

CALIFORNIA HORSE RACING BOARD
1010 HURLEY WAY, SUITE 300
SACRAMENTO, CA 95825



REPORT OF THE BOARD OF STEWARDS
HOLLYWOOD PARK RACING ASSOCIATION

Hollywood Park

To the California Horse Racing Board

Honorable Edmund G. Brown Jr. 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 Jerome S. Moss, Member
Honorable Richard A. Rosenberg, Member
Kirk E. Breed, Executive Director

Week 5-For the period: Sunday, May 15, 2011, through Saturday, May 21, 2011.

SUNDAY

05/15/11¹

HARTIS HEARING

A formal hearing was held this morning into a complaint filed by the veterinary practice Equine Medical Center (case number 11SA023), alleging unpaid bills by owner EILEEN HARTIS. After some heated testimony and an off-the-record discussion, the parties were able to reach a compromise on the bill.

05/15/11²

HUBBARD HEARING

A formal hearing was held this morning into a complaint filed by the CHRB (case number 10HP140) which alleged violation of CHRB rule 1902 (Conduct Detrimental to Racing) by owner MARK HUBBARD. The documentary evidence revealed a felony sex crime with a minor although Mr. Hubbard did not appear as he is currently incarcerated for the underlying conviction. The hearing was recorded and the following ruling was published:

HRTH #043

Owner **MARK HUBBARD** is suspended for violation of California Horse Racing Board rule #1902(b)(Conduct Detrimental to Horse Racing) pursuant to California Horse Racing Board rule #1489 (Grounds for Denial or Refusal of License-ineligible due to felony conviction).

During the term of suspension, all licenses and license privileges of Mark Hubbard are suspended and pursuant to California Horse Racing Board

rule #1528 (Jurisdiction of Stewards to Suspend or Fine), Mr. Hubbard is denied access to all premises in this jurisdiction.

05/15/11³

INQUIRY/NON-STARTER

The inquiry sign was posted shortly after the start of the first race to examine an incident in which jockey Rafael Bejarano was unseated from his mount and it appeared that there was some irregularity at the start. Before the race, the starter Gary Brinson called us and explained that #1 Dave's Revenge was a notoriously difficult horse in the gate and that therefore the starting gate crew planned to utilize a blindfold as part of the loading procedure. Apparently the horse became fractious nonetheless and was backed out and loaded last. Starter Gary Brinson was behind the gate in order to help with the load and he designated assistant starter Keil Travis to start the race. Films revealed that the plan not to leave #1 Dave's Revenge in the gate very long. Unfortunately, films also revealed that the gates were opened when the assistant starter was not entirely out of the way and that the inside rear gate was not all the way closed. After input from all parties involved, we determined that the horse had not received a fair start and therefore declared her a non-starter. All single wagers were refunded, show wagering was cancelled and refunded (because the field was reduced to four), and the appropriate adjustments were made in the multi-race wagers. See attached accident report regarding jockey Rafael Bejarano who rode the rest of the card.

05/15/11⁴

DECLARATIONS, CHANGES AND REFUNDS

1st Race No changes; Refund \$117,665.91
 3rd Race No changes; Minus Pool \$4.42
 4th Race No changes; Refund \$16.00
 5th Race #8 Silver Luna – Rider change – R. Bejarano for C. Nakatani (sick)
 Refund \$61.00
 6th Race #8 Willyconker – Veterinarian scratch, sick – Dr. Bailey
 #5 Very Fair – Claimed – D. Hendricks, trainer
 #6 Red Alert Day (GB) – Claimed – J. Sadler, trainer
 #4 Sanquine – M. Pedroza for A. Jimenez (DJF)
 Refund \$746.40
 7th Race #2 High Test – Veterinarian scratch, injured -- Dr. Stead
 Refund \$760.80
 8th Race No changes; Refund \$14.00
 9th Race #3 No Team Spirit – not on lasix
 #11 Arethereanycookies – Rider change – E. Maldonado for C. Nakatani
 Refund \$47.60

05/15/11⁵

DAILY ATTENDANCE & HANDLE

On track	4,535	\$1,196,843.20
Satellites	7,236	\$2,729,952.80
TVG/Xpress/Youbet	n/a	\$1,178,344.30
Out –of-State	n/a	\$4,411,739.39
Total	11,771	\$9,516,879.69

THURSDAY

05/19/10¹

ROBERTS HEARING

We attempted to conduct an informal hearing (case number 11SA005) filed by veterinarian Melinda Blue against owner SCOTT ROBERTS alleging unpaid veterinary bills. This was the second filing of this particular case. In the first incarnation, Mr. Roberts had claimed that he had paid the bills though his trainer Mike Pender. Since then, CHRB investigator Bill Westermann did some additional investigation with Mr. Roberts and Mr. Pender and then refiled the case. As was the case the first time around, we really need Mr. Pender to provide some additional information. We will contact Mr. Pender and set up a mediation with Mr. Roberts. If this is unsuccessful, we will proceed more formally.

