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CALIFORNIA HORSE RACING BOARD



PACIFIC RACING ASSOCIATION

Golden Gate Fields
 Albany, California

Report of the Board of Stewards

To the California Horse Racing Board

Honorable Edmund G. Brown Jr., Governor
 Honorable Charles Winner, Chairman
 Honorable Richard A. Rosenberg, Vice Chair
 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

Report for Sunday October 18, 2015 through Sunday October 25, 2015

GENERAL DATA:

DATES: Thirty-two days-October 22, through December 13, 2015

ENTRIES: 48 to 168 Hours in advance

SCRATCH TIME: 9:00 a.m. the race day before the race

POST TIMES: 12:45 p.m. daily; Breeders Cup October 30, 2015 early post 12:05 p.m.
 October 31, 2015 early post 11:40 p.m. and early post for Thanksgiving Day
 November 26, 2015 11:15 p.m.

WAGERING: Win, Place and Show: Exacta, Quinella Trifecta, Superfecta, Daily Double,
 Rolling Double, High Five, Pick 3, Pick 4, Pick 5 and Pick 6.

NORTHERN CALIFORNIA SATELLITE FACILITIES:

Albany, Anderson, Ferndale, Fresno, Monterey, Pleasanton, Sacramento,
 Salinas, San Jose, San Mateo, Santa Rosa, Stockton, Turlock and Vallejo.

STEWARDS:

Representing the California Horse Racing Board; John B. Herbuveaux, Darrel
 McHargue, Dennis Nevin and (Safety Steward) Richard Lewis.

OFFICERS AND DIRECTORS:

-	Peter Tunney	Director
	Scott Daruty	Director
	Kieth Brackpool	Chairman
	Mike Rogers	Vice President, Operations
	Sheila Jane Lynn	Assistant Secretary
	Frank DeMarco, Jr	VP, Regulatory Affairs & Secretary
	Gina Lavo	Vice President, Finance

RACING OFFICIALS:

Patrick Mackey	Director of Racing/Racing Secretary
Steve Martinelli	Assistant Racing Secretary
Linda Anderson	Paddock Judge, Assistant Racing Secretary
Tina Walker-Bryant	Clerk of the Course
Patricia Prospero	Paymaster of Purses
Ken Sjoldal	Clerk of Scales
Marc Peskin	Placing Judge/Patrol Judge
Ella "Dede" Robinson	Placing Judge/Patrol Judge/Film Analyst
Ross Allardyce	Assistant Clerk of Scales
Tammy McDuffie-Morris	Patrol Judge/Stewards Aide
Todd Stephens	Starter
Darrell Sparks	Horse Identifier
Agustin Rayas	Horseshoe inspector
Carrie Fawcett	Stable Superintendent
Marci Knight	Steward's Secretary
Plusmic Corp	Photo Finish
Forrest Franklin, D.V.M.	CHRB Veterinarian
Sara Sporer, D.V.M.	Track Veterinarian
Diane Isbell, D.V.M.	Examining Veterinarian

ADMINISTRATION:

Calvin J. Rainey	Vice President and General Manager
Merry Scalzo	Director of Administration
Dan Cirimele	Sr. Director of Marketing
Robert Hemmer	Director of Operations
Ferdinand Rebusi	Director of Food & Beverage/Sales
Doug Gooby	Mutuels Manager
Jon Forbes	Publicity Manager
T.W. Johnson	Security Manager
Michael Wrona	Track Announcer
Juan Meza	Track Superintendent
Steve Martinelli	Odds Maker
William Vassar	Track Photographer
David Seftel, M.D.	Track Physician

Thursday**10-22-2015¹ PRE MEET ENTRIES AND DECLARATIONS**

Each member of this Board of Stewards was in attendance for one of the three entry days which proceeded the first day of the racing. Steward Dennis Nevin will continue with the entry/scratch duties for the balance of the week.

10-22/2015² EARLY DECLARATION

6TH Race-#7 He's Cagey, Trainer Mike Lenzini **REFUND:** \$110.00
Injured-DVM Isbell

10-22-2015³ DESIGNATED RACE

The Stewards have designated the Berkeley Handicap (Grade III), to be run on November 29, 2015 as a race in which jockeys may participate while under suspension.

