

CALIFORNIA HORSE RACING BOARD

CHRB-232 (New 11/14)



Warning of a Violation of CHRB Regulations

To: DEL MAR THOROUGHBRED CLUB CHRB License RACING ASSOCIATION

A California Horse Racing Board (CHRB) investigation has concluded that you are in violation of CHRB Rules and Regulations as listed below. The CHRB will issue this warning letter in lieu of filing a formal complaint, conducting a hearing and seeking an Official Ruling from the Board of Stewards, if you so choose. The CHRB will take no further action in this matter beyond entering this warning letter in your CHRB record. However, this warning letter may be presented at a future hearing should you commit a subsequent violation of a similar nature; the purpose being to document that you had previously been placed on notice. This warning letter will not be considered an Official Ruling, will not otherwise be published by the CHRB and will not be forwarded to any national ruling database.

Conversely, you may request the CHRB file a complaint in this matter and conduct a hearing before the Board of Stewards. The CHRB will request sanctions be imposed for these violations which could be a fine, a suspension or both. Any rulings will be forwarded to national databases and may be forwarded to other California state regulatory/licensing agencies if they involve professional conduct regulated by those agencies.

On July 18, 2018, the horses "Charge A Bunch" and "Carson Valley" were involved in a training accident at Del Mar Race Track which resulted in the death of both horses. Pursuant to the association's obligation under Rule 1846.5, a transportation company was notified of the fatalities and requested to respond to the track to transport the horses. The transporter, Stiles Animal Removal, Inc., responded to the race track and removed the horses. Pursuant to a contractual agreement between Del Mar Thoroughbred Club and Stiles, as well as the requirements set forth in Rule 1846.5, the horses were to be transported to the UC Davis California Animal Health and Safety Laboratory in San Bernardino (CAHS). Instead, the horses were transported to the El Sobrante Landfill. During the investigation, it was discovered that Stiles Animal Removal, Inc. had hired a new driver who was unaware of the requirement that the horses be transported to CAHS. The owner of Stiles admitted that he forgot to inform the new driver of this requirement, adding that transportation to El Sobrante Landfill is what the driver had been trained to do. Regardless of the conduct of Stiles Animal Removal, Inc., it is the obligation of the racing association to ensure compliance with Rule 1846.5. Rule 1846.5(a) requires all horses euthanized within a racing inclosure to undergo a postmortem examination. By failing to ensure that Stiles Animal Removal, Inc., transported the horses to CAHS, the Del Mar Thoroughbred Club is in violation of Rule 1846.5.

[Signature] Josh Rubiack acknowledged

I have received this warning.

Dated: 8/27/19