bran Jam Stable or Ciglia Racing, LLC (\$7,080.00) and jockey Tyler Baze (\$720.00) to the Paymaster at Hollywood Park by July 18, 2009, for redistribution in accordance with the revised order of finish.

The revised order of finish is as follows:

- 1st Senor Afortunado
- 2nd Oldtophatandtails
- 3rd Elusive Chief
- 4th Noble Courage
- 5th Magna Cum Laude (IRE)

All records are ordered changed to reflect this ruling. In accordance with California Horse Racing Board rule 1956 (Race Declared Official), neither pari-mutuel payoff nor the distribution of any pari-mutuel pool shall be affected.

06/18/09⁵

JOCKEY OBJECTION (8th race six furlongs-cushion)

Following the running of the race jockey Tyler Baze who rode #12 Flatter Me Again(6th) lodged a claim of foul against #15 Senor Afortunado(1st J.Rosario) for a possible infraction near the 3/16 pole. After a review of the tapes, a conversation with the Patrol Judge and the jockeys involved, it was a unanimous decision to let the original order of finish stand. The contact between the horses involved was actually initiated by #12 shifting outward making the objection unsustainable.

06/18/09⁶

DECLARATIONS, CHANGES AND REFUNDS

1st race-No Changes
Refund of \$130.09

2nd race-#8 Cork Creek (Tr. J. Saylor) Veterinarian scratch-unsound, Dr. Bailey
Refund of \$798.84

3rd race-No Changes

4th race-No Changes
Refund of \$3.30

5th race-No Changes
Refund of \$71.00

6th race-#6 Sky Marni (Tr. S. Gonzalez) Veterinarian scratch-flipped paddock, Dr. Bailey
Refund of \$8,339.61

7th race-#3 Cherokee Heaven (Tr. M. Jones) Veterinarian scratch-sick, Dr. Bailey
Refund of \$1,330.80

8th race-No Changes
Refund of \$130.70

06/18/09⁷

DAILY ATTENDANCE & HANDLE

On track	4,717	992,761.30
Satellites	5,922	2,321,400.70
TVG/Xpress/Youbet	n/a	952,519.20
Out -of-State	n/a	4,297,433.56
Total	10,639	\$8,564,114.76

FRIDAY
06/19/09¹

NAVARRO RULING

HRTH #054

Jockey **DIONICIO NAVARRO** is fined **ONE HUNDRED DOLLARS (\$100.00)*** for violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement) on June 14, 2009.

This ruling was posted after Mr. Navarro was informed of the penalty. He had no excuses for his failure to appear other than poor communication with his agent.

06/19/09²

FILM REVIEW

Jockey Tyler Baze requested a review of the 4th race on Saturday, June 13, 2009. He was concerned with our decision not to disqualify the winner #1 Teamwork (J. Rosario). After hearing our explanation he left our office with more understanding.

06/19/09³

QUIET EVENING

Friday racing under lights was performed without notable incident.

06/19/09⁴

DECLARATIONS, CHANGES AND REFUNDS

1st race-No Changes

2nd race-#6 Kaffeinator (Tr. D. O'Neill) Claimed by Tr. J. Sadler

3rd race-No Changes
Refund of \$6.00

4th race-#6 Soda Pop Kid (Tr. G. Sherlock) Claimed by Tr. B. Spawr
#7 Bestdressed (Tr. J. Carava) Claimed by Tr. J. Sadler
Refund of \$10.00

5th race-#3 Company Tiger (Tr. C. Paasch) Jockey M. Pedroza replaced A. Delgadillo(Inj.)
Refund of \$122.30

6th race-#1 Hunter Creek (Tr. B. Spawr) Claimed by Tr. A. Sherman
#9 Scottish Spirit (Tr. C. Gaines) Claimed by A. Kitchingman
Refund of \$236.00

7th race-No Changes
Refund of \$158.00

8th race-#3 Cactus Flyer (Tr. J. Mullins) Jockey R. Bejarano replaced G. Gomez (Travel)
Claimed by Tr. J. Sadler
#5 Pretty (Tr. V. Garcia) Veterinarian scratch-unsound, Dr. Bailey
#6 Tribal Fire (Tr. S. Knapp) Veterinarian scratch-flipped paddock, Dr. Bailey
#13 Be an Angel (Tr. A. Sherman) Jockey K. Stra replaced T. Baze (Travel)
Refund of \$69,570.42

06/19/09⁵

DAILY ATTENDANCE & HANDLE

On track	8,133	1,362,373.40
Satellites	6,963	2,409,045.70
TVG/Xpress/Youbet	n/a	1,474,920.40
Out -of-State	n/a	4,043,762.34
Total	15,096	\$9,290,101.84

SATURDAY
06/20/09¹

SMOOTH SAILING

The Saturday ten race card was completed without a ripple.

