

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 Arnold Schwarzenegger, Governor
Honorable John C Harris, Chairman
Honorable David Israel, Vice-Chairman
Honorable Keith Brackpool, Member
Honorable Jesse H. Choper, Member
Honorable Bo Derek, Member
Honorable Jerry Moss, Member
Honorable Richard A. Rosenberg, Member
Kirk E. Breed, Executive Director
Richard "Bon" Smith, Assistant Executive Director

THIRD WEEK HOLLYWOOD PARK AUTUMN MEETING

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For the period: Wednesday, November 25, 2009 through Sunday, November 29, 2009

**WEDNESDAY
11/25/09¹**

A.M. DECLARATIONS

1st Race-#2 Unknown Heat (Veterinarian-sick) refund of \$803.00

5th Race-#4 Chop House George (Veterinarian-sick) refund of \$969.40

6th Race-#2 On the Cover (enter back) refund of \$1,606.94

7th Race-#3 Unbridled Roman (Veterinarian-sick)
#5 Patriotic Soldier (Veterinarian-sick)
#8 Raingear (Veterinarian-sick) refund of \$2,196.50

8th Race-#3 Lucero Negra (Veterinarian-unsound) refund of \$530.58

11/25/09²

STEWARD OFF

Scott Chaney will be off until this coming Saturday as he will spend the holiday with family on the East Coast. Luis Jauregui will fill the position.

11/25/09³

VIDEO REVIEW

Joe Talamo, who scored a personal-best five wins this past Sunday, was in the office to review the first race from that day. Joe permitted his mount to drift out and continued to use the left hand whip in the process. While the ride did not rise to a sanction, the young rider was admonished and told that we expect a much better effort in the future.

11/25/09⁴

TRAINER IN

Trainer Suzanne Rodriguez was in the office to address a complaint in the form a court judgment supplied by veterinarian Amy Nevens in the amount of \$1,725.00. Ms. Rodriguez said that she has no funds to pay the doctor, but would give her any money a horse she co-owns, which is in the fourth race this afternoon, would earn. Dr. Nevens reluctantly agreed, but should the horse not earn any purse money, a signed financial agreement would be put in place.

11/25/09⁵

Dr. VINCE BAKER HEARING

Dr. Vince Baker testified by telephone with respect to a complaint filed by Official Veterinarian Jill Bailey for more than one NSAID given inside the forty-eight hour cut-off. Dr. Baker acknowledged the mistake, and said he would be more aware in the future. Dr. Bailey felt that a warning would be in order and therefore no penalty will be issued.

11/25/09⁶

STARTING GATE TRACTOR PROBLEM

The fifth race this afternoon had the potential for tragedy as the tractor pulling the starting gate for the one and one sixteenth mile event malfunctioned and had to be towed by the backup tractor. According to track superintendent Dennis Moore, when the driver put the tractor in gear right after the start, a computer problem would not let the piece of equipment move forward. The backup was then hooked to the primary tractor and got the gate out of the way when the field was approximately an eighth of a mile away. After reviewing video of the stretch run the Stewards made the race "official". There was only one rider, Joe Talamo aboard the fourth place finisher #1 Absolute Courage, who reacted to the situation in front of him and his finish position was not compromised.

Therefore, while there was mechanical interference, the majority of the field was not affected. (California Horse Racing Board rule #1544-Calling off Race).

11/25/09⁷

DAILY ATTENDANCE & HANDLE

On track	2,231	535,437.10
Satellites	4,653	1,842,678.40
TVG/Xpress/Youbet	n/a	678,562.00
Out –of-State	n/a	3,256,399.36
Total	6,884	6,313,076.86

THURSDAY11/26/09¹**A.M. DECLARATIONS**3rd Race-#2 Subpoena the Dress (Veterinarian-sick) refund of \$2,270.554th Race-#3 Sense of Occasion (Veterinarian-sick)

#5 Price (Veterinarian-injured) refund of \$1,511.90

8th Race-#3 Moonskipper (Veterinarian-injured)

#9 It'smyburtday (Stewards-not treated) refund of \$9,421.10

11/26/09²**RIDER EXCUSED**

Garrett Gomez, who was involved in a spill last Saturday, begged off his mounts today as he realized that he returned to soon after riding yesterday. Replacement riders were announced.

11/26/09³**MEETING WITH MANAGEMENT**

The Stewards met with Hollywood Park president F. Jack Liebau, General Manager Eual Wyatt, Jr., Track Surface Consultant Dennis Moore, Starter Gary Brinson and Outriders Vickie Neuman and Arthur Ortiz regarding protocol to be implemented in the aftermath of the starting gate incident yesterday (Ref. 11/25/09⁶).

The backup tractor will now be positioned much closer to the main tractor and the main tractor driver will not wait for the assistant starter in charge of retrieving the Starter's "off button" cord so that he can get away from the start position sooner. Additionally, the outriders will be re-positioned for a quicker response should a situation such as the one which happened Wednesday occur again.

11/26/09⁴**CLEAN CARD**

The Stewards were thankful for a racing card completed without incident.