05/19/11²

SANTELLA MEETING

Italian trainer FRANCESCO SANTELLA and his entourage came to the office to discuss the process by which he might obtain a trainer's license here in California. He plans to return to the States in three month's time in order to train for an owner, who accompanied him today. We explained the process and look forward to his return.

05/19/11³

DECLARATIONS, CHANGES AND REFUNDS

1 st Race	#2 Jana Gail – Claimed – M. Mitchell, trainer Minus Pool \$1,648.28
2 nd Race	#2 Favorable – Claimed – M. Mitchell, trainer
4 th Race	#4 Diamond Journey – Claimed – M. Mitchell, trainer Refund \$69.00
5 th Race	No changes; Refund \$56.00
6 th Race	#2 Danny Q – Veterinarian scratch, sick – Dr. Beck #1 Ominous Thomas – Claimed – D. Pederson, trainer Refund \$695.80
7 th Race	No changes; Refund \$153.00
8 th Race	#2 Bay Rush – Veterinarian scratch, sick – Dr. Bailey #1 Magic Spirit – Claimed – WE Morey, trainer Refund \$2,207.90

05/19/11⁴

DAILY ATTENDANCE & HANDLE

On track	2,356	\$598,334.00
Satellites	4,797	\$1,703,375.40
TVG/Xpress/Youbet	n/a	\$553,874.80
Out –of-State	n/a	\$2,670,030.28
Total	7,153	\$5,525,614.48

FRIDAY

05/20/11¹

AVINA RULING

Owner NORBERTO AVINA (dba Team Xtreme) was suspended when he failed to appear last Saturday for a financial hearing (case number 11HP015) into a complaint filed by VonBluecher, Blea and Hunkin Inc. alleging unpaid veterinary bills:

HRTH #044

Owner **NORBERTO AVINA (dba Team Xtreme)**, having failed to appear to respond to a complaint alleging violation of California Horse Racing Board rule #1876(Financial Responsibility-Von Bluecher, Blea, Hunkin Inc. \$3,725.00) is suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear).

During the term of suspension, all licenses and license privileges of Norberto Avina are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend or Fine), Mr. Avina is denied access to all premises in this jurisdiction.

05/20/11²

DECLARATIONS, CHANGES AND REFUNDS

- 1st Race No changes; Refund \$1.00
- 2nd Race #2 Onefunsonofagun – Claimed –
#4 Sparkling Style – Late veterinarian scratch, injured in paddock –
Dr. Stead Refund \$19,438.02
- 3rd Race No changes; Refund \$119.10
- 4th Race #2 El Gaucho – Claimed – P. Miller, trainer
#1 Honor Among Us – pulled up, vanned off, precaution (synthetic) –
D. Velasquez, trainer Refund \$8.00
- 5th Race #1 Times Gone By – Claimed – D. O'Neill, trainer
#6 Jairzihno (GB) – Veterinarian scratch, sick – Dr. Bailey
Refund \$397.80
- 6th Race #3 Bels Dream Castle – Claimed – W. Morey, trainer
- 8th Race #5 One Hot Miss—pulled up, vanned off, precaution (synthetic) – C.
Harvey, trainer

05/20/11³

DAILY ATTENDANCE & HANDLE

On track	4,627	\$730,659.90
Satellites	6,498	\$1,883,233.40
TVG/Xpress/Youbet	n/a	\$924,308.80
Out –of-State	n/a	\$2,679,783.93
Total	11,125	\$6,217,986.03

SATURDAY

05/21/11¹

PREAKNESS DAY

There were abbreviated office hours today due to an early post in honor of Preakness Day in Maryland.

05/21/11²

AVILA SETTLEMENT

Prior to a formal hearing into a complaint filed against trainer A C AVILA (case number 11SA101), the CHRb and the licensee's attorney were able to agree upon a settlement which we believed, based on the potential evidence and Mr. Avila's record, was appropriate for the allegation. We went on the record and memorialized the terms thereof and published the following ruling:

HRTH #045

Trainer **A.C. AVILA** is fined **ONE THOUSAND DOLLARS (\$1,000.00)*** pursuant to California Horse Racing Board rules #1549 (Recommendation of Discipline) and #1530 (Cases Not Covered by Rules

and Regulations-failure to follow instructions of the Racing Veterinarian following the sixth race on April 1, 2011).

