

December 5, 2016

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #302

NAME: DONALD E. BLANKENSHIP

DOB: 10/20/1956

PERMIT: #22691 JOCKEY AGENT

The Stewards hereby impose the following penalty:


JOCKEY AGENT DONALD E. BLANKENSHIP IS HEREBY SUSPENDED FOR FAILURE TO PAY HIS FINE DATED NOVEMBER 15, 2016.

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

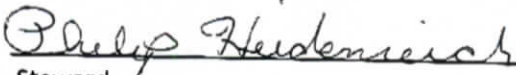
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00



Chief Steward



Steward



Steward

December 5, 2016

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #303

NAME: MELINDA SANDERS

DOB: 12/11/1973


PERMIT: #22683 OWNER/TRAINER

The Stewards hereby impose the following penalty:

OWNER/TRAINER MELINDA SANDERS IS HEREBY SUSPENDED FOR FAILURE TO PAY HER FINE DATED NOVEMBER 9, 2016.

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

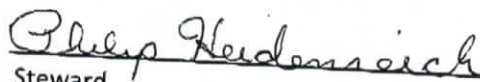
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Chief Steward



Steward



Steward

December 5, 2016

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #305

NAME: JUAN BACALLAO-VEGA

DOB: 6/30/1980


PERMIT: #21522 OWNER/TRAINER

The Stewards hereby impose the following penalty:

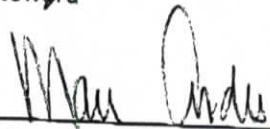
OWNER/TRAINER JUAN BACALLAO-VEGA IS HEREBY SUSPENDED FOR FAILURE TO PAY HIS FINE
DATED NOVEMBER 6, 2016.

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

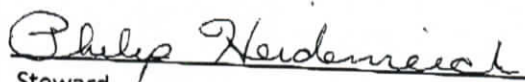
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the
Commission Office within 20 days of your receipt of the ruling and must include a security fee in the
amount of \$100.00



Chief Steward



Steward



Steward

December 5, 2016

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #306

NAME: SCOTT R. FREEMAN

DOB: 1/21/1984


PERMIT: #21123 TRAINER

The Stewards hereby impose the following penalty:


TRAINER SCOTT R. FREEMAN IS HEREBY SUSPENDED FOR FAILURE TO PAY HIS FINE DATED
NOVEMBER 5, 2016.

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

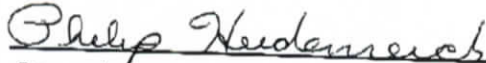
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the
Commission Office within 20 days of your receipt of the ruling and must include a security fee in the
amount of \$100.00



Chief Steward



Steward



Steward

December 5, 2016

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #307

NAME: BRANDON ATES

DOB: 5/27/1978

PERMIT: #20931 TRAINER

The Stewards hereby impose the following penalty:

TRAINER BRANDON ATES IS HEREBY SUSPENDED FOR FAILURE TO PAY HIS FINE DATED
OCTOBER 26, 2016.

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 \$100.00



Chief Steward



Steward



Steward

December 5, 2016

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #308

NAME: M. ANTHONY FERRARO

DOB: 10/31/1961


PERMIT: # TRAINER

The Stewards hereby impose the following penalty:

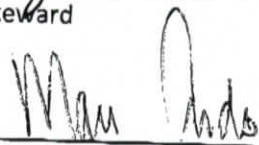
TRAINER M. ANTHONY FERRARO IS HEREBY SUSPENDED FOR FAILURE TO PAY HIS FINE DATED
OCTOBER 25, 2016.

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 \$100.00



Chief Steward



Steward



Steward

December 5, 2016

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #310

NAME: JAMI POOLE

DOB: 5/28/1971

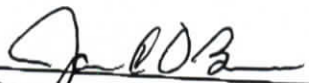
PERMIT: CT #10346 TRAINER

The Stewards hereby impose the following penalty:

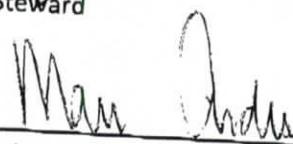
TRAINER JAMI POOLE IS HEREBY SUSPENDED FOR FAILURE TO PAY HIS FINE DATED
OCTOBER 17, 2016.

