

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING # 151

NAME: YAMIL ROSARIO

DATE: AUGUST 20, 2017

DOB: 12/10/1982

PERMIT: #13974 CT JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY YAMIL ROSARIO IS HEREBY FINED ONE HUNDERD (\$100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING #178-1-28.3.b. "A Jockey shall faithfully fulfill all engagements in respect to racing." MR. ROSARIO FAILED TO FULFILL HIS RIDING ENGAGEMENT ON SUNDAY, AUGUST 20, 2017, FOR THE SIXTH RACE RESULTING IN A RIDER CHANGE.

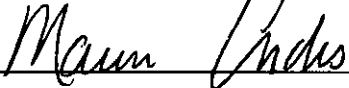
All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the

Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
MULTIPLE MEDICATION VIOLATION RULING

DATE: August 21, 2017

RULING #: 152

TO: Glenn Kopp

DOB: 06/16/1957

PERMIT #: 20182 OWNER/TRAINER

The Stewards hereby impose the following penalty:

A HEARING WAS AFFORDED TO GLENN KOPP ON 8/15/17 FOR ALLEGED VIOLATION OF WV RULES OF RACING #178-1-49.4.a.2, 178-1-51.1.a, 178-1-49.3.a, 178-1-49.3m.8.A, 178-1-49.3.m.8.B AND 178-1-49.3m OF THE THOROUGHBRED RACING RULES 178 C.S.R.I.. MR. KOPP ELECTED NOT TO ATTEND THE HEARING BUT WAS REPRESENTED BY H.B.P.A. PRESIDENT JAMI POOLE.

INDUSTRIAL LABORATORIES REPORTED SAMPLE #5210027 TAKEN FROM THE HORSE "Spot a Kiss" WHICH FINISHED 1st IN THE 6TH RACE ON MONDAY, JUNE 19, 2017, DID CONTAIN CLENBUTEROL, A CLASS 3 DRUG CARRYING A CLASS B PENALTY, ABOVE THE ACCEPTED THRESHOLD AT A CONCENTRATION LEVEL OF APPROXIMATELY 19.9pg/ml. A SPLIT SAMPLE WAS SENT TO THE UNIVERSITY OF CALIFORNIA, DAVIS, WHICH CONFIRMED THE PRESENCE OF CLENBUTEROL AT A CONCENTRATION LEVEL OF 14 pc/ml.

THE STEWARDS CONCLUDE MR. KOPP HAS VIOLATED SECTIONS 178-1-49.4.a.2, 178-1-51.1.a, 178-1-49.3.a, 178-1-49.3.m.8.A., 178-1-49.3.m.8.B, AND 178-1-49.3.m OF THE THOROUGHBRED RACING RULE 178 C.S.R.I.. THIS MEDICATION/SUBSTANCE VIOLATION, CARRYING A B PENALTY, IS THE PERMIT HOLDERS SECOND OFFENSE. THE PERMIT HOLDER HAS ACCUMULATED 2 POINTS UNDER THE MULTIPLE MEDICATION VIOLATION POINT SYSTEM PRIOR TO THIS RULING. THE POINTS ASSESSED FOR THIS MEDICATION/SUBSTANCE VIOLATION ARE 2, FOR A TOTAL OF 4, PURSUANT TO SECTION 49.3.m OF 178 OF WEST VIRGINIA C.S.R.I..

THE PENALTY GUIDELINES SET FORTH IN TABLE 178-1 E OF THE THOROUGHBRED RACING RULES PROVIDE A MINIMUM PENALTY OF A 30 DAY SUSPENSION, A \$1,000.00 FINE AND DISQUALIFICATION AND LOSS OF PURSE

AND A MAXIMUM PENALTY OF A 180 DAY SUSPENSION, A \$2,500.00 FINE AND DISQUALIFICATION AND LOSS OF PURSE.

HOWEVER, THE STEWARDS DETERMINE THE APPROPRIATE PENALTY FOR THE UNDERLYING OFFENSE ON A CASE BY CASE BASIS BY CONSIDERING MITIGATING AND AGGRAVATING FACTORS.

THE FOLLOWING IS THE STEWARDS ANALYSIS OF THE MITIGATING/AGGRAVATING FACTORS IN THE MATTER:

A.) THE PERMIT HOLDER'S PAST RECORD.

MR. KOPP HAD A CLENBUTEROL POSITIVE FOR A RACE ON 8/15/16.

B.) THE POTENTIAL OF THE DRUG TO INFLUENCE THE HORSE'S RACING PERFORMANCE.

