

**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

RULING #201

DATE: 09/07/2022

NAME: Douglas E. Shanyfelt

DOB: 05/16/1959

PERMIT: # 47683 Trainer

The Stewards hereby impose the following penalty:

Trainer Douglas E. Shanyfelt is hereby fined two hundred (\$300.00) dollars for violation of WV Rule of Racing 178-1-26.3.g.

Per Board of Stewards scratch to re-enter.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

W. Bret Smith

Chief Steward

Mammy Andy

Steward

Philip Henderson

Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #202-H

DATE: 09/07/2022

NAME: Angel I. Diaz

DOB: 10/31/1998

PERMIT: # 52412 Jockey

HISA ID: # P-000-008-207

During the running of the 1<sup>st</sup> race on Tuesday, September 6, 2022, Jockey Angel I. Diaz used the riding crop to strike his mount #4 "Lightning Jack" seven (7) times during the race, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 3 violation 2282. Mr. Diaz is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, effective Sunday, September 11, 2022. Mr. Diaz is also assessed three (3) HISA points.

W. Bret Smith

Chief Steward

Mum Anders

Steward

Shep Henderson

Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #203

DATE: 9/7/2022

NAME: Eddie Clouston

DOB: 7/2/1965

PERMIT: # 55038 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Eddie Clouston is hereby fined three hundred (\$300.00) dollars for violation of WV Rule of Racing 178-1-26.3.g. Mr. Clouston scratched the horse "Colavito" which was scheduled to run in the 7<sup>th</sup> race on Wednesday, September 7, 2022. (Scratch to re-enter)

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

W. Br + Smith  
Chief Steward

Ma Adams  
Steward

Philip Hedonmeyer  
Steward

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Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #204

DATE: 9/11/2022

NAME: Carmelo Ortiz-Ruiz

DOB: 5/28/1971

PERMIT: # 47287 Owner/Trainer

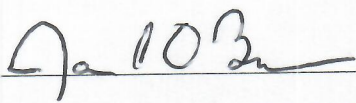
The Stewards hereby impose the following penalty:

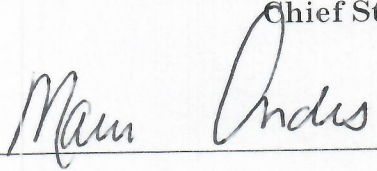
Owner/Trainer Carmelo Ortiz-Ruiz is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-44.16. "There is no current negative test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate or proof of a negative certificate in not otherwise available."

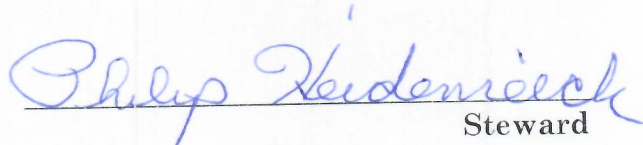
Mr. Ortiz-Ruiz failed to have a current negative Coggins certificate for the horse "Natalia's Temple" which was scheduled to run in the 4<sup>th</sup> race on Sunday, September 11, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt



BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #205

DATE: 9/12/2022

NAME: Dave Treharne

DOB: 1/11/1979

PERMIT: # 53220 Owner/Trainer

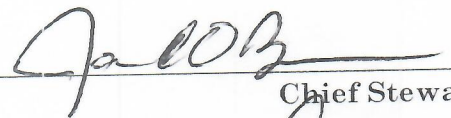
The Stewards hereby impose the following penalty:

Owner/Trainer Dave Treharne is hereby fined three hundred (\$300.00) dollars for violation of WV Rule of Racing 178-1-26.3.g.

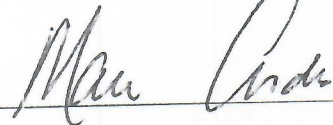
Mr. Treharne scratched the horse "Jamming Cameron" which was scheduled to run in the 7<sup>th</sup> race on Monday, September 12, 2022. (Scratch to re-enter)

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 178-1-8.5.n.

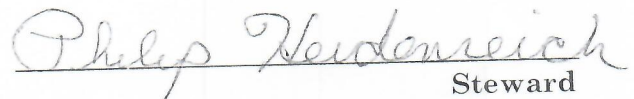
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

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Signature of receipt

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #206

DATE: 9/12/2022

NAME: Shawn Fairman

DOB: 6/24/1969

PERMIT: # 56281 Trainer

The Stewards hereby impose the following penalty:

Trainer Shawn Fairman 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 in the paddock at a time appointed before post time of the race in which the horse is entered."

Mr. Fairman failed to have the horse "Silent Tiger" present in the paddock for the 7th race on Monday, September 12, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 178-1-8.5.n.

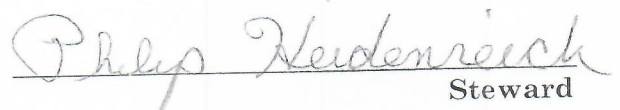
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

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Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**

RULING # 207

DATE: September 13, 2022

TO: Robert J. Husak, Jr.

DOB: 8/25/1959

PERMIT #: 56253 Trainer

The Stewards hereby impose the following penalty:


Industrial Laboratories reported sample #E479754 taken from the horse "Twn Tawfeers Party" which finished 3<sup>rd</sup> in the 6<sup>th</sup> race on Wednesday, August 24, 2022 did contain Phenylbutazone confirmed in blood (3.56 ug/ml.) The measurement of uncertainty for the method is (0.29 ug/ml) at the (2 ug/ml) threshold. Phenylbutazone is a class 4 drug carrying a C penalty.

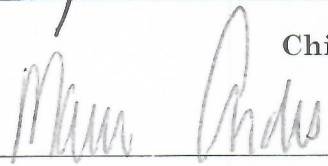
Mr. Husak, Jr. waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Husak, Jr has violated section 178-1-49.4.a.2 of the Thoroughbred Racing Rule, 178 C.S.R.1. This medication/prohibited substance violation is the permit holder's first violation in a 365-day period for medication/prohibited substance carrying a C penalty. The permit holder has accumulated (0) zero points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/prohibited substance violation are one-half (1/2) point, giving a total of one-half (1/2) point pursuant to section 178-1-49.3.m of the Thoroughbred Racing Rules.