10-22-2015⁴ STEWARDS INQUIRY-FOURTH RACE-DISQUALIFICATION

The Stewards posted the inquiry sign to evaluate an incident at the 1/8 involving the winner, #2 Desert Willow, ridden by Russell Baze, the place horse #1 Bushida with Pedro Terrero in the saddle, #4 Zip Baby (6th, David C. Lopez) and #3 Katie's No Lady (7th, Julien Couton). After a thorough review the Stewards disqualified Bushida from second and placed him sixth behind Katie's No Lady.

Tapes showed that Bushida drifted in near the 1/8 under a right handed crop and herded Desert Willow into Katie's No Lady who then caused Zip Baby to check. In the

Stewards unanimous opinion the incident cost Zip Baby the opportunity at a better placing. Terrero will review the tapes of the race with the Stewards in the morning.

Original order of finish 2-(1)-5-6-7-4-3

Official order of finish 2-5-6-7-4-(1)-3

10-22-2015 ⁵	<u>HANDLE-ATTENDANCE</u>		
	GGF	756	\$ 214,242.60
	NCOT	1378	\$ 502,465.30
	SCOT		\$ 265,361.30
	Out of State		\$ 738,872.78
	TOTAL		\$1,720,941.90

Friday

10-23-2015¹ **EARLY DECLARATION**
 7th Race: #5 Tiz Point, Kent Molinaro **REFUND:** \$164.80
 Sick-DVM, Isbell

10-23-2015² **TERRERO RULING**

#1

Jockey **Pedro Terrero** who rode **Bushida**, in the fourth race at Golden Gate Fields on Thursday October 22, 2015 is hereby suspended three (3) racing days (October 30, 31, and November 1, 2015) for failure to make a proper effort to maintain a straight course in the stretch and causing interference resulting in the disqualification of his mount from second to sixth. A violation of California Horse Racing board rule #1699 (d) & (f) (Riding Rules-Careless Riding).

The term of this suspension shall not prohibit participation in the designated races in California.

The above ruling was issued after Terrero reviewed the tapes of the race with the Stewards. Pedro felt he made a sufficient effort to prevent his horse from drifting toward the rail in late stretch. The Stewards pointed out that whipping right handed was contrary to the effort he claimed he was making and issued the above ruling.

10-23-2015³ **MARTIN RULING**

#2

Apprentice Jockey **David A. Martin** who rode **Monsajem Heigh** in the seventh race at Golden Gate Fields on Thursday October 22, 2015 is hereby fined Two Hundred Dollars (\$200.00)* for violation of California Horse Racing Board rule #1688 (Use of Riding Crop-used more than three times without giving the horse a chance to respond).

The above ruling was issued after Martin met with the Stewards and acknowledged he hit the horse four times in the stretch.

10-23-2015⁴ **STEWARDS/INVESTIGATORS CONFAB**

California Horse Racing Board counsel Phillip Laird met with the Stewards and investigators about the working relationships between the two departments and the expectations for the recently-opened meeting. The discussions were frank and enlightening and demonstrated that all parties have been, and currently are, working in unison.

10-23-2015⁵ **NOLAN HEARING (CASE 15GGW0053)**

A formal hearing was convened for owner Ken Nolan who was cited in a complaint with alleged violation of California Horse Racing Board rules #1902 (Conduct Detrimental to Horse Racing) #1874 (Disorderly Conduct) #1530 (Cases Not Covered by Rules and Regulations) #1489 (f) & (g) (Grounds for Denial or Refusal of License) and #1900 (Grounds for Suspension or Revocation). Nolan appeared and was not represented by counsel. Investigator Louis Quezada presented the case.

Nolan was alleged to have instigated an altercation in the barn area at Stockton on September 12, 2015 and a knife was involved. As a result of that altercation Nolan was summarily suspended pending this hearing. After the investigative report was read into the record Nolan stated he wished to have the opportunity to cross examine the witnesses so the matter was continued until such time as they could be present.