CLASS 3 DRUGS MAY OR MAY NOT HAVE AN ACCEPTED TERAPEUTIC USE IN THE HORSE. MANY ARE DRUGS THAT AFFECT THE CARDIOVASCULAR, PULMONARY, AND AUTONOMIC NERVOUS SYSTEMS. THEY ALL HAVE THE POTENTIAL OF AFFECTING THE PERFORMANCE OF A RACEHORSE.

C.) THE LEGAL AVAILABILITY OF THE DRUG.

LEGALLY AVAILABLE

D.) WHETHER THERE IS REASON TO BELIEVE THE PERMIT HOLDER KNEW OF THE ADMINISTRATION OF THE DRUG OR INTENTIONALLY ADMINISTERED THE DRUG.

MR. POOLE STATED THAT MR. KOPP SAID THE HORSE WAS ADMINISTERED CLENBUTEROL 15 DAYS PRIOR TO THE RACE.

E.) THE STEPS TAKEN BY THE TRAINER TO SAFEGUARD THE HORSE.

INFORMATION UNAVAILABLE

F.) THE PROBABILITY OF ENVIRONMENTAL CONTAMINATION OR INADVERTENT EXPOSURE DUE TO HUMAN DRUG USE.

NONE

G.) THE PURSE OF THE RACE

\$6,600.00

H.) WHETHER THE DRUG FOUND WAS ONE FOR WHICH THE HORSE WAS RECEIVING A TREATMENT AS DOCUMENTED BY THE TREATING VETERINARIAN'S TREATMENT RECORD.

INFORMATION UNAVAILABLE

I.) WHETHER THERE WAS ANY SUSPICIOUS BETTING PATTERN IN THE RACE.

NONE

J.) WHETHER THE TRAINER WAS ACTING UNDER THE ADVICE OF A VETERINARIAN LICENSED TO PRACTICE IN WEST VIRGINIA AND HOLDING AN OCCUPATIONAL PERMIT BY THE RACING COMMISSION.

INFORMATION UNAVAILABLE

K.) OTHER FACTORS DEEMED RELEVANT BY THE STEWARDS

NONE

BASED ON THE ABOVE, THE STEWARDS HEREBY IMPOSE THE FOLLOWING PENALTY FOR THE UNDERLYING OFFENSE:

MR. KOPP IS HEREBY SUSPENDED THIRTY (30) DAYS EFFECTIVE TUESDAY, AUGUST 22, 2017, THROUGH AND INCLUDING WEDNESDAY, SEPTEMBER 20, 2017, AND IS FINED ONE THOUSAND (\$1,000.00) DOLLARS.

THE HORSE "Spot a Kiss" IS DISQUALIFIED FROM ALL PURSE MONIES AND IS TO BE REDISTRIBUTED AS FOLLOWS:

1ST KEEN SMEE

2ND SCIPION'S GOLD

3RD MS BLOOMFIELD HIGH

4TH EILDON HALL

5TH WILL'S MONEY


6TH MADELYN'S MYSTIQUE

THE HORSEMEN'S BOOKKEEPER IS REQUESTED TO MAKE THE NECESSARY ADJUSTMENTS.

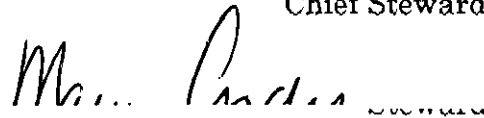
WHILE SUSPENDED MR. KOPP IS DENIED THE GROUNDS UNDER THE JURISDICTION OF THE WEST VIRGINIA RACING COMMISSION.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00



Chief Steward





Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #153

DATE: 8/22/2017

NAME: TOMMY C. SHORT

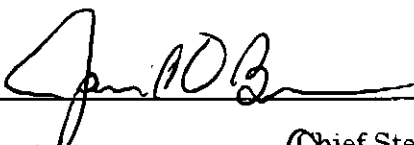
DOB: 09/17/1962

PERMIT: #22341 OWNER/TRAINER

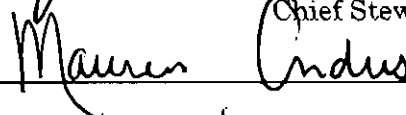
The Stewards hereby impose the following penalty:

TRAINER TOMMY C. SHORT IS HEREBY FINED ONE HUNDRED (\$100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 179-1-44.1 "No blood registration is not on file with the association's racing secretary one-half (1/2) hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the stewards' satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race." FAILURE TO HAVE REGISTRATION PAPERS FOR "KAYLA'S KITTEN" RESULTING IN A LATE SCRATCH FROM THE 8TH RACE ON MONDAY, AUGUST 21, 2017.