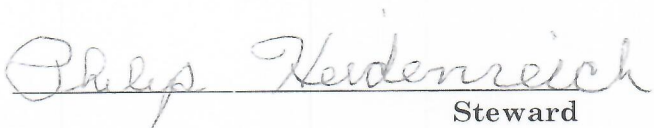
Based on the guidelines set forth in table 178-1 of the Thoroughbred Racing Rules, the Board of Stewards hereby fine Mr. Husak, Jr. two hundred and fifty (\$250.00) dollars.

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.

  
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Chief Steward

  
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Steward

  
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Steward



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #208

DATE: 9/13/2022

NAME: Dave Treharne

DOB: 1/11/1979

PERMIT: # 53220 Owner/Trainer

The Stewards hereby impose the following penalty:

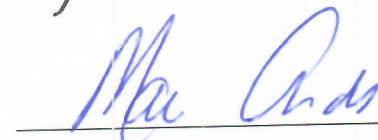
Owner/Trainer Dave Treharne is hereby fined three hundred (\$300.00) dollars for violation of WV Rule of Racing 178-1-26.3.g.

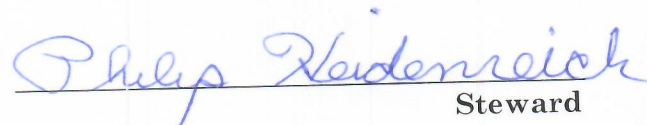
Mr. Treharne scratched the horse "Biko" which was scheduled to run in the 6<sup>th</sup> race on Tuesday, September 13, 2022. (Scratch to re-enter)

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #209

DATE: 9/14/2022

NAME: Call Ann Herrington

DOB: 6/3/1990

PERMIT: # 56336 Owner/Trainer

The Stewards hereby impose the following penalty:

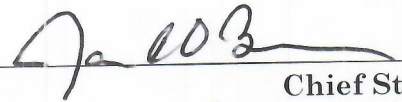
Owner/Trainer Cally Ann Herrington is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

Ms. Herrington failed to have the horse "Light Hearted" present in the paddock for the 6th race on Wednesday, September 14, 2022, necessitating a late scratch.

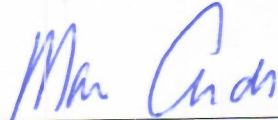
All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 178-1-8.5.n.

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.

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Signature of receipt

  
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Chief Steward

  
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Steward

  
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Steward



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #210

DATE: 9/13/2022

NAME: Luis Alberto Batista

DOB: 4/24/1995

PERMIT: # 52365 Jockey

The Stewards hereby impose the following penalty:

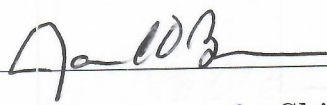
Jockey Luis Alberto Batista is hereby suspended three (3) Mountaineer Park racing days; effective Tuesday, September 20, 2022, Wednesday, September 21, 2022 and Sunday, September 25, 2022 for violation of WV Rule (s) of Racing 178-1-45.7.b.1, 178-1-45.7.c.3 and 178-1-45.7.d.1.

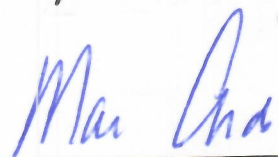
During the running of the 8<sup>th</sup> race on Monday, September 12, 2022, Mr. Batista's mount #4 "Rose's Galaxy" drifted into the path of #8 "I'm a Cool Man" causing interference in the stretch. Mr. Batista's mount was disqualified from 2<sup>nd</sup> place and placed 3<sup>rd</sup>.

As per WV Rule of Racing 178-1-28.1.f, Mr. Batista may gallop while suspended.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #211-H

DATE: 9/14/2022

NAME: Jason Simpson

DOB: 7/16/1985

PERMIT: # 56159 Jockey

HISA ID: # P-000-017-636

A hearing notice was hand delivered to Jockey Jason Simpson for a hearing to be held in the Stewards' stand on Tuesday, September 13, 2022 at 6:15 pm for alleged violation of HISA Rule #2280. On Tuesday, September 6, 2022 race #3, Mr. Simpson hit his mount #8 "Sunset Queen" ten (10) times with his crop.

Mr. Simpson did not appear for the hearing and did not ask for a continuance. The hearing was conducted with the trainer, Anthony Lucas and owner, David Gillis participating telephonically. After reviewing the aforementioned race and listening to the testimony, the Board of Stewards find Mr. Simpson guilty of violating HISA Rule #2280 by hitting his mount a total of ten (10) times during the running of the race.

Per HISA penalty/class 2 violation 2282. Mr. Simpson is fined five hundred fifty (\$500.00) dollars and is suspended three (3) Mountaineer racing day, effective Sunday, September 18, 2022 through and including Tuesday, September 20, 2022. Mr. Simpson is also assessed five (5) HISA points.

Mr. Simpsons mount is disqualified from all purse monies and is to be redistributed as follows:

- 1<sup>st</sup> Mysterious Virus
- 2<sup>nd</sup> Holly Roller
- 3<sup>rd</sup> Pipers Gold
- 4<sup>th</sup> Shezpuregold
- 5<sup>th</sup> Manua Lani
- 6<sup>th</sup> Sunset Queen

The horseman's bookkeeper is requested to make the necessary adjustments.

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Signature of receipt

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Chief Steward

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Steward

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Steward



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #212-H

DATE: 9/14/2022

NAME: Marco Ccamaque

DOB: 10/16/1973

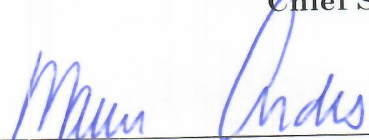
PERMIT: # 52411 Jockey

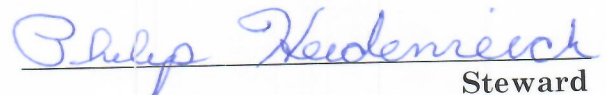
HISA ID: # P-000-001-969

During the running of the 3<sup>rd</sup> race on Tuesday, September 13, 2022, Jockey Marco Ccamaque used the riding crop to strike his mount #3 "San Nicola Prancer" eight (8) times during the race, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 3 violation 2282, Mr. Ccamaque is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, effective Monday, September 19, 2022. Mr. Ccamaque is also assessed three (3) HISA points.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt

Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #214-H

DATE: 9/14/2022

NAME: Jose Luis Vega, Jr

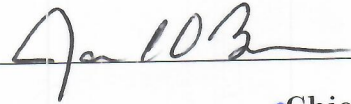
DOB: 1/17/1987

PERMIT: # 51787 Jockey

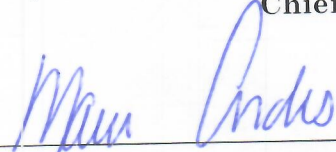
HISA ID: # P-000-018-470

During the running of the 6<sup>th</sup> race on Tuesday, September 13, 2022, Jockey Jose Luis Vega, Jr used the riding crop to strike his mount #7 "New Year Surprise" seven (7) times during the race, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 3 violation 2282, Mr. Vega is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, effective Monday, September 19, 2022. Mr. Vega is also assessed three (3) HISA points.