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 \$100.00



Chief Steward



Steward



Steward

December 5, 2016

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #311

NAME: SCOTT SWEAZEY

DOB: 1/18/1969


PERMIT: #20873 TRAINER

The Stewards hereby impose the following penalty:


TRAINER SCOTT SWEAZEY IS HEREBY SUSPENDED FOR FAILURE TO PAY HIS FINE DATED
OCTOBER 11, 2016.

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

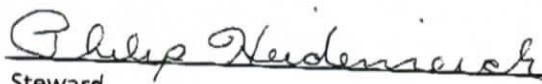
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the
Commission Office within 20 days of your receipt of the ruling and must include a security fee in the
amount of \$100.00



Chief Steward



Steward



Steward

December 5, 2016

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #314

NAME: BEN OLAIVAR

DOB: 7/7/1948

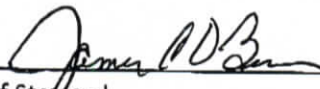
PERMIT: #21699 TRAINER

The Stewards hereby impose the following penalty:

TRAINER BEN D. OLAIVAR IS HEREBY SUSPENDED FOR FAILURE TO PAY HIS FINE DATED
OCTOBER 12, 2016.

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

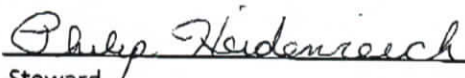
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the
Commission Office within 20 days of your receipt of the ruling and must include a security fee in the
amount of \$100.00



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

December 7, 2016

RULING #315

NAME: JOSE A. ROMERO

DOB: 9/11/1982

PERMIT: #22122 TRAINER

The Stewards hereby impose the following penalty:

HAVING WAIVED HIS RIGHT TO A HEARING TRAINER JOSE A. ROMERO IS HEREBY FINED ONE THOUSAND (\$1,000.00) DOLLARS FOR VIOLATION OF WV RULES OF RACING 178-1-49.4.a.2. INDUSTRIAL LABORATORY REPORTED SAMPLE #E205073 TAKEN FROM THE HORSE "SECONSHOT" WHICH FINISHED 4TH IN THE 8TH RACE ON WEDNESDAY, NOVEMBER 9, 2016 DID CONTAIN "DEXAMETHASONE" A CONTROLLED THERAPUETIC CLASS 4 SUBSTANCE AT A CONCENTRATION LEVEL OF 71.9 pg/ml. MR ROMERO IS ASSIGNED ONE (1) POINT FOR THE MULTIPLE MEDICATION VIOLATION SYSTEM. THIS IS MR. ROMERO'S FIRST OFFENSE.


THE HORSE SECONSHOT IS DISQUALIFIED FROM ANY PURSE MONIES AND IS TO BE REDISTRIBUTED AS FOLLOWS:

- 1) NEVER GIVE IN
- 2) MONTAUK COVE
- 3) SUPER CRUISER
- 4) LITTLE BENNY
- 5) IRISH CAT

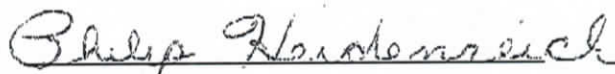
THE HORSEMEN'S BOOKKEEPER IS REQUESTED TO MAKE THE NECESSARY ADJUSTMENT.

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 \$100.00



Chief Steward



Steward

Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #316

NAME: ALEJANDRO GOMEZ

DOB: 1/21/1958

PERMIT: #20259 TRAINER

The Stewards hereby impose the following penalty:

HAVING WAIVED HIS RIGHT TO A HEARING TRAINER ALEJANDRO GOMEZ IS FINED ONE THOUSAND FIVE HUNDRED (\$1,500.00) DOLLARS AND IS SUSPENDED FIFTEEN (15) DAYS BEGINNING SUNDAY, DECEMBER 11, 2016 THROUGH AND INCLUDING SUNDAY, DECEMBER 25, 2016 FOR VIOLATION OF WV RULES OF RACING 178-1-49.3.m, 178-1-49.3.m.1 AND 178-1-51-1.a. INDUSTRIAL LABORATORY REPORTED THE OFFICIAL BLOOD SAMPLE #E205071 TAKEN FROM THE HORSE PENELOPES BEST WHICH FINISHED 1ST IN THE 6TH RACE ON WEDNESDAY, NOVEMBER 9, 2016 DID CONTAIN METHYLPREDNISOLONE A CONTROLLED THERAPEUTIC MEDICATION WHICH IS A CLASS 4 DRUG CARRYING A C PENALTY AT A CONCENTRATION OF 217 pg/ml. MR. GOMEZ ELECTED TO NOT SEND A SPLIT SAMPLE.