You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00



 Chief Steward



 Steward



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BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

DATE: August 23, 2017

RULING # 154

NAME: Eddie Clouston

DOB: 07/02/1965

PERMIT: #21581 Owner/Trainer

The Stewards hereby impose the following penalty:

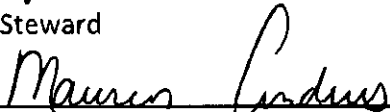
Owner/Trainer Eddie Clouston is hereby fined two hundred (\$200.00) dollars for violation of West Virginia Rule of Racing 178-1-26.3.g., failure to have his horse "Za Woodman" present in the paddock , necessitating a late scratch from the 8th race on Tuesday, August 22, 2017.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.


You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #155 (corrected ruling #)

DATE: August 28, 2017

NAME: Christopher Gish

DOB: 11/28/1974

PERMIT: # 22544 Groom

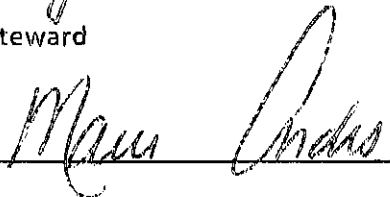
The Stewards hereby impose the following penalty:

The 2017 Occupational Permit #22544 issued to Groom Christopher Gish is hereby revoked for having been convicted of a felony. Mr. Gish must apply for a future permit with the West Virginia Racing Commission, 900 Pennsylvania Avenue, Suite 533, Charleston, West Virginia 25302.

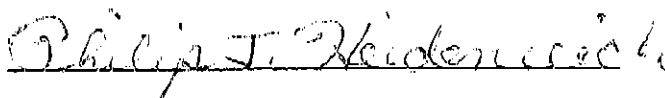
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING # 156

DATE: AUGUST 29, 2017

NAME: AJHARI WILLIAMS

DOB: 5/17/1996

PERMIT: # APPRENTICE JOCKEY #21005


The Stewards hereby impose the following penalty:

After a formal hearing in the Stewards Office on 8/29/2017, Apprentice Jockey Ajhari Williams is found to be in violation of WV Rules of Racing 178-24.11.gg, 178-1-24.11.dd, 178-1-24.11.d, 178-1-45.5.b and 178-1-45.5.c. While weighing out for the fifth race on 8/22/17, Mr. Williams attempted to alter his weight by using altered and unauthorized boots.


Mr. Williams is suspended fifteen (15) calendar days effective Tuesday, August 29, 2017 through and including Tuesday, September 12, 2017, and fined five hundred(\$500.00) dollars.

While suspended Mr. Williams is denied the grounds under the jurisdiction of the West Virginia Racing Commission.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #157

DATE: 8/30/2017

NAME: GEOFFREY A. DIXON

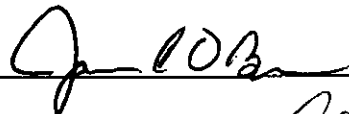
DOB: 2/24/1960

PERMIT: #20494 OWNER/TRAINER

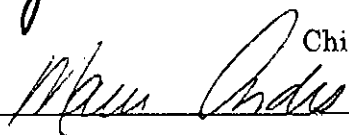
The Stewards hereby impose the following penalty:

TRAINER GEOFFREY A. DIXON IS HEREBY FINED \$100.00 (ONE HUNDRED DOLLARS) FOR VIOLATION OF WV RULE OF RACING 178-1-44.17, FAILURE TO HAVE A CURRENT COGGINS ON FILE WITH THE RACING OFFICE FOR THE HORSE "HOPE LOPES" IN THE 6TH RACE ON WEDNESDAY, AUGUST 30, 2017, NECESSITATING A LATE SCRATCH.

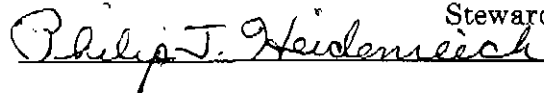
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #158

DATE: 8/30/2017

NAME: JEFF ENGLER

DOB: 9/7/1970

PERMIT: # TRAINER

The Stewards hereby impose the following penalty:

TRAINER JEFF ENGLER IS HEREBY FINED \$100.00 (ONE HUNDRED DOLLARS) FOR VIOLATION OF WV RULE OF RACING 178-1-26.3.g.

"Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered."