Chief Steward



Steward



Steward

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Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #215-H

DATE: 9/14/2022

NAME: Alex Gonzalez

DOB: 10/18/1991

PERMIT: # 52363 Jockey

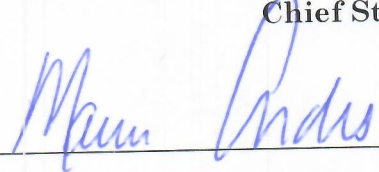
HISA ID: # P-000-018-422

During the running of the 7<sup>th</sup> race on Monday, September 12, 2022, Jockey Alex Gonzalez used the riding crop to strike his mount #4 "Justin Front" seven (7) times during the race, which is a violation of HISA Rule # 2280.

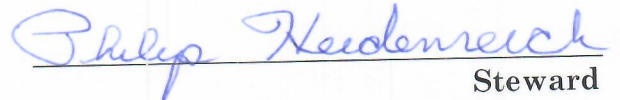
Per HISA penalty/class 3 violation 2282, Mr. Gonzalez is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, effective Tuesday, September 20, 2022. Mr. Gonzalez is also assessed three (3) HISA points.



Chief Steward



Steward



Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #216

DATE: 9/18/2022

NAME: Ronney W. Brown

DOB: 3/29/1961

PERMIT: # 51166 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Ronney Brown 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 in the paddock at a time appointed before post time of the race in which the horse is entered."

Mr. Brown failed to have the horse "River Rewards Rvf" present in the paddock for the 7th race on Sunday, September 18, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

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Signature of receipt

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De 103  
Chief Steward

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Maur Andrus  
Steward

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Philip Henderson  
Steward

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #217

DATE: 9/18/2022

NAME: Eddie Clouston

DOB: 7/2/1965

PERMIT: # 55038 Owner/Trainer

The Stewards hereby impose the following penalty:

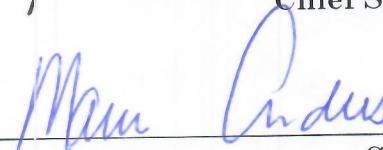
Owner/Trainer Eddie Clouston is hereby fined three hundred (\$300.00) dollars for violation of WV Rule of Racing 178-1-26.3.g. Mr. Clouston scratched the horse "Ten Twenty Nine" which was scheduled to run in the 5<sup>th</sup> race on Sunday, September 18, 2022. (Scratch to re-enter)

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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

\_\_\_\_\_  
Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #218-H

DATE: 9/20/2022

NAME: Alex Gonzalez

DOB: 10/18/1991

PERMIT: # 52363 Jockey

HISA ID: # P-000-018-422

During the running of the 4<sup>th</sup> race on Sunday, September 18, 2022, Jockey Alex Gonzalez used the riding crop to strike his mount #7 "Opus Equus" nine (9) times, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 3 violation 2282, Mr. Gonzalez is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, effective Sunday, September 25, 2022. Mr. Gonzalez is also assessed three (3) HISA points.

Per HISA #2283 multiple violations, with this incident, Mr. Gonzalez has a total of nine (9) points.

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Signature of receipt

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Chief Steward

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Steward

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Steward

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #219-H

DATE: 9/20/2022

NAME: Alex Gonzalez

DOB: 10/18/1991

PERMIT: # 52363 Jockey

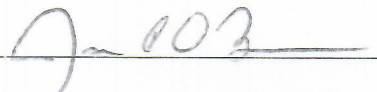
HISA ID: # P-000-018-422

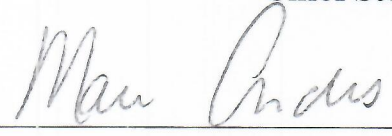
During the running of the 6<sup>th</sup> race on Sunday, September 18, 2022, Jockey Alex Gonzalez used the riding crop to strike his mount #4 "Prominent Henny" seven (7) times, which is a violation of HISA Rule # 2280.

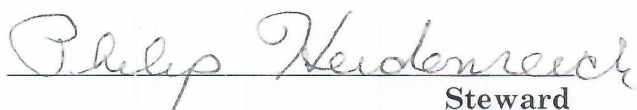
Per HISA penalty/class 3 violation 2282, Mr. Gonzalez is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, effective Monday, September 26, 2022. Mr. Gonzalez is also assessed three (3) HISA points.

Per HISA #2283 multiple violations, with this incident, Mr. Gonzalez has a total of twelve (12) points.

Mr. Gonzalez receives an additional seven (7) day suspension, effective Tuesday, September 27, Wednesday, September 28, Sunday, October 2, Monday, October 3, Tuesday, October 4, Wednesday, October 5, and Sunday, October 9, 2022. Mr. Gonzalez may resume riding Monday, October 10, 2022.

  
\_\_\_\_\_  
Chief Steward

  
\_\_\_\_\_  
Steward

  
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Steward

\_\_\_\_\_  
Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #220-H

DATE: 9/20/2022

NAME: Jose M. Davila

DOB: 8/16/1983

PERMIT: # 47123 Jockey

HISA ID: # P-000-017-185

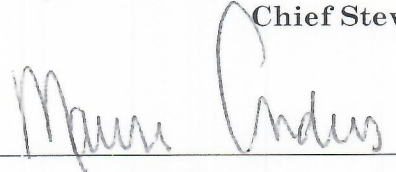
During the running of the 8th race on Sunday, September 18, 2022, Jockey Jose Davila used the riding crop to strike his mount #8 "Jersey Diamond" eight (8) times, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 3 violation 2282, Mr. Davila is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, which will be Sunday, September 25, 2022. Mr. Davila is also assessed three (3) HISA points.