11/26/09⁵**DAILY ATTENDANCE & HANDLE**

On track	3,529	742,098.40
Satellites	4,657	1,600,329.30
TVG/Xpress/Youbet	n/a	706,144.40
Out -of-State	n/a	2,080,787.02
Total	8,186	5,129,359.12

FRIDAY11/27/09¹**A.M. DECLARATIONS**6th Race-#5 Major Rock Star (Veterinarian-sick) refund of \$1, 475.2010th Race-#6 Deputy Judy R N (Veterinarian-sick) refund of \$2,478.4811/27/09²**RULING HRTH #013****HRTH #013**

Jockey **SILVIO AMADOR**, is fined **ONE HUNDRED DOLLARS (\$100.00)*** for violation of California Horse Racing Board rule #1872 (Failure to Fulfill Jockey Agreement) on November 25, 2009 at Hollywood Park Racing Association.

This ruling was issued after the rider met with the Stewards over his failure to fulfill his riding assignment in the first race on November 25, 2009. Mr. Amador, who has recently arrived in this country, does not have a valid driver's license and his ride to the track left him hanging.

11/27/09³

RULING HRTH #014

HRTH #014

Trainer **EOIN HARTY** is fined **THREE HUNDRED DOLLARS (\$300.00)*** for violation of California Horse Racing Board rule #1629 (Penalty for Late Declaration) for failure to have the horse "It'smyburtday" treated with pre-race medication in a timely fashion, necessitating a late declaration in the eighth race on Thursday, November 26, 2009, which is a violation of California Horse Racing Board rule #1843.5 (Medication, Drugs and Other Substances Permitted After Entry in a Race).

The foregoing ruling was issued after a conversation with Harty, who is in Ireland for the holiday, regarding a late declaration of the horse It'smyburtday from the eighth race yesterday. Harty was upset with his assistant trainer, Brian Ange, for not submitting a scratch card for the horse at scratch time as there would not have been a problem getting out of the twelve horse field. We scratch to ten interests at this venue. A subsequent conversation with Ange revealed that he did not know when scratch time was even though he has been in California for three years. It turns out he thought that the day of the race was scratch time, as it is in Kentucky, where he formerly raced.

11/27/09⁴

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

11/27/09⁵

DAILY ATTENDANCE & HANDLE

On track	3,884	1,254,845.10
Satellites	6,309	2,737,574.80
TVG/Xpress/Youbet	n/a	1,121,104.70
Out -of-State	n/a	5,237,455.35
Total	10,193	10,350,979.95

SATURDAY

11/28/09¹

A.M. DECLARATIONS

1st Race-#1 Dine At Nine (Veterinarian-sick) refund of \$3,130.14

2nd Race-#4 Gambling Pokerface (medicated) refund of \$5,900.48

8th Race-#1 April Pride (Stakes) refund of \$1,397.60

11/28/09²

WARNINGS ISSUED

Trainers H. Graham Motion and Kathy Walsh were issued warnings for unlabeled medications. Barn inspections were conducted during Breeders' Cup week at Santa Anita and both were found to be in violation of California Horse Racing Board rule #1843(c). Motion had just shipped seven horses in from Kentucky, where there is no requirement for medications to have a label. Ms. Walsh had just received a horse from a training center in

Washington and was not aware that the owner had sent a bottle of Ventipulmin syrup without a label. Their employees were made aware of the problem and practicing veterinarians took care of the problem immediately.

11/28/09³

RULING HRTH #015

HRTH #015

Owner **GREG LATTERI** having failed to appear before the Board of Stewards to answer a complaint alleging violation of California Horse Racing Board rule #1876 (Financial Responsibility-Southern California Equine Foundation, Inc. \$1,654.68), 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 Greg Latteri are suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend or Fine), Mr. Latteri is denied access to all premises in this jurisdiction.

This ruling was issued after Mr. Latteri failed to respond to a complaint filed by Southern California Equine Foundation.

11/28/09⁴

RULING HRTH #016

HRTH #016

Pursuant to California Horse Racing Board rule #1629 (Penalty for Late Declaration), trainer **ADAM KITCHINGMAN** is fined **THREE HUNDRED DOLLARS* (\$300.00)** for failure to start the horse "On The Cover" in the sixth race on November 25, 2009. This constitutes a violation of California Horse Racing Board rule #1698 (Failure to Start and Run).

The foregoing ruling was issued after a discussion with the trainer over his failure to start the horse "On the Cover" in the sixth race on November 25, 2009. He explained that the owner had a horse break down on the turf during the recently concluded Oak Tree meeting at Santa Anita and was adamant that he did not want to run on turf anymore.

11/28/09⁵

MCNAMEE HEARING

Horse van driver Michael McNamee was in the office this morning to address a complaint filed against him by the California Horse Racing Board for violation of rule #1874 (Disorderly Conduct) and rule #1902 (Conduct Detrimental to Horse Racing). At issue was the fact that Investigator Rick Amieva, while on duty at Santa Anita, observed Mr. McNamee use a buggy whip on a horse he was attempting to load on a van. Amieva also observed a woman taking pictures of the incident, and suggested that he put the whip away. According to the complaint, McNamee became irate and told Amieva to leave him alone.