FAILURE TO HAVE "JUST ANOTHER JOHN" PRESENT IN THE PADDOCK FOR THE 3RD RACE ON WEDNESDAY, AUGUST 30, 2017 NECESSITATING A LATE SCRATCH.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00

J. 103

Chief Steward

Maura Andrus

Steward

Philip J. Henderson

Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

NOTICE OF HEARING

DATE: AUGUST 22, 2017

TO: AJHARI WILLIAMS

DOB: 5/17/1996

PERMIT # 21005 APPRENTICE JOCKEY

You are hereby notified, that the Board of Stewards will convene a hearing on the date and time listed below regarding allegations that you have violated section (s) 178-1-24.11.gg, 178-1-24.11.dd, 178-1-24.11.gg, 178-1-24.11.d, 178-1-45.5.b and 178-1-45.5.c of the Thoroughbred Racing Rules, 178 C. S. R. 1.

FRAUDULENTLY ATTEMPTING TO ALTER YOUR WEIGHT BY WEIGHING-OUT WITH INCORRECT AND ALTERED RIDING BOOTS FOR THE 5TH RACE ON 8/22/2017. FAILURE TO REPORT THE CORRECT WEIGHT FOR THE 7TH RACE ON 8/22/2017

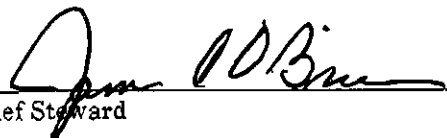
JAMES COLVIN WAS WITNESS TO AJHARI WILLIAMS' ATTEMPT TO ALTER HIS WEIGHT ON 8/22/2017.

HEARING WILL BE HELD ON WEDNESDAY, AUGUST 29, 2017 AT 10:00 AM IN THE STEWARDS OFFICE AT MOUNTAINEER RACETRACK.

Pursuant to 178 C. S. R. 1-10, the Board of Stewards may fine, suspend and/or exclude from the association grounds any permit holder who violated the Rules of Racing. You are entitled to confront and examine all evidence presented against you, present a defense, and call and cross-examine witnesses. In addition, you may represent yourself or be represented by a lay representative of any trade organization of which you are a member or by legal counsel licensed to practice law in the State of West Virginia.

You are required to appear at the hearing and answer for the above-cited allegations. However, you may waive your right to a hearing or if you fail to appear for the hearing, you will be deemed to admit to the allegations and the Board of Stewards will issue a ruling in your absence.

Upon request, the Board of Stewards may grant a continuance of this hearing for good cause shown.



Chief Steward

I hereby acknowledge receipt: _____

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #: 159

DATE: September 4, 2017

NAME: Renzo Diaz

DOB: 02/19/1981


PERMIT: # 20249 Jockey

The Stewards hereby impose the following penalty:

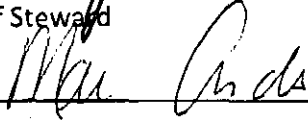
Jockey Renzo Diaz is hereby fined one hundred (100.00) dollars for violation of WV Rule of Racing 178-1-28.3b., failure to fulfill his riding engagements on Sunday, September 3, 2017, resulting in a late rider change in Race #2.

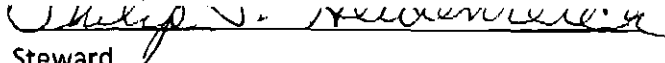
All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward




Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING: #160


DATE: September 4, 2017

NAME: Brett Santangelo

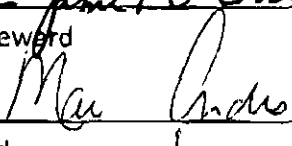
DOB: 03/11/1993

PERMIT: # 21324 OWNER/TRAINER

Owner/Trainer Brett Santangelo is hereby restored to good standing having fulfilled his financial obligation.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING # 161

NAME: Eddie Clouston

DATE: September 5, 2017

DOB: 7/2/1965


PERMIT: #21296 Owner/Trainer

The Stewards hereby impose the following penalty:

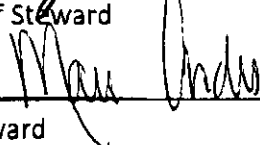
OWNER/TRAINER EDDIE CLOUSTON IS HEREBY FINED TWO HUNDRED (\$200.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING #178-1-26.3.g. FAILURE TO HAVE HIS HORSE "BLUEMOONOF SARATOGA" PRESENT IN THE PADDOCK, RESULTING IN A LATE SCRATCH FROM THE FIFTH RACE ON MONDAY, SEPTEMBER 4, 2017.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING # 163

NAME: Gerald Almodovar

DATE: September 6, 2017

DOB: 9/25/85


PERMIT: CT#13568 JOCKEY

The Stewards hereby impose the following penalty:


Jockey Gerald Almodovar, after a film review in the jock's room, being represented by fellow jockey Erik Barbaran, is hereby fined one hundred (\$100.00) dollars for violation of WV Rule of Racing section(s) 178.1-15.7.a. "All horses shall be ridden out past the finish line in every race. A jockey shall not ease up or coast to the finish, without reasonable cause, even if the horse has no apparent chance to win prize money. A jockey shall give a best effort during a race, and each horse shall be ridden to win." 178.-1-24.11.gg. "Has engaged in conduct unbecoming or detrimental to the best interest of racing.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING # 164

NAME: Kevin Gonzalez

DATE: September 6, 2017

DOB: 04/27/1993


PERMIT: #20407 JOCKEY

The Stewards hereby impose the following penalty:

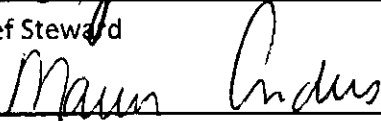
Jockey Kevin Gonzalez, after film review in the jocks room, is hereby fined one hundred (\$100.00) dollars for violation of WV Rule of Racing section(s) #178.1-45.7.f.5.a. "Showing the horse the riding crop and giving it time to respond before hitting it." 178-1-45.7.f.5.b. "Having used the riding crop, giving the horse a chance to respond before using it again." 178-1-45.7.f.6.d. "When the horse is clearly out of the race or has obtained its maximum placing."

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #165

DATE: 9/6/2017

NAME: WALTER BISH

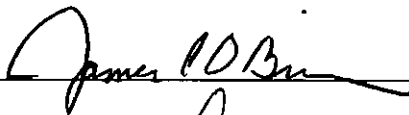
DOB: 10/12/1946

PERMIT: #22122 OWNER/TRAINER

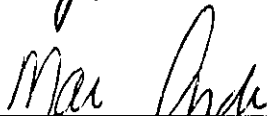
The Stewards hereby impose the following penalty:

TRAINER WALTER F. BISH IS HEREBY FINED \$200.00 (TWO HUNDRED DOLLARS) FOR VIOLATION OF WV RULE OF RACING 178-1-26-3.g. EACH TRAINER IS RESPONSIBLE FOR PRESENTING HIS OR HER HORSE AND BEING PRESENT AT A TIME APPOINTED BEFORE POST TIME OF THE RACE IN WHICH THE HORSE IS ENTERED. FAILURE TO HAVE "HONOR RONOH" PRESENT IN THE PADDOCK FOR THE FIRST RACE ON WEDNESDAY, SEPTEMBER 6, 2017 NECESSITATING A LATE SCRATCH.

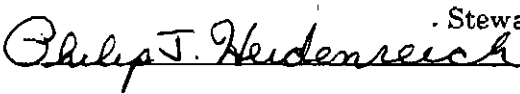
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Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING # 166

NAME: MARK A. SHANLEY

DATE: SEPTEMBER 11, 2017

DOB: 09/10/1983

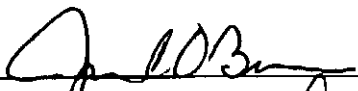
PERMIT: CT TRAINER #11995

The Stewards hereby impose the following penalty:

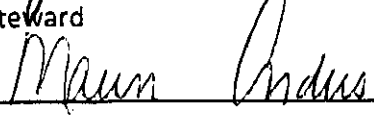
Trainer Mark A. Shanley is hereby fined one hundred (\$100.00) dollars for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered". Failure to have "Yes It's Betts" present in the paddock for the fifth (5th) race on Monday, September 11, 2017, necessitating a late scratch.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.


You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING # 167

NAME: EDDIE CLOUSTON

DATE: September 12, 2017

DOB: 07/02/1965

PERMIT: #21296 OWNER/TRAINER

The Stewards hereby impose the following penalty:

Owner/Trainer Eddie Clouston is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered." Failure to have the horse "James Jingle" present in the paddock for the seventh (7th) race on Monday, September 11, 2017, necessitating a late scratch.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

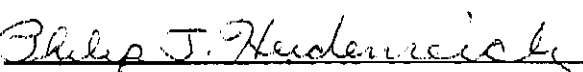
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINFER RACETRACK

RULING # 168

NAME: CLAUDIE MARSHALL GODSEY, JR.