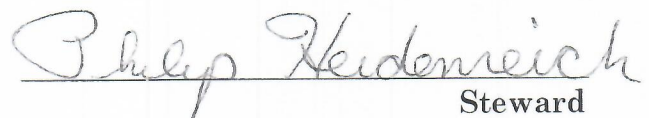
Per HISA #2283 multiple violations, with this incident, Mr. Davila has a total of twelve (12) points.



Chief Steward



Steward



Steward

\_\_\_\_\_  
Signature of receipt



BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #221

DATE: 9/18/2022

NAME: Ronney W. Brown

DOB: 3/29/1961

PERMIT: # 51166 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Ronney Brown 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 in the paddock at a time appointed before post time of the race in which the horse is entered."

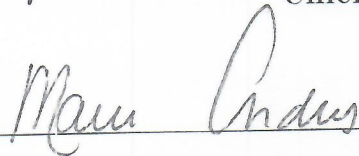
Mr. Brown failed to have the horse "Stylish Paint" present in the paddock for the 1<sup>st</sup> race on Sunday, September 18, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 178-1-8.5.n.

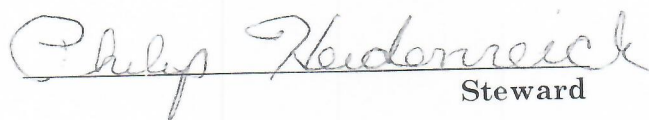
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

\_\_\_\_\_  
Signature of receipt

BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #222

DATE: 9/26/2022

NAME: Laura Estey

DOB: 7/15/1988

PERMIT: # 56258 Owner/Trainer

The Stewards hereby impose the following penalty:

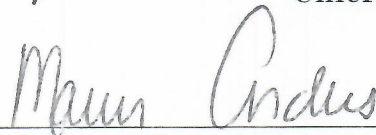
Owner/Trainer Laura Estey is hereby fined two hundred dollars (\$200.00) for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

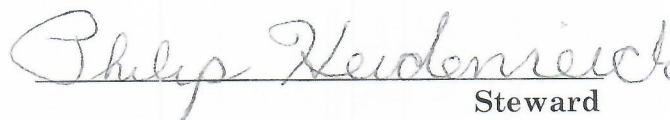
Ms. Estey failed to have the horse "Devine Martha" present in the paddock for the 7<sup>th</sup> race on Monday, September 26, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #223

DATE: 9/26/2022

NAME: Geoffrey Dixon

DOB: 2/4/1960

PERMIT: # 53394 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Geoffrey Dixon is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-44.16. "There is no current negative test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate or proof of a negative certificate in not otherwise available."

Mr. Dixon failed to have a current negative Coggins certificate for the horse "Treasured Nikky" which was scheduled to run in the 3<sup>rd</sup> race on Monday, September 26, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 178-1-8.5.n.

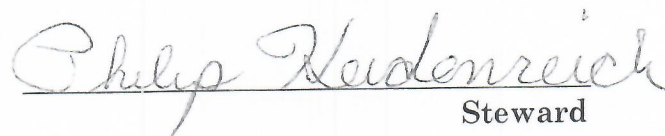
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

\_\_\_\_\_  
Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #224

DATE: 9/26/2022

NAME: Kevin Fletcher

DOB: 4/22/1972

PERMIT: # 52487 Owner/Trainer


The Stewards hereby impose the following penalty:

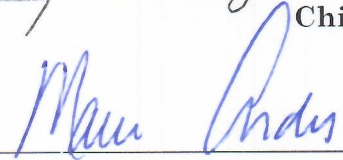
Owner/Trainer Kevin Fletcher is hereby fined two hundred dollars (\$200.00) for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

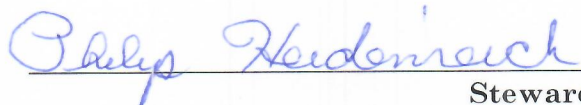
Mr. Fletcher failed to have the horse "Bourbon Social" present in the paddock for the 7<sup>th</sup> race on Monday, September 26, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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

\_\_\_\_\_  
Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #225-H

DATE: 9/27/2022

NAME: Juan Gabriel Lagunes

DOB: 9/26/1976

PERMIT: # 52363 Jockey

HISA ID: # P-000-016-248

During the running of the 6<sup>th</sup> race on Sunday, September 25, 2022, Jockey Juan Gabriel Lagunes used the riding crop to strike his mount #1 “Only Reward’s with his wrist above his helmet, which is a violation of HISA Rule # 2280 ( c ) (1).

Mr. Lagunes is fined two hundred fifty (\$250.00) dollars for this violation.

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**Chief Steward**

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**Steward**

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Signature of receipt

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**Steward**

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #226-H

DATE: 9/27/2022

NAME: Luciano Barron Hernandez

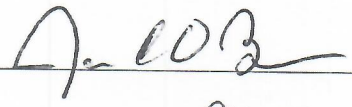
DOB: 01/07/1980

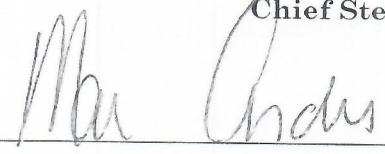
PERMIT: # 53016 Jockey

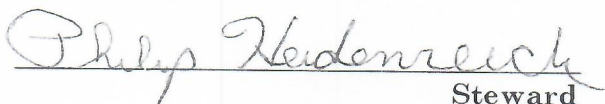
HISA ID: # P-000-018-240

During the running of the 2nd race on Sunday, September 25, 2022, Jockey Luciano Barron Hernandez used his riding crop to strike his mount #7 "Bluebank" seven (7) times during the race, which is a violation of HISA Rule # 2280.

Mr. Hernandez is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, effective Wednesday, September 28, 2022. Mr. Hernandez is also assessed three (3) HISA points.