MR. GOMEZ HAD ONE (1) POINT FOR THE MULTIPLE MEDICATION VIOLATION SYSTEM FROM A PREVIOUS POSITIVE. HE IS ASSIGNED ONE (1) POINT FOR THIS 2ND OFFENSE FOR A TOTAL OF TWO (2) POINTS. THE HORSE PENELOPES BEST IS DISQUALIFIED FROM ALL PURSE MONIES AND THE PURSE IS TO BE REDISTRIBUTED AS FOLLOWS:

- 1) CREATIVE ELEMENT
- 2) MACY'S ATTITUDE
- 3) TIZ BEAUTY
- 4) HORSE NAME RED

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

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 \$100.00



Chief Steward



Steward

Steward

December 16, 2016

**BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
MULTIPLE MEDICATION VIOLATION RULING**

RULING #317

NAME: MARCUS KOCIJAN

DOB: 7/9/1974

PERMIT: #21222 OWNER/TRAINER

The Stewards hereby impose the following penalty:

HAVING WAIVED HIS RIGHT TO A HEARING THE BOARD OF STEWARDS FIND MARCUS KOCIJAN IN VIOLATION OF WV RULES OF RACING 178-49.3.m, 178-1-49.3.m.1, 178-1-49.3.m.7.A, 178-49.3.m.7.B, 178-1-49.4.a.2, AND 178-1-51.1.a. INDUSTRIAL LABORATORIES REPORTED THE OFFICIAL BLOOD SAMPLE #E205115 FROM THE HORSE "ZORRE" WHICH FINISHED 4TH IN THE 2ND RACE ON SATURDAY, NOVEMBER 19, 2016 DID CONTAIN NAPROXEN WHICH IS A CLASS 4 DRUG CARRYING A CLASS C PENALTY AT A CONCENTRATION LEVEL OF 140 ng/ml MR. KOCIJAN DECLINED TO SEND A SPLIT SAMPLE.

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

A.) THE PERMIT HOLDER'S PAST RECORD.

ONE CLENBUTEROL POSITIVE IN JUNE 2016

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

CLASS 4 DRUGS GENERALLY HAVE A MORE LIMITED ABILITY TO INFLUENCE 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 INTENTIONALLY ADMINISTERED THE DRUG.

MR. KOCIJAN DENIED KNOWLEDGE OF ADMINISTRATION OF THE DRUG

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

INFORMATION UNAVAILABLE

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

NO PROBABILITY

G.) THE PURSE MONEY

\$6,100.00

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

MR. KOCIJAN DENIED KNOWLEDGE OF ADMINISTRATION OF THE DRUG

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

NO

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

HE WAS NOT

K.) OTHER FACTORS DEEMED RELEVANT BY THE STEWARDS

NONE.

THE HORSE ZORRE IS DISQUALIFIED FROM ANY PURSE MONIES AND IS TO BE REDISTRIBUTED AS FOLLOWS:

- 1) TWO TIMER**
- 2) EXPLOSIVE KITTEN**
- 3) IVEGOTAGOODFEELING**
- 4) SWEET LIL BETTY**
- 5) LITTLE BLACK JET**
- 6) QUICK AND FAST**

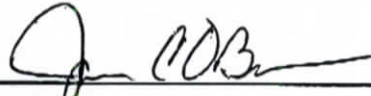
THE HORSEMEN'S BOOKKEEPER IS REQUESTED TO MAKE THE NECESSARY ADJUSTMENTS.

MR. KOCIJAN IS FINED ONE THOUSAND (\$1,000.00) DOLLARS. MR. KOCIJAN IS ALSO SUSPENDED FOR THIRTY (30) DAYS EFFECTIVE FRIDAY, DECEMBER 9, 2016 THROUGH AND INCLUDING SATURDAY, JANUARY 7, 2017.