DATE: SEPTEMBER 13, 2017

DOB: 07/05/1972


PERMIT: #21387 TRAINER

The Stewards hereby impose the following penalty:

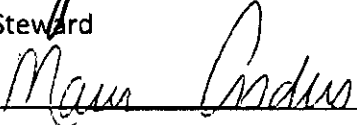
Trainer Claudie Marshall Godsey, Jr., is hereby fined one hundred (\$100.00) dollars for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered." Failure to have "Dream Park" present in the paddock for the first (1st) race on Wednesday, September 13, 2017, necessitating a late scratch.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #169

DATE: 9/13/2017

NAME: AMBER COBB

DOB:

PERMIT: UNLICENSED

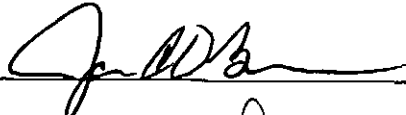
The Stewards hereby impose the following penalty:

TRAINER AMBER COBB IS HEREBY FINED \$100.00 (ONE HUNDRED DOLLARS) FOR VIOLATION OF WV RULE OF RACING 178-1-49.7.e.5.

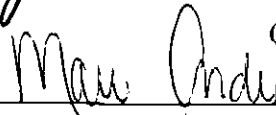
"A trainer or his or her designee shall be responsible for the guarding, condition, care and handling of the horse at all times and the trainer or his or her designee shall be present to handle the horse and serve as a witness to the furosemide (Lasix®) administration."

FAILURE TO HAVE A REPRESENTATIVE PRESENT AT THE SCHEDULED LASIX® ADMINISTRATION TIME FOR THE 5TH RACE ON WEDNESDAY, SEPTEMBER 13, 2017 RESULTING IN THE SCRATCH OF "BIG BAND BENNY."

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #170

DATE: 9/13/2017

NAME: WILLIAM N. MARTIN

DOB: 2/26/1964

PERMIT: #20802 OWNER/TRAINER


The Stewards hereby impose the following penalty:

TRAINER WILLIAM N. MARTIN IS HEREBY FINED \$200.00 (TWO HUNDRED DOLLARS) FOR VIOLATION OF WV RULE OF RACING 178-1-51.1.b.16.

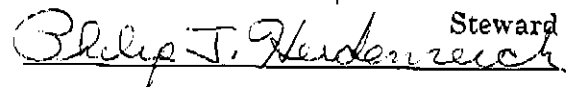
"...ensuring that his or her horses are properly shod, bandaged and equipped;"

FAILURE TO HAVE "SCATIN AROUND" PROPERLY SHOD FOR THE TURF COURSE, RESULTING IN A LATE SCRATCH FROM THE 3RD RACE ON WEDNESDAY, SEPTEMBER 13, 2017.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00



Mark Andis Chief Steward



Philip J. Heidenreich Steward
Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #171

DATE: 9/13/2017

NAME: JAY P. BERNARDINI

DOB: 9/12/1966

PERMIT: #22202 OWNER/TRAINER

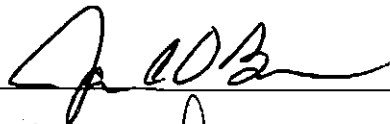
The Stewards hereby impose the following penalty:

TRAINER JAY P. BERNARDINI IS HEREBY FINED \$200.00 (TWO HUNDRED DOLLARS) FOR VIOLATION OF WV RULE OF RACING 178-1-26.3.g.

"Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

HIS FAILURE TO BE PRESENT NECESSITATED THE LATE SCRATCH OF "HIGH HEELED" FROM THE 3RD RACE ON WEDNESDAY, SEPTEMBER 13, 2017.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00



Mann Andis Chief Steward



Philip J. Herdman Steward
Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING # 172

NAME: CARLOS L. CASTRO

DATE: SEPTEMBER 19, 2017

DOB: NOVEMBER 4, 1981

PERMIT: CT #14478 JOCKEY

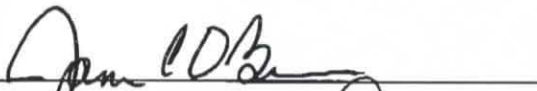
The Stewards hereby impose the following penalty:

Jockey Carlos L. Castro is hereby fined four hundred (\$400.00) dollars for violation of WV Rule of Racing #178-1-28.3.b. "A jockey shall faithfully fulfill all engagements in respect to racing".


Failure to fulfill his riding engagements on Monday, September 18, 2017. This is Mr. Castro's fourth (4th) offense in 2017.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.


You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING # 173

NAME: Eddie Clouston

DATE: September 19, 2017

DOB: July 2, 1965

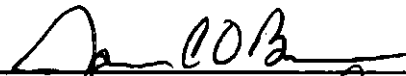
PERMIT: Owner/Trainer #21296

The Stewards hereby impose the following penalty:

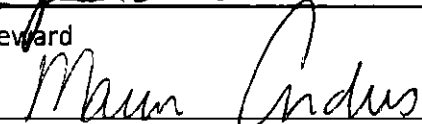
Owner/Trainer Eddie Clouston is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g., failure to have his horse "Sky Fortune" present in the paddock, necessitating a late scratch from the ninth (9th) race on Monday, September, 18, 2017.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.