  
Chief Steward

  
Steward

  
Steward

\_\_\_\_\_  
Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #227

DATE: 9/27/2022

NAME: Luis Alberto Batista

DOB: 04/24/1995

PERMIT: #52365 Jockey

HISA ID: # P-000-012-643

The Stewards hereby impose the following penalty:

Jockey Luis Alberto Batista is hereby suspended three (3) Mountaineer Park Race days; effective Sunday, October 2, 2022, Monday October 3, 2022, and Tuesday, October 4, 2022 for violation of WV Rule (s) of Racing 178-1-45.7.b.1, 178-1-45.7.c.3 and 178-1-45-7.d.1.

During the running of the 2<sup>nd</sup> race on Monday, September 19, 2022, Mr. Batista's mount #3 "Magnificent Maddy" drifted out into the path of #2 "SS Energy" causing interference in the stretch. Mr. Batista's mount was disqualified from 3<sup>rd</sup> place and placed 4<sup>th</sup>.

As per WV Rule of Racing 178-1-28-1.f, Mr. Batista may gallop while suspended.

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**Chief Steward**

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**Steward**

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Signature of receipt

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**Steward**

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #228

DATE: 09/28/2022

NAME: Jorge A Monserrate Jr.

DOB: 10/26/1981

PERMIT: # 51802 Jockey

The Stewards hereby impose the following penalty:

Apprentice Jockey Jorge A. Monserrate Jr. is hereby fined one hundred (\$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. Monserrate failed to ride "El Duque" in the 5th race on Tuesday, September 27, 2022.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

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**Chief Steward**

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**Steward**

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Signature of receipt

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**Steward**

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #229

DATE: 10/01/2022

NAME: Yendri J. Pena

DOB: 07/21/1983

PERMIT: # 56199 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Yendri J. Pena is hereby fined three hundred (\$300.00) 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 in the paddock at a time appointed before post time of the race in which the horse is entered," (scratch re-enter).

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

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**Chief Steward**

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**Steward**

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Signature of receipt

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**Steward**



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #230-H

DATE: 10/03/2022

NAME: Eder Luis Martinez

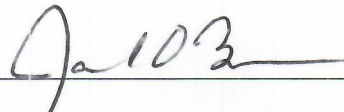
DOB: 05/07/1997

PERMIT: # 56296 Jockey

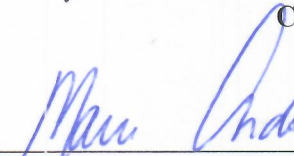
HISA ID: # P-000-025-928

During the running of the 2<sup>nd</sup> race on Wednesday, September 28, 2022, Jockey Eder Luis Martinez used the riding crop to strike his mount #7 "Don't Lose Hope" seven (7) times during the race, which is a violation of HISA Rule # 2280.

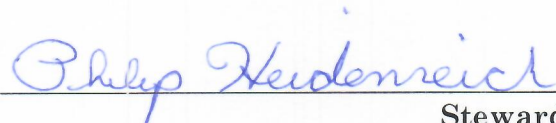
Per HISA penalty/class 3 violation 2282. Mr. Martinez is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, effective Monday, October 3, 2022. Mr. Martinez is also assessed three (3) HISA points.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt

# NOTICE OF STEWARDS HEARING

This form is to be used in cases referred by the HISA Board or Racetrack Safety Committee to the Stewards for hearing and ruling under Rules 8320(b)(3) and 8330(c)

<b>HISA Action Num:</b>		<b>Violation Date:</b>
<b>State Tracking Number:</b>		
<b>Track Name:</b>		<b>Track HISA ID:</b>
<b>Issued By:</b>	<b>Issued To:</b>	
HISA ID: <b>P-000-028-006</b>	HISA ID: P-000-025-928	
Name: <b>James O'Brien</b>	Name: Eder Luis Martinez	
<b>FORMS:</b>		
The stewards may opt to <b>either</b> : <input type="checkbox"/> Complete this HISA Notice of Stewards Hearing form in full, and issue this form to the person charged with a violation <b>or</b> <input type="checkbox"/> Use any applicable state "notice of stewards hearing" form; attach this HISA Notice of Stewards Hearing form to the state form, with only the name and HISA ID of the steward and person charged filled in above; and issue both forms to the person charged with a violation;		
<b>VIOLATION INFORMATION</b>		
Violated Rule Number and Description:		
If Applicable...		
Race:	Horse Name:	Horse HISA ID:
Statement of Factual Basis:		
<b>HEARING INFORMATION</b>		
The hearing will be held on _____ at _____ and conducted by _____.		
Steward Signature		

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #231

DATE: 10/04/2022

NAME: Danny R. Bird

DOB: 08/31/1956

PERMIT: # 55954 Trainer

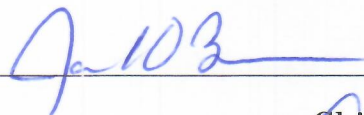
The Stewards hereby impose the following penalty:

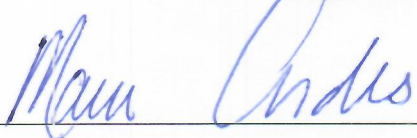
Trainer Danny R. Bird is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-1.44.1 "its breed registration certificate is not on file with the association's racing secretary one-half (1/2) hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward's satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race."

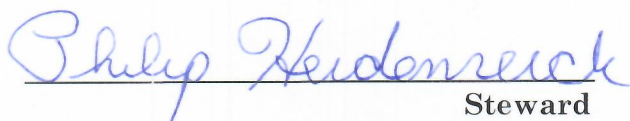
Mr. Bird failed to have the foal registration papers on file with the Racing Secretary's office for the horse # 3 "Café Mischief" resulting in a late scratch from the 4<sup>th</sup> race on Monday October 3, 2022.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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

\_\_\_\_\_  
Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #232

DATE: 10/05/2022

NAME: Eric R. Reed

DOB: 09/12/1964

PERMIT: # 52319 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 in the paddock at a time appointed before post time of the race in which the horse is entered."