10-23-2015⁶ **MOLINARO HEARING (CASE #15GG0074)**

A formal hearing was conducted for owner/trainer Kent Molinaro whose horse, Tiz Point, showed the presence of the prohibited drug substances Meprobamate and OH-Carisprodol in a post race test sample following the running of the sixth race at the Alameda County Fair (Pleasanton) on June 21, 2015. Tiz Point was the winner of that race. Molinaro was charged with violation of California Horse Racing Board rules #1843 (a) & (d) (Medication Drugs and Other Substances) #1843.1 (Prohibited Drug Substances), #1859.5 (Disqualification Upon Positive Test Finding) and #1887 (Trainer to Insure Condition of Horse).

Present at the hearing were Molinaro and his attorney Brian Pitnick, California Horse Racing Board counsel Phillip Laird and California Horse Racing Board investigator Duane Tadlock who presented the case.

Meprobamate is a class 2 prohibited substance which falls under the class B penalty guidelines. The presence of such a substance calls for the disqualification of the horse in question.

When the record was opened Laird and Pitnick stated that a stipulation had been reached where Molinaro would not contest the charges contained in the complaint as he (Molinaro) administered the substance to the horse under the instructions of his attending veterinarian Dr. Steven Boyer D.V.M. Molinaro did however speak to extenuating circumstances in hopes of mitigating any penalty that may be imposed. At the conclusion of the hearing the Stewards deemed the matter submitted and will forward a proposed decision to the California Horse Racing Board for consideration.

10-23-2015⁷ **LATE SCRATCH-FIFTH RACE-REFUND**

Prior to the start of the fifth race, as the field was being loaded in the gate of this one mile event, both #3 Steller Sea and #4 On The Turn broke through the front of the gate and attempted to run off. On The Turn was immediately restrained by jockey Julien Couton and the assistant starter while Steller Sea fought the efforts of jockey Silvio Amador and made it to the finish line before being captured by outrider Ashton Campoy. Both horses were examined by track veterinarian Sarah Sporer before being allowed to compete. Sporer recommended that Steller Sea be declared after suffering an injury to a foreleg and the Stewards complied. Steller Sea was placed on the vet's list. The refund amounted to \$46,079.48.

10-23-2015⁸ **HANDLE-ATTENDANCE**

GGF	1060	\$ 210,312.70
NCOT	1627	\$ 438,150.60
SCOT		\$ 213,412.10
Out of State		\$ 584,460.62
TOTAL		\$ 1,446,336.00

SATURDAY

10-24-2015¹ **EARLY DECLARATIONS**

1 st race-#1 Kumari, Trainer Daniel Franko	REFUND:	\$102.00
Sick-DVM Isbell		
7 th race-#3 Tribal Prize, Trainer Cliff DeLima	REFUND:	\$53.85
Injured-DVM Isbell		
8 th race-#12 Roianna, Trainer Ed Moger	REFUND:	\$62.50
Injured-DVM Isbell		

10-24-2015² **FILM REVIEW**

Jockeys Jesus Arriaga and Silvio Amador viewed tapes from the final day at Fresno with the Stewards this morning. Amador demonstrated via the tapes that he did not hit the horse more than three times in succession so no penalty was warranted.

Arriaga was involved in a disqualification when his quarter horse bore in and caused interference along the rail. The majority believed the horse was to blame and absolved Arriaga while Steward Herbuveaux felt Arriaga could have controlled the horse if he had made an effort. A warning was issued.

10-24-2015³ **FREY RULING****#3**

Exercise Rider/Valet **Jay G. Frey** is hereby fined the sum of Fifty Dollars (\$50.00)*pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations) for reporting late to the paddock for the first race Thursday October 22, 2015.

The above ruling was issued after Frey appeared and pled guilty with an explanation.

10-24-2015⁴ **JACKOTREE CLAIM****#4**

In the matter of:
Claim for the horse "Jackotree"

Following a valid protest and a hearing having been held the claim submitted for the horse Jackotree that raced in the ninth race at the Big Fresno Fair on October 18, 2015 is hereby deemed valid.

All records are ordered changed to reflect the new owner as Salavador A. Ibarra.

The above ruling was issued after a hearing was held with the trainers involved, Sheldon Paldanius and Salvador Naranjo. Trainer Paldanius submitted a claim for the horse Jackotree in the ninth race at the Big Fresno Fair on October 18, 2015. Unbeknownst to Paldanius two of his former owners deposited two claims for another horse in the same race and listed Paldanius as their trainer. Shortly before the race the Stewards were informed by the Clerk of Scales that Paldanius had deposited three claims for two horses in the race. With this information the Stewards voided all three claims pursuant to California Horse Racing Board rule #1652 (g) (Prohibited Actions with Respect to Claims).