06/20/09²

DECLARATIONS, CHANGES AND REFUNDS

1st race-No Changes
Refund of \$36.00

2nd race-#8 Irish Cowgal (Tr. C. O'Callaghan) Vanned of post race
#12 Veranda Café (Tr. P. Miller) Claimed by Tr. D. O'Neill
Refund of \$182.40

3rd race-No Changes

4th race-#4 Scottish Diamond (Tr. D. O'Neill) Claimed by Tr. J. Mullins

5th race-No Changes
Refund of \$454.04

6th race-#4 Nine to Dine (Tr. C. Lewis) Claimed by Tr. S. Knapp
Refund of \$520.04

7th race-#4 Plasma Bean (Tr. A. Tekos, Jr) Veterinarian scratch-injured, Dr. Bailey
Refund of \$3,016.02

8th race-No Changes
Refund of \$340.00

9th race-No Changes
Refund of \$288.20

10th race-#3 Paddy's Prayer (Tr. C. O'Callaghan) Veterinarian-sick, Dr. Bailey

06/20/09³

DAILY ATTENDANCE & HANDLE

On track	5,817	1,725,478.40
Satellites	7,826	3,225,069.10
TVG/Xpress/Youbet	n/a	1,269,069.40
Out -of-State	n/a	5,853,485.62
Total	13,643	12,073,923.52

SUNDAY
06/21/09¹

BAZE AND GOMEZ RULING

The following rulings were issued after jockeys Garrett Gomez and Tyler Baze were excused from their mounts in the last race on Friday night to catch their flight in order to ride at Colonial Downs on Saturday.

HRTH #055

Jockey **TYLER BAZE** is fined **ONE HUNDRED DOLLARS (\$100.00)*** for violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement) on June 19, 2009.

HRTH #056

Jockey **GARRETT GOMEZ** is fined **ONE HUNDRED DOLLARS (\$100.00)*** for violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement) on June 19, 2009.

06/21/09²

FILM REVIEW

Jockey Agapito Delgadillo joined the Stewards to review the 2nd race on Saturday. Even though his drift occurred at the wire, he was warned it was still his responsibility to maintain a straight path. Mr. Delgadillo agreed and stated he would do better in the future.

06/21/09³

FATHER'S DAY AFTERNOON

Sunday's ten races were run without mishap.

06/21/09⁴

CAL-BRED REPORT

Two Cal-Bred races were used during this reporting period.

06/21/09⁵

DECLARATIONS, CHANGES AND REFUNDS

1st race-No Changes

Refund of \$253.76

2nd race-#7 Oceanography (Tr. D. O’Neill) Claimed Tr. J. Kasparoff

Refund of \$183.88

3rd race-#2 Alex B. Good (Tr. M. Puype) Veterinarian scratch-sick, Dr. Bailey

Refund of \$722.64

4th race-No Changes

5th race-#1 Noblety (Tr. P. Miller) Claimed by Tr. B. Koriner

Refund of \$1.00

6th race-#5 Gifted Student (Tr. J. Sadler) Claimed by Tr. E. Truman

#7 Deification (Tr. D. Hofmans) Ambulance removed-post race

#10 Illusive Dealer (Tr. D. Fama) Jockey D. Sandoval replaced A. Quinonez(Inj.)

Refund Of \$37.20

7th race-#5 Gothic Samurai (Tr. N. Drysdale) Veterinarian scratch-injured gate, Dr. Bailey

Refund of \$173,972.48

8th race-#2 Copa De Plata (Tr. J. Periban) Veterinarian scratch-post parade

(mucus discharge), Dr. Bailey

#8 Satellite (Tr. D. O’Neill) Claimed by Tr. C. Sierra

Refund of \$64,363.78

9th race-#4 Elusive Bluff (Tr. E. Guillot) Stewards-stake

#6 Arden Park (Tr. G. Gilchrist) Stewards-stake

Refund of \$3,123.66

10th race-#3 You’re No Good (Tr. D. Shidaker) Jockey D. Sandoval replaced

A. Quinonez (Injured)

#5 Itlee (Tr. B. Baffert) Veterinarian scratch-injured, Dr. Bailey

#14 Mendota Bay (Tr. A. Barba) Stewards-Also Eligible

#15 Panda (Tr. J. Van. Berg) Stewards-Also Eligible

Refund of \$5,956.84

06/21/09⁶

DAILY ATTENDANCE & HANDLE

On track	6,917	1,755,791.70
Satellites	7,726	2,895,351.00
TVG/Xpress/Youbet	n/a	1,342,108.80
Out –of-State	n/a	4,850,297.82
Total	14,643	10,843,549.32

ADDITIONS/REMOVALS FROM VET-LIST

Week of: 06-15-09 – 06-21-09

Track: Hollywood

Horses on Vet List: 13
Horses off Vet List: 15
Shockwave Therapy: 32
Deceased: 2
Medication: 14

SUMMARY

	Jun 17	Jun 18	Jun 19	Jun 20	Jun 21		Week	Meet
Accidents	0	0	0	0	0		0	3
Cal-Bred Races	0	2	0	0	0		2	45
Claims	0	0	6	3	4		13	53
Disqualifications	0	0	0	0	0		0	4
Inquiries	0	1	0	0	0		1	15
Refunds	0	3	2	2	6		13	206
Rulings	1	3	1	0	2		7	53

Respectfully submitted,

Kim Sawyer, Steward

Tom Ward, Steward

C. Scott Chaney, Steward

KS/dm