Mr. Reed failed to have the horse "Fonssagrives" present in the paddock for the 6th race on Tuesday, October 3, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

\_\_\_\_\_  
Signature of receipt

Jan 103  
Chief Steward

Mark Anders  
Steward

Philip Heidenreich  
Steward

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #233

DATE: 10/05/2022

NAME: Eric R. Reed

DOB: 09/12/1964

PERMIT: # 52319 Trainer


The Stewards hereby impose the following penalty:

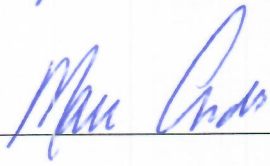
Trainer Eric R. Reed is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

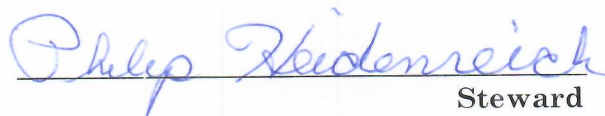
Mr. Reed failed to have the horse "Mimis Golden Ring" present in the paddock for the 3rd race on Wednesday, October 5, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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

  
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Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #234-H

DATE: 10/05/2022

NAME: Luciano Hernandez

DOB: 01/07/1980

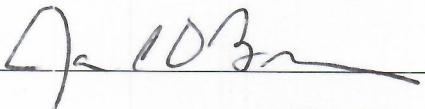
PERMIT: # 53016 Jockey

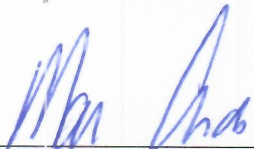
HISA ID: # P-000-018-240

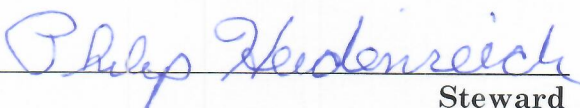
During the running of the 1<sup>st</sup> race on Sunday, October 2, 2022, Jockey Luciano Hernandez used the riding crop to strike his mount #3 "Suelman" eight (8) times during the race, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 3 violation 2282. Mr. Hernandez is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, effective Sunday October 9, 2022. Mr. Hernandez is also assessed 3 (3) HISA points.

Per HISA #2283 Multiple violations with this incident, Mr. Hernandez has a total of 9 (9) points.

  
\_\_\_\_\_  
Chief Steward

  
\_\_\_\_\_  
Steward

  
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Steward

\_\_\_\_\_  
Signature of receipt



# NOTICE OF STEWARDS HEARING

This form is to be used in cases referred by the HISA Board or Racetrack Safety Committee to the Stewards for hearing and ruling under Rules 8320(b)(3) and 8330(c)

<b>HISA Action Num:</b>		<b>Violation Date:</b>
<b>State Tracking Number:</b>		
<b>Track Name:</b>		<b>Track HISA ID:</b>
<b>Issued By:</b>	<b>Issued To:</b>	
HISA ID: <b>P-000-028-006</b>	HISA ID: P-000-018-240	
Name: <b>James O'Brien</b>	Name: Luciano Hernandez	
<b>FORMS:</b>		
The stewards may opt to <b>either</b> : <input type="checkbox"/> Complete this HISA Notice of Stewards Hearing form in full, and issue this form to the person charged with a violation <b>or</b> <input type="checkbox"/> Use any applicable state "notice of stewards hearing" form; attach this HISA Notice of Stewards Hearing form to the state form, with only the name and HISA ID of the steward and person charged filled in above; and issue both forms to the person charged with a violation;		
<b>VIOLATION INFORMATION</b>		
Violated Rule Number and Description:		
If Applicable...		
Race:	Horse Name:	Horse HISA ID:
Statement of Factual Basis:		
<b>HEARING INFORMATION</b>		
The hearing will be held on _____ at _____ and conducted by _____.		
Steward Signature		



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #235-H

DATE: 10/07/2022

NAME: Marco Ccamaque

DOB: 10/16/1973

PERMIT: # 52411 Jockey

HISA ID: # P-000-001-969

During the running of the 5th race on Wednesday, September 28, 2022, Jockey Marco Ccamaque used the riding crop to strike his mount #4 "Pie Dough" fifteen (15) times during the race, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 2 violation 2282, Mr. Ccamaque is fined five hundred (\$500.00) dollars and is suspended three (3) Mountaineer racing days, effective Tuesday, October 11, 2022, Wednesday, October 12, 2022, and Sunday October 16, 2022. Mr. Ccamaque is also assessed five (5) HISA points per HISA Rule #2283, multiple violations with this incident, Mr Ccamaque has a total of 11 points

Mr. Ccamaque receives an additional seven (7) days suspension, effective Monday October 17, 2022, Tuesday, October 18, 2022, Wednesday, October 19, 2022, Sunday, October 23, 2022, Monday, October 24, 2022, Tuesday, October 25, 2022, and Wednesday, October 26, 2022.

Mr. Ccamaque's mount, Pie Dough, which finished 4<sup>th</sup>, is disqualified from all purse monies and is to be redistributed as follows:

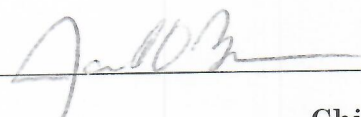
1<sup>st</sup> Not Shy

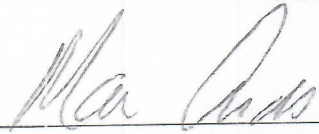
2<sup>nd</sup> My Zip Zip

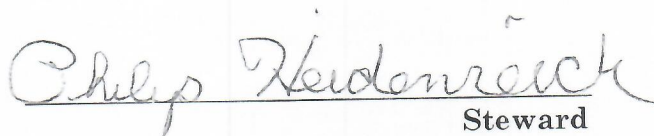
3<sup>rd</sup> Hero of Life

4<sup>th</sup> Miss Mayflower

The horsemen's bookkeeper is requested to make the necessary adjustments.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #236

DATE: 10/05/2022

NAME: Eddie Clouston

DOB: 07/02/1965

PERMIT: # 55038 Owner/Trainer

The Stewards hereby impose the following penalty:

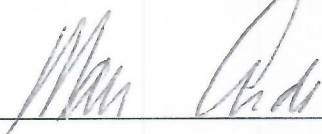
Owner/Trainer Eddie Clouston is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

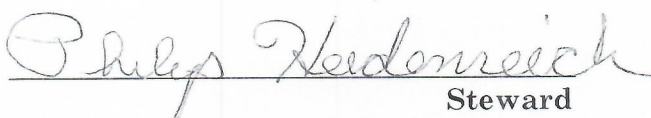
Mr. Clouston failed to have the horse "Gottagetitback" present in the paddock for the 7th race on Wednesday, October 5, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

RULING #237-H

DATE: 10/07/2022

NAME: Marco Ccamaque

DOB: 10/16/1973

PERMIT: # 52411 Jockey

HISA ID: # P-000-001-969

During the running of the 3rd race on Monday, October 3, 2022, Marco Ccamaque used the riding crop to strike his mount #8 "Lady Breanna" ten (10) times during the race, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 2 violation 2282. Mr. Ccamaque is fined five hundred (\$500.00) dollars and is suspended three (3) Mountaineer racing days, effective Sunday, October 30, 2022, Monday, October 31, 2022, and Tuesday November 1, 2022.