Paldanius filed a timely protest which was the basis for today's hearing. At the hearing Paldanius explained the two owners who deposited claims were former owners and he did not have any horses for them at the present time. He also stated that he was not now nor had he ever been their authorized agent. Based on this new information the Stewards declared Paldanius' claim for the horse Jackotree valid and ordered trainer Sal Naranjo to release the horse to Paldanius.

10-24-2015⁵ **FRANKO RULING****#5**

Trainer **Daniel Franko** is fined the sum of One Hundred Dollars (\$100.00)* for failure to follow proper procedures when declaring the horse KAJA will run unshod in the third race on Thursday, October 22, 2015; a violation of California Horse Racing Board rule #1853 (Examination required).

The above ruling was issued after Franko appeared and explained there was a miscommunication between him and his groom concerning the rear shoes. The groom had them removed without telling Franko and the horse showed up at the receiving barn without hind shoes. Since the horse was a first-time starter and there was no change of equipment per se the Stewards had the information announced to the public and allowed the horse to compete.

#6

Salvador Z. Fierros, having failed to respond to written notice to appear before the Board of Stewards at Golden Gate Fields on or before October 23, 2015, is hereby suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear) pending an appearance at a hearing before the Board of Stewards to answer charges alleging violation of California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers).

The above ruling was issued after subject failed to appear to address a complaint alleging violation of California Horse Racing Board rule #1530 (Cases Not Covered by Rules and regulations) when Fierros supposedly did not follow barn area regulations.

10-24-2015⁷ **IN THE CLEAR**

The afternoon's nine race program was completed without noteworthy incident.

10-24-2015⁸ **HANDLE-ATTENDANCE**

GGF	1828	\$397,274.00
NCOT	2534	\$925,126.90
SCOT		\$439,246.20
<u>Out of State</u>		<u>\$861,622.51</u>
TOTAL		\$2,623,272.60

SUNDAY

10-25-2015¹ **EARLY DECLARATIONS**

6 th race-#6 LAMU, Trainer Jerry Hollendorfer	REFUND:	\$123.10
Owners license terminated-Stewards		
7 th race-#1 Office Chatter, Trainer Jeff Metz	REFUND:	\$82.00
Sick-DVM Franklin		

10-25-2015² **DISQUALIFICATION RULING**

#7

Acting on a report from the University of California at Davis Maddy Laboratories, the official Laboratory for the California Horse Racing Board, that the post race urine sample #F13339 taken from the horse **TIZ POINT**, which placed first in the sixth race at Oak Tree at Pleasanton on Sunday June 21, 2015 contained the prohibited substance Meprobamate and OH-Carisprodol, it is hereby ordered that **TIZ POINT** be disqualified from all purse monies earned and deemed unplaced in accordance with California Horse Racing Board rule #1859.5 (Disqualification Upon Positive Test finding).

It is further ordered that all purse monies (\$15,000) earned or awarded to owners Walnut View Farms, Inc., and Kent R. Molinaro and trainer Kent R. Molinaro and jockey Juan Hernandez be returned to the Paymaster of Purses on or before November 15, 2015 for redistribution pursuant to California Horse Racing Board rule #1760 (Purse Award or Prize to be Withheld).

The revised order of finish is as follows:

1 st	Zehner's Zenna
2 nd	Red Crème
3 rd	Tizaplayer
4 th	Gnarley Dude
5 th	Where's Pepper

The above ruling was issued following a formal hearing into the positive test findings last Friday. Neither owner/trainer Kent Molinaro nor co-owners Walnut View Farms, Inc. contested the findings from UC Davis Maddy Laboratory that showed the presence of the prohibited substances Meprobamate and OH-Carisprodol.

The penalty phase of the complaint will be addressed in a proposed decision forwarded to the California Horse Racing Board.