05/21/11³

INQUIRY/DISQUALIFICATION

Following the running of the fifth race (Grade II Milady Handicap), we posted the inquiry sign to examine two incidents in the stretch run. The first involved #3 Church Camp, who checked shortly after the field entered the stretch. We quickly determined that #7 Ultra Blend (second place) and #5 St Trinians (GB) (first place) squeezed #3 Church Camp but that that runner dropped back to finish last and was therefore not cost the opportunity at a better placing. The second incident, however, involved the eventual winner #5 St Trinians (GB), ridden by Joe Talamo, who drifted in during the stretch run and potentially interfered with a rival to his inside. Films revealed that the winner did drift in and started a chain reaction that caused fourth place finisher #4 She's Cheeky to check (and receive an accidental whip strike on the nose). That horse, who was racing in third position at the time, finished fourth and was beaten a half of a length for third place. In our unanimous opinion, #4 She's Cheeky was cost the opportunity at a better placing, and therefore the winner #5 St Trinians (GB) was disqualified and placed fourth.

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

05/21/11⁴

DECLARATIONS, CHANGES AND REFUNDS

1st Race No changes; Refund \$619.79
 2nd Race No changes; Refund \$16.00; Minus Pool \$223.70
 3rd Race No changes; Refund \$48.00; Minus Pool \$611.42
 4th Race #6 Adam Suances – Veterinarian scratch, sick – Dr. Bailey
 #7 Irish Coral – Veterinarian scratch, sick – Dr. Jenkins
 #1 Patriotic Soldier – Claimed – P. Aguirre, trainer
 Refund \$652.30; Minus Pool \$397.38
 5th Race #8 Makoma – Stewards' scratch, stake
 Refund \$603.80
 7th Race No changes; Refund \$63.00
 8th Race No changes; Refund \$52.00
 9th Race #3 Hidden Blessing – Veterinarian scratch, sick – Dr. Stead
 #10 Pak Your Bags – Claimed – J. Carava, trainer
 Refund \$1,502.60
 10th Race #1 Alec's Moon – Stewards' scratch, stake. Refund \$610.06
 11th Race #16 Dontwiseupadummy – Veterinarian scratch, sick – Dr. Stead
 #12 Awesome Brady – Late veterinarian scratch, sick – Dr. Bailey
 Refund \$2,937.44

05/21/11⁵

DAILY ATTENDANCE & HANDLE

On track	6,268	\$2,069,810.50
Satellites	16,206	\$5,990,410.30
TVG/Xpress/Youbet	n/a	\$1,226,986.80
Out –of-State	n/a	\$5,768,687.59
Total	22,474	\$15,055,895.19

WEEKLY SUMMARY

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.

SUMMARY

	Sun 05/15	Thu 05/19	Fri 05/20	Sat 5/21	Week	Meet
Inquiries	1	0	0	1	2	6
Disqualifications	0	0	0	1	1	1
Rulings	1	0	1	1	3	45
Refunds	7	5	5	9	26	89
Accidents	1	0	0	0	1	2
Claims	2	5	4	2	13	49
Cal-Bred Races	2	1	2	2	7	29

VETERINARIAN REPORT - WEEK OF 05/09/11 – 05/15/11

Horses on Vet List 18
Horses off Vet List 11
Shock Wave Therapy 13
Deceased 1
Medication 5

Respectfully submitted,

C. Scott Chaney, Steward

Tom Ward, Steward

Kim Sawyer, Steward

Luis Jauregui, Safety Steward

SUNDAY, MAY 15, 2011 through SATURDAY, MAY 21, 2011

WEEKLY ATTENDANCE & HANDLE FOR SATELLITE FACILITIES

BARONA	1,131	\$332,373.60
CABAZON	1,065	\$259,070.90
COMMERCE	1,320	\$438,897.20
FAIRPLEX	3,370	\$1,109,855.50
LAKE PERRIS	1,106	\$276,114.30
LANCASTER	1,004	\$281,516.20
LOS ALAMITOS	8,003	\$2,428,901.70
SAN CLEMENTE	1,048	\$208,468.60
SAN BERNARDINO	2,137	\$481,639.00
SANTA ANITA	7,603	\$2,700,823.80
SANTA BARBARA	0	0.00
SANTA MARIA	372	\$112,992.00
SHALIMAR	594	\$111,537.30
SURFSIDE	3,954	\$1,423,821.30
SYCUAN	626	\$101,801.30
VENTURA	1,698	\$522,189.00
VICTORVILLE	488	\$85,383.70
VIEJAS	855	\$191,126.60
<u>SATELLITE TOTAL</u>	<u>36,374</u>	<u>\$11,066,512.00</u>
NO. CALIFORNIA	N/A	\$1,739,072.50
OUT-OF-STATE	N/A	\$13,565,377.69
ON-TRACK	18,198	\$4,719,568.00
<u>TOTAL</u>	<u>\$54,572</u>	<u>\$31,090,530.19</u>