Janice Koch, the booking agent for Bob Hubbard Horse Transportation, testified that she observed the incident and felt that her employee did not abuse the horse in any manner. She said the buggy whip was being used to load a Friesian horse from one van to another but only to make noise, rather than inflict pain. The investigator asked McNamee to "tone it down" with the whip and at that point her employee became upset. He told Mr. Amieva that he had worked with horses for a long time and he knew what he was doing. Ms. Koch said that

while McNamee does get loud when he gets upset, she did not feel he was acting in a threatening manner. She also did not think he knew Mr. Amieva was a California Horse Racing Board Investigator.

Mr. McNamee testified and corrected Ms. Koch, stating that he knew Amieva was with the Board. He said the whip did not come in contact with the animal but he did snap it near the horse's heels in an effort to get it to load. He further said that he was told by the investigator that it was a violation of Board rules to have a buggy whip on the grounds. Since he knew the investigator was wrong, he also surmised he was incorrect when he said the incident was being photographed. He admitted he got loud when addressing the investigator. A decision will be forthcoming shortly.

11/28/09⁶

MINUS POOLS

There were two minus pools on the card this afternoon. The first took place in the second race when #2 Stunning Ally, who was odds-on at 1/5, proved the easiest of winners. The amount needed to balance was \$12,318.15. The second negative pool occurred in the eighth race when Ventura, who was both the wagering and sentimental favorite, overwhelmed her field in the Grade 1 Matriarch. A total of \$37,095.97 was needed to level the ledger.

11/28/09⁷

DAILY ATTENDANCE & HANDLE

On track	5,762	1,538,711.50
Satellites	7,707	3,358,129.70
TVG/Xpress/Youbet	n/a	1,388,976.10
Out –of-State	n/a	5,852,727.72
Total	13,469	12,138,545.02

SUNDAY

11/29/09¹

A.M. DECLARATIONS

1st Race-#6 Cookie Rules (entered in wrong race) refund of 43,174.66

8th Race-#2 Never (Veterinarian-injured) \$945.64

11/29/09²

RULING HRTH #017

HRTH #017

Van driver **MICHAEL MCNAMEE** is fined **ONE HUNDRED DOLLARS (\$100.00)*** for violation of California Horse Racing Board rule #1874 (Disorderly Conduct) on November 6, 2009.

This ruling was issued after a discussion regarding the merits of the complaint filed against Mr. McNamee. (Ref. 11/28/09⁵)

11/29/09³

RULINGS

HRTH #018

Owner **JERRY MCCLANAHAN** is suspended for violation of California Horse Racing Board rule #1876 (Financial Responsibility-Jeff Mullins Racing Stables \$4,089.07).

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

HRT# #019

Trainer **DON CHATLOS** is suspended for violation of California Horse Racing Board rule #1876 (Financial Responsibility-Groom Melvin Garcia \$1,350.00, Foreman Ramon Panduro \$1,350.00, Hotwalker Tanya Garcia \$1,200.00, and Foreman Jose Ruiz \$2,600.00).

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

These rulings were issued after neither McClanahan nor Chatlos fully addressed financial complaints filed against them for racing related matters.

11/29/09⁴

STEWARDS' INQUIRY AND DISQUALIFICATION

The Stewards posted the inquiry sign after the seventh race to review an incident in the stretch involving #2 Stoneside (G. Gomez), who finished in a dead heat for second with #5 Get Funky (J. Rosario).

After speaking with the riders involved, taking into the account reports from the Patrol Judges and reviewing video of the incident the Stewards unanimously voted to disqualify Stoneside from the dead heat for second and place it third. Video showed the horse coming out under left hand whip, making contact with the eventual winner, #3 T.D. Vance, and forcing the horse out into #5 Get Funky. That contact forced Get Funky off its path, causing it to lose ground and, in the opinion of the Stewards, second position alone.

11/29/09⁵

DAILY ATTENDANCE & HANDLE

On track	9,814	1,855,411.80
Satellites	7,314	2,918,144.30
TVG/Xpress/Youbet	n/a	1,628,076.70
Out -of-State	n/a	5,024,712.96
Total	17,128	11,426,345.76

ADDITIONS/REMOVALS FROM VET-LIST

Week of: 11-23-09 – 11-29-09

Track: Hollywood

Horses on Vet List: 15

Horses off Vet List: 15

Shockwave Therapy: 16

Deceased: 1

Medication: 5

SUMMARY

	Wed 11/25	Thu 11/26	Fri 11/27	Sat 11/28	Sun 11/29		Week	Meet
Accidents	0	0	0	0	0		0	2
Cal-Bred Races	2	1	0	1	0		4	9
Claims	3	3	2	1	3		12	24
Disqualifications	0	0	0	0	1		1	1
Inquiries	0	0	0	0	1		1	2
Refunds	5	3	2	3	2		15	50
Rulings	0	0	2	2	3		7	19

Respectfully submitted,

Tom Ward, Steward

Randy Winick, Steward

C. Scott Chaney, Steward