Mr. Ccamaque receives an additional fifteen (15) days suspension, effective Wednesday, November 2, 2022, Sunday, November 6, 2022, Monday, November 7, 2022, Tuesday, November 8, 2022, Wednesday, November 9, 2022, Sunday, November 13, 2022, Monday, November 14, 2022, Tuesday, November 15, 2022, Wednesday, November 16, 2022, Sunday, November 20, 2022, Monday, November 21, 2022, Tuesday, November 22, 2022, Wednesday, November 23, 2022, Sunday, November 27, 2022 and Monday, November 28, 2022.



Mr. Ccamque's mount #8 Lady Breanna, which finished 1<sup>st</sup>, is disqualified from all purse monies and is to be redistributed as follows:

1<sup>st</sup> Dewyalovemenow


2<sup>nd</sup> Flat Out Appealing

3<sup>rd</sup> Sworn Silence

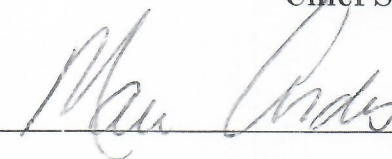
4<sup>th</sup> Poppy's Girl

5<sup>th</sup> Light Hearted

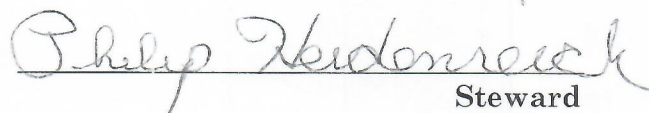
The horsemen's bookkeeper is requested to make the necessary adjustments.



Chief Steward



Steward



Steward

\_\_\_\_\_  
Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #238

DATE: 10/9/2022

NAME: Dave Treharne

DOB: 1/11/1979

PERMIT: # 53220 Owner/Trainer

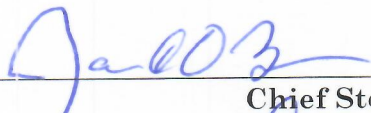
The Stewards hereby impose the following penalty:

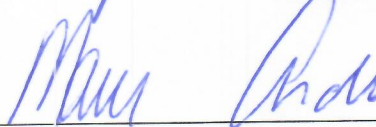
Owner/Trainer Dave Treharne is hereby fined three hundred (\$300.00) dollars for violation of WV Rule of Racing 178-1-26.3.g.

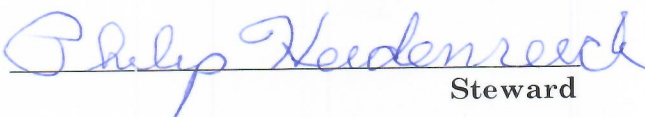
Mr. Treharne failed to have the horse "Qualify" present in the paddock for the 6<sup>th</sup> race on Sunday, October 9, 2022, necessitating a late scratch. (Scratch to re-enter)

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #239

DATE: 10/10/2022

NAME: Alejandro Murillo Rodriguez

DOB: 6/15/1978

PERMIT: # 56273 Owner/Trainer

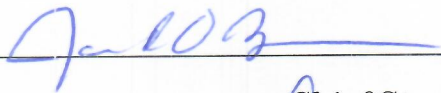
The Stewards hereby impose the following penalty:

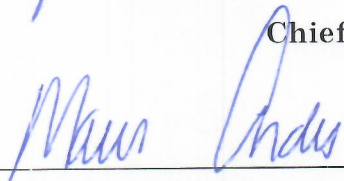
Owner/Trainer Alejandro Murillo Rodriguez is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-44.16. "There is no current negative test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate or proof of a negative certificate in not otherwise available."

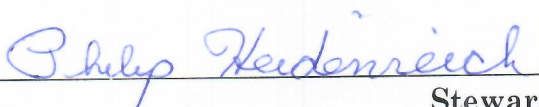
Mr. Rodriguez failed to have a current negative Coggins certificate for the horse "Opps My Bad" which was scheduled to run in the 8<sup>th</sup> race on Sunday, October 16, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

  
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Chief Steward

  
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Steward

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Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #240

DATE: 10/10/2022

NAME: Fausto Henrique Da Silva

DOB: 04/10/1995

PERMIT: #52962 Jockey

The Stewards hereby impose the following penalty:

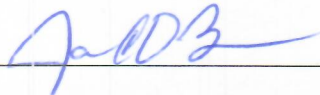
After a review in the Stewards stand on Tuesday, October 11, 2022, Jockey Fausto Henrique Da Silva is hereby suspended three (3) Mountaineer Park Race days; effective Monday, October 17, 2022, Tuesday, October 18, 2022, and Wednesday, October 19, 2022 for violation of WV Rule (s) of Racing 178-1-45.7.b.1, 178-1-45.7.c.1 and 178-1-45-7.c.3.

In race #6 on Monday, October 10, 2022, Mr. Da Silva's mount #7 "Curt's Angel" went through a narrow passage causing interference to #4 "Sweet Belen" who bobbed and lost his rider near the quarter pole. #7 "Curt's Angel" was disqualified from second place and placed fifth.

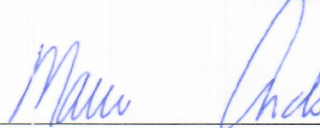
As per WV Rule of Racing 178-1-28-1.f, Mr. Da Silva may gallop while suspended.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 178-1-8.5.n.