10-25-2015³

STEWARDS INQUIRY-SECOND RACE-DISQUALIFICATION

The Stewards illuminated the inquiry sign to determine fault for observed interference inside the 1/8 when the place horse, #4 Pap Frank with Catalino Martinez in the irons, and #2 Desert Moon, ridden by David C. Lopez, made contact. After a thorough review the Stewards disqualified Papa Frank from second and placed him third behind Desert Moon.

Tapes showed that Papa Frank bore out in mid-stretch taking Desert Moon off his path and causing Lopez to check his mount. In the Stewards unanimous opinion the incident cost Desert Moon the opportunity at a better placing. Jockey Martinez will view the race tapes with the Stewards on Thursday October 29, 2015.

Original order of finish-3-(4)-2-5-6-1
 Official order of finish-3-2-(4)-5-6-1

10-25-2015⁴

LATE SCRATCH-THIRD RACE-REFUND

#2 Kiss In Spades, trained by Alex Paszkeicz, was scratched during the post parade on the recommendation of track veterinarian Sarah Sporer DVM after she reported the filly became fractious making the turn in front of the grandstand, reared, unseated jockey Irving Orozco and lost her balance in the process. Kiss In Spades rolled on the track but was not seriously injured. She experienced the third race in the confines of the paddock. Jockey Orozco suffered no ill effects from the mishap. The filly was placed on the vet's list and the refund amounted to \$1,359.35.

10-25-2015⁵

HANDLE-ATTENDANCE

GGF	3118	\$428,624.00
NCOT	2059	\$706,930.30
SCOT		\$399,224.10
Out of State		\$945,081.33
TOTAL		\$2,479,859.70

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

ATTENDANCE REPORT - The full Board of Stewards was in attendance each racing day during this reporting period for both morning business and the afternoon racing program.

VETERINARIAN RECOMMENDED SCRATCHES

Date	Race	No.	Horse	Trainer	Reason	Vet	Refund
10-22-15	6	7	HE'S CAGEY	Lenzini	Injured	Isbell	\$110.00
10-23-15	7	5	TIZ POINT	Molinaro	Sick	Isbell	\$164.80
10-24-15	1	1	KUMARI	Franko	Sick	Isbell	\$102.00
10-24-15	7	3	TRIBAL PRIZE	Delima	Injured	Isbell	\$53.85
10-24-15	8	12	ROIANNA	Moger	Injured	Isbell	\$62.50
10-25-15	7	1	OFFICE CHATTER	Metz	Sick	Franklin	\$82.00

VETERINARY REPORT Euthanized/Died – none

Veterinarian's List

There were One Hundred Seven (107) horses placed on the vet's list:

- Sick: 10
- Injured: 8
- Unsound: 7
- Shockwave: 80
- Medication: 2

There were Forty-nine (49) horses removed from the vet's list:

- Sick: 29
- Injured: 16
- Unsound: 4

Shockwave Therapy: There were Eighty (80) shockwave therapy treatments reported.

	10/22	10/23	10/24	10/25	Week	Meet
ACCIDENTS	0	0	0	0	0	0
CAL-BRED RACES	0	0	0	0	0	0
CLAIMS	4	0	4	3	11	11
DISQUALIFICATIONS	1	0	0	1	2	2
INQUIRIES/OBJECTIONS	1	0	0	1	2	2
REFUNDS	1	1	3	2	7	7
RULINGS	0	2	3	0	5	5
CLAIMS VOID	0	0	1	0	1	1

WEEKLY ATTENDANCE & HANDLE SUMMARY FOR SATELLITE FACILITIES

Anderson	70	\$18,002.20
Bankers Casino	79	\$17,940.00
Ferndale	0	\$0.00
Fresno	194	\$58,449.20
Fresno Club One	83	\$45,020.90
Monterey	212	\$67,090.30
Pleasanton	1167	\$429,806.80
Sacramento	813	\$304,477.70
San Jose	1415	\$405,447.70
San Mateo	2059	\$801,329.20
Santa Rosa	532	\$112,424.70
Stockton	648	\$194,053.70
Tulare	0	\$0.00
Turlock	335	\$104,372.50
Vallejo	548	\$168,569.30
So. California	0	\$1,317,243.70
Out of State	0	\$3,130,037.24

Respectfully submitted,

John Herbuveaux, Steward

Dennis Nevin, Steward

Darrel McHargue, Steward