You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING # 174

NAME: Eddie Clouston

DATE: September 19, 2017

DOB: July 2, 1965

PERMIT: Owner/Trainer #21296

The Stewards hereby impose the following penalty:

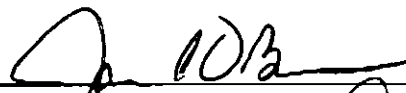
Trainer Eddie Clouston is hereby fined five hundred (\$500.00) dollars for violation of WV Rule of Racing 178-1-49.4.a.2.

Industrial Laboratories reported sample E219061 taken from the horse "Simplyirresistible", which finished first in the second race on August 29, 2017, did contain Ketoprofen above the accepted threshold at a concentration level of 2.65 ng/ml.

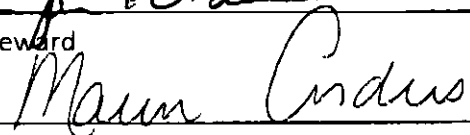
This is Mr. Clouston's 2nd offense in a 365 day period and he is assigned one half (1/2) point for the multiple medication violation system. Mr. Clouston has 3 ½ points for the prior positives, giving him a total of four (4) points.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

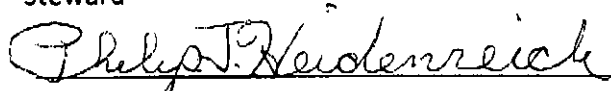
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

DATE: September 20, 2017

RULING #175

NAME: Jay Bernardini

DOB: December 12, 1966

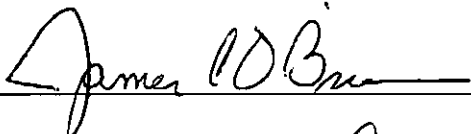
PERMIT: #22202 Owner/Trainer

The Stewards hereby impose the following penalty:

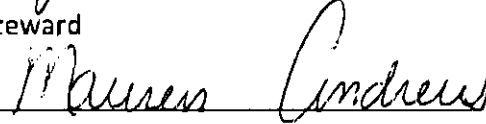
Owner/Trainer Jay Bernardini is hereby fined two hundred (\$200.00) dollars for violation of West Virginia Rule of Racing 178-1-26.3.g. Mr. Bernardini failed to have his horse "Wild Aspen Flower" in the paddock for the second (2nd) race on Tuesday, September 19, 2017, necessitating a late scratch.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.n.

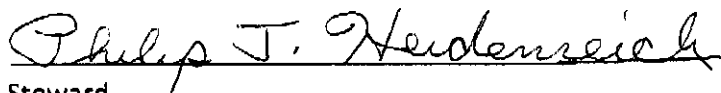
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #176

DATE: September 25, 2017

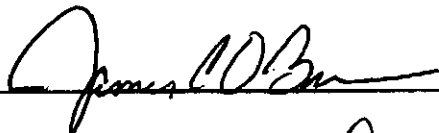
NAME: CARLOS CASTRO

DOB: November 4, 1981

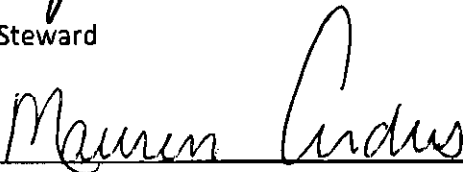
PERMIT: #14478 CT JOCKEY

BY ORDER OF THE BOARD OF STEWARDS:

RULING #172, DATED SEPTEMBER 19, 2017, ISSUED TO JOCKEY CARLOS CASTRO, IS HEREBY RESCINDED AS IT WAS ISSUED IN ERROR.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING # 177

RULING

DATE: SEPTEMBER 26, 2017

NAME: JENNIFER A. JOHNSON

DOB: JANUARY 24, 1960

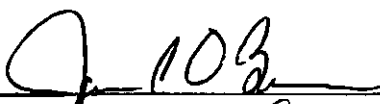
PERMIT: # 20314 OWNER/TRAINER

The Stewards hereby impose the following penalty:

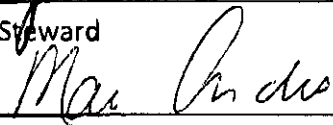
Trainer Jennifer A. Johnson is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered." Failure to have her horse "Amazing Light" present in the paddock for the third (3rd) race on Sunday, September 24, 2017, necessitating a late scratch.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.