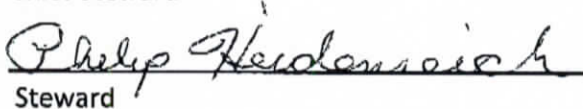
UNDER THE MULTIPLE MEDICATION VIOLATION SYSTEM THIS IS MR. KOCIJAN'S 1ST CLASS 4 MEDICATION BUT HIS 2ND MEDICATION VIOLATION WITHIN A 365 DAY PERIOD. HE HAD 2 POINTS FOR A PRIOR MEDICATION VIOLATION AND IS ASSESSED ONE (1) POINT FOR THIS VIOLATION GIVING HIM A TOTAL OF THREE (3) POINTS. WHILE SUSPENDED MR. KOCIJAN IS DENIED THE GROUNDS UNDER THE JURISDICTION OF THE WV 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 \$100.00



Chief Steward



Steward

Steward

December 21, 2016

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #319

NAME: RANDY BAYLEY

DOB: 7/29/1959

PERMIT: #21530 TRAINER

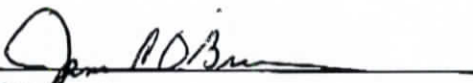
The Stewards hereby impose the following penalty:

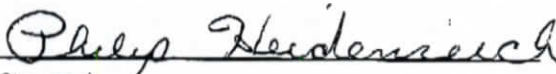
HAVING WAIVED HIS RIGHT TO A HEARING TRAINER RANDY BAYLEY IS FOUND TO BE IN VIOLATION OF WV RULE OF RACING 178-1-49.4.a.2. INDUSTRIAL LABORATORIES REPORTED SAMPLE #E204811 TAKEN FROM THE HORSE "BEAU RUSH" WHICH FINISHED 1ST IN THE 5TH RACE ON TUESDAY, OCTOBER 10, 2016 DID CONTAIN THE DRUG KETOPROFEN AT A CONCENTRATION LEVEL OF 5.45 ng/ml AND CONFIRMED IN A SPLIT SAMPLE SENT TO UNIVERSITY OF CALIFORNIA, DAVIS AT A LEVEL OF 7.8 ng/ml.

THIS IS MR. BAYLEY'S 2ND OFFENSE AND HE IS FINED FIVE HUNDRED (\$500.00) DOLLARS. MR. BAYLEY HAS ONE (1) POINT FROM A PREVIOUS VIOLATION AND IS ASSESSED ONE (1) POINT FOR THIS VIOLATION FOR A TOTAL OF TWO (2) 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 \$100.00


Chief Steward


Steward

Steward

December 21, 2016

**BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
MULTIPLE MEDICATION VIOLATION RULING**

RULING #320

NAME: JOHN MICHAEL BAIRD

DOB: 4/20/1971

PERMIT: #20026 OWNER/TRAINER

The Stewards hereby impose the following penalty:

HAVING WAIVED HIS RIGHT TO A HEARING THE BOARD OF STEWARDS FIND TRAINER J. MICHAEL BAIRD IN VIOLATION OF WV RULES OF RACING 178-1-49.3.m, 178-1-49.3.m.7.A, 178-1-49.3.m.7.B, 178-1-49.4.a.2, AND 178-1-51.1.a.

THE OFFICIAL BLOOD SAMPLE #E205068 TAKEN FROM THE HORSE PIECE OF EIGHT WHICH FINISHED 1ST IN THE 2ND RACE ON SATURDAY, NOVEMBER 12, 2016 DID CONTAIN DEXAMETHASONE A CONTROLLED THERAPEUTIC WHICH IS A CLASS 4 DRUG CARRYING A CLASS C PENALTY AT A CONCENTRATION LEVEL OF 18.4 ng/ml WHICH WAS CONFIRMED IN A SPLIT SAMPLE SENT TO LCC SCIENCE, INC. AT A CONCENTRATION LEVEL OF 18.7 ng/ml

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

A.) THE PERMIT HOLDER'S PAST RECORD.

NO PREVIOUS MEDICATION VIOLATIONS

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

CLASS 4 DRUGS USUALLY HAVE A MORE LIMITED ABILITY TO INFLUENCE 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 INTENTIONALLY ADMINISTERED THE DRUG.

MR. BAIRD DENIED ANY KNOWLEDGE OF THE ADMINISTRATION OF THE DRUG

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

INFORMATION UNAVAILABLE

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

NONE

G.) THE PURSE MONEY

\$14,100.00

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

MR. BAIRD DENIED KNOWLEDGE OF THE ADMINISTRATION OF THE DRUG

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

NONE

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

MR. BAIRD DENIED KNOWLEDGE OF THE ADMINISTRATION OF THE DRUG

K.) OTHER FACTORS DEEMED RELEVANT BY THE STEWARDS

NONE

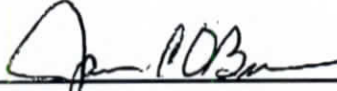
MR. BAIRD IS FINED ONE THOUSAND (\$1,000.00) DOLLARS. THE HORSE PIECE OF EIGHT IS DISQUALIFIED FROM ALL PURSE MONIES AND IS TO BE REDISTRIBUTED AS FOLLOWS:

- 1) TEMPLAR'S CROSS**
- 2) YUKAN CHOOSE**
- 3) SUMMER PASSPORT**
- 4) ARTIE'S EMERALD**
- 5) TE ENCUESTRO**
- 6) STORM PROSPECTOR**

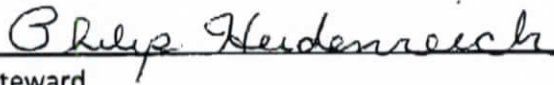
THE HORSEMEN'S BOOKKEEPER IS REQUESTED TO MAKE THE NECESSARY ADJUSTMENTS. THIS IS MR. BAIRD'S 1ST OFFENSE AND HE IS ASSESSED ONE (1) POINT UNDER THE MULTIPLE MEDICATION VIOLATION SYSTEM.

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 \$100.00



Chief Steward



Steward

Steward

December 29, 2016

**BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
MULTIPLE MEDICATION VIOLATION RULING**

RULING #322

NAME: CRAIG SWEETING

DOB: 12/12/1951

PERMIT: #22816 TRAINER

The Stewards hereby impose the following penalty:

FOLLOWING A STEWARDS HEARING WHICH WAS HELD ON THURSDAY, DECEMBER 29, 2016 AT 10:00 AM IN THE STEWARDS OFFICE FOR TRAINER CRAIG SWEETING, THE BOARD OF STEWARDS FIND MR. SWEETING IN VIOLATION OF WV RULES OF RACING 178-1-49.3.m, 178-1-49.3.m.7.A, 178-1-49.3.m.7.B, 178-1-49.4.a.2 AND 178-1-51.1.a. THE OFFICIAL BLOOD SAMPLE #E203962 TAKEN FROM THE HORSE CADET CAT WHICH FINISHED 2ND IN THE 8TH RACE ON WEDNESDAY, NOVEMBER 23, 2016 DID CONTAIN TRIAMCINOLONE ACETONIDE AT A CONCENTRATION LEVEL OF 227 pg/ml. MR. SWEETING DECLINED TO SEND A SPLIT SAMPLE.

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

A.) THE PERMIT HOLDER'S PAST RECORD.

NO PREVIOUS MEDICATION VIOLATIONS

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

CLASS 4 DRUGS GENERALLY HAVE A MORE LIMITED ABILITY TO INFLUENCE THE PERFORMANCE OF RACEHORSES

C.) THE LEGAL AVAILABILITY OF THE DRUG.

LEGALLY AVAILABLE

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

TRAINER DENIES KNOWLEDGE OF THE ADMINISTRATION OF THE DRUG

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

HORSE WAS STABLED AT MOUNTAINEER

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

NONE

G.) THE PURSE MONEY

\$18,400.00

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

TRAINER DENIES KNOWLEDGE OF THE ADMINISTRATION OF THE DRUG

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

NONE

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

TRAINER DENIED KNOWLEDGE OF THE ADMINISTRATION OF THE DRUG

K.) OTHER FACTORS DEEMED RELEVANT BY THE STEWARDS

NONE

THE HORSE CADET CAT IS DISQUALIFIED FROM ALL PURSE MONIES AND IS TO BE REDISTRIBUTED AS FOLLOWS:


- 1) SHE'S GRUMPY**
- 2) BELLAMY PRINCESS**
- 3) REATA'S CORK**
- 4) KARATE KATE**
- 5) DONNA QUIXOTE**
- 6) REAL CATCHY TUNE**
- 7) I SURVIVED THE CRASH**

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

MR. SWEETING IS HEREBY FINED ONE THOUSAND (\$1,000.00) DOLLARS. MR. SWEETING IS ASSESSED ONE (1) POINT UNDER THE MULTIPLE MEDICATION VIOLATION SYSTEM.

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 \$100.00



Chief Steward



Steward

Steward

February 18, 2016

MOUNTAINEER RACETRACK

RULING

RULING # 222

NAME: FRANK PRAINITO

DOB: 7/15/1956


PERMIT: #21812 TRAINER

The Stewards hereby impose the following penalty:


TRAINER FRANK PRAINITO IS HEREBY RESTORED TO GOOD STANDING FOR HAVING PAID HIS FINE.

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 \$100.00



Chief Steward



Steward

Steward