You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING # 178

RULING

DATE: SEPTEMBER 26, 2017

NAME: ERIC R. REED

DOB: SEPTEMBER 12, 1964

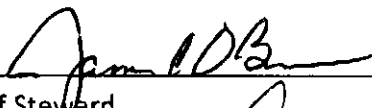
PERMIT: # 22379 TRAINER

The Stewards hereby impose the following penalty:

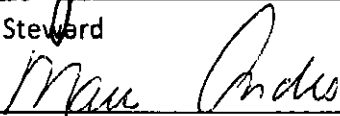
Trainer Eric R. Reed is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered." Failure to have his horse "Wind N Waves" present in the paddock for the first (1st) race on Monday, September 25, 2017, necessitating a late scratch.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

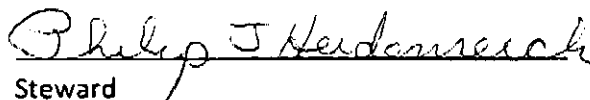
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING # 179

RULING

DATE: SEPTEMBER 26, 2017

NAME: JAY P. BERNARDINI

DOB: SEPTEMBER 12, 1966

PERMIT: # 22202 OWNER/TRAINER

The Stewards hereby impose the following penalty:

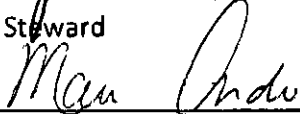
Trainer Jay P. Bernardini is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered." Failure to have his horse "Glenstal Abbey" present in the paddock for the second (2nd) race on Monday, September 25, 2017, necessitating a late scratch.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

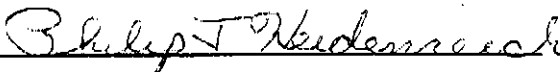
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING # 180

RULING

DATE: SEPTEMBER 26, 2017

NAME: EDDIE CLOUSTON

DOB: JULY 2, 1965


PERMIT: # 21296 OWNER/TRAINER

The Stewards hereby impose the following penalty:

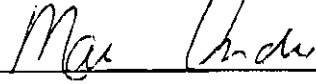
Trainer Eddie Clouston is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered." Failure to have his horse "Tree Fire" present in the paddock for the first (1st) race on Sunday, September 24, 2017, necessitating a late scratch.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #181

DATE: 9/26/2017

NAME: Daryl G. Ezra


DOB: 4/14/1965

PERMIT: # No License on File


The Stewards hereby impose the following penalty:

TRAINER DARYL G. EZRA IS HEREBY FINED \$100.00 (ONE HUNDRED DOLLARS) FOR VIOLATION OF WV RULE OF RACING 178-1-26.3.g. EACH TRAINER IS RESPONSIBLE PRESENTING HIS OR HER HORSE AND BEING IN THE PADDOCK AT A TIME APPOINTED BEFORE POST TIME OF THE RACE IN WHICH THE HORSE IS ENTERED. FAILURE TO HAVE "WASTED" PRESENT IN THE PADDOCK FOR THE 8TH RACE ON TUESDAY, SEPTEMBER 26, 2017, RESULTING IN A LATE SCRATCH.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00



Max Andrus Chief Steward



Philip J. Heiderreich Steward
Steward

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #182

DATE: 9/27/2017

NAME: FRANK BRINKLEY

DOB: 8/25/1963

PERMIT: #21077 OWNER/TRAINER

The Stewards hereby impose the following penalty:

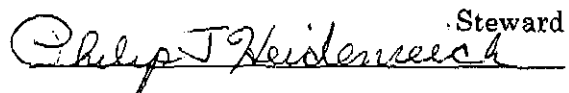
TRAINER FRANK BRINKLEY IS HEREBY FINED \$250.00 (TWO HUNDRED FIFTY DOLLARS) FOR VIOLATION OF WV RULE OF RACING 179-2-10.1.2. INDUSTRIAL LABS REPORTED SAMPLE #E219154 TAKEN FROM THE HORSE "RAGTIME BAND" WHICH FINISHED 1ST IN THE 8TH RACE ON 9/10/2017, DID CONTAIN KETOPROFEN ABOVE THE ACCEPTED THRESHOLD AT A CONCENTRATION LEVEL OF 3.7 NH/ML.

THIS IS MR. BRINKLEY'S 1ST OFFENSE. HE IS ASSIGNED ½ POINT FOR THE MULTIPLE MEDICATION VIOLATION SYSTEM.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00



Jim O'Brien
Chief Steward



Philip J. Heidenseck
Steward