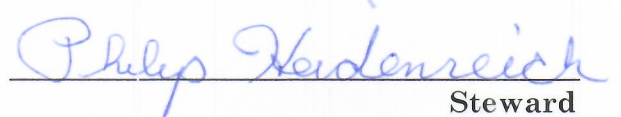
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

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Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #241

DATE: 10/10/2022

NAME: Odhair Mayta

DOB: 03/05/1992

PERMIT: #53230 Jockey

The Stewards hereby impose the following penalty:

After a review in the Stewards stand on Tuesday, October 11, 2022, Jockey Odhair Mayta is hereby suspended three (3) Mountaineer Park Race days; effective Wednesday, October 12, 2022, Sunday, October 16, 2022, and Monday, October 17, 2022 for violation of WV Rule (s) of Racing 178-1-45.7.b.1, 178-1-45.7.c.1 and 178-1-45-7.c.3.


In race #6 on Monday, October 10, 2022, Mr. Mayta's mount #2 "Bad Karma" went through a narrow passage causing interference to #4 "Sweet Belen" who bobbed and lost his rider near the quarter pole. #2 "Bad Karma" was disqualified from fourth place and placed sixth.

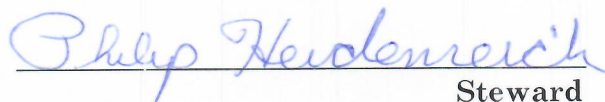
As per WV Rule of Racing 178-1-28-1.f, Mr. Mayta may gallop while suspended.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

  
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Chief Steward

  
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Steward

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Signature of receipt

BEFORE THE BOARD OF STEWARDS  
MOUNTAINEER RACETRACK

RULING

RULING #242-H

DATE: 10/12/2022

NAME: Luis Alberto Batista

DOB: 04/24/1995

PERMIT: # 52365 Jockey

HISA ID: # P-000-012-643

During the running of the 2nd race on Sunday, October 9, 2022, Jockey Luis Alberto Batista used the riding crop to strike his mount #10 "Marsala Monarch" eight (8) times during the race, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 3 violation 2282, Mr. Batista is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing day, effective Sunday, October 16, 2022. Mr. Batista is also assessed three (3) HISA points.

Signature of receipt

Steward

Steward

Chief Steward

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #243

DATE: 10/12/2022

NAME: Alejandro Gomez

DOB: 01/21/1959

PERMIT: # 52931 Owner/Trainer

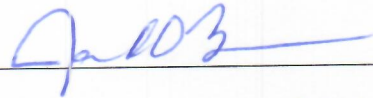
The Stewards hereby impose the following penalty:

Owner/Trainer Alejandro Gomez is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-44.16. "There is no current negative test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate or proof of a negative certificate in not otherwise available."

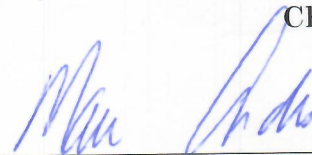
Mr. Gomez failed to have a current negative Coggins certificate for the horse "Kitchi" which was scheduled to run in the 7<sup>th</sup> race on Tuesday, October 11, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 178-1-8.5.n.

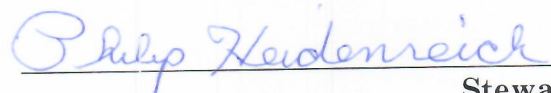
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

\_\_\_\_\_  
Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #244

DATE: 10/12/2022

NAME: Robert Fiesman

DOB: 10/24/1957

PERMIT: Trainer

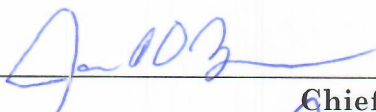
The Stewards hereby impose the following penalty:

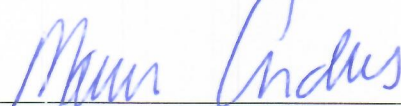
Trainer Robert Fiesman is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

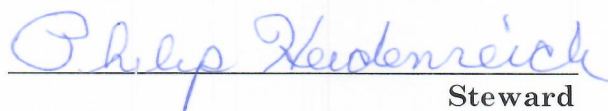
Mr. Fiesman failed to have the horse "Crosstown Girl" present in the paddock for the 8th race on Monday, October 10, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt



**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

RULING #245

DATE: 10/14/2022

NAME: Derrick Bright

DOB: 02/27/1982

PERMIT: # 52344 Trainer

The Stewards hereby impose the following penalty:


Trainer Derrick Bright 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 in the paddock at a time appointed before post time of the race in which the horse is entered."

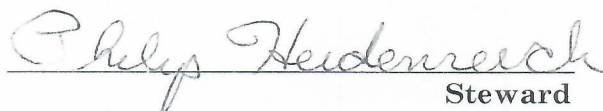
Mr. Bright failed to have the horse #1 "Unleash the Spirit" present in the paddock for the 4th race on Wednesday, October 12, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING # ~~239~~ 246

DATE: 10/10/2022

NAME: Alejandro Murillo Rodriguez

DOB: 6/15/1978

PERMIT: # 56273 Owner/Trainer


The Stewards hereby impose the following penalty:

Owner/Trainer Alejandro Murillo Rodriguez is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-44.16. "There is no current negative test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate or proof of a negative certificate in not otherwise available."

Mr. Rodriguez failed to have a current negative Coggins certificate for the horse "Opps My Bad" which was scheduled to run in the 8<sup>th</sup> race on Sunday, October 16, 2022, necessitating a late scratch.

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt

**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #247-H

DATE: 10/17/2022

NAME: Agustin Gomez-Flores

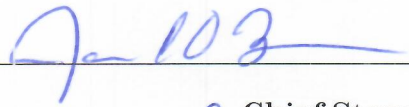
DOB: 1/14/1985

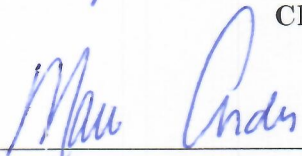
PERMIT: # 52984 Jockey

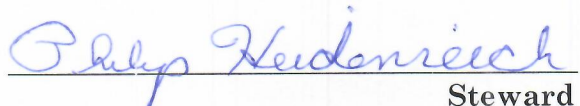
HISA ID: # P-000-028-032

During the running of the 4<sup>th</sup> race on Wednesday, October 12, 2022, Agustin Gomez-Flores used the riding crop to strike his mount #7 "Araya" seven (7) times during the race, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 3 violation 2282. Mr. Gomez-Flores is fined two hundred fifty (\$250.00) dollars and is suspended one (1) Mountaineer racing days, effective Sunday, October 23, 2022. He is also assessed three (3) HISA points.

  
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Chief Steward

  
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Steward

  
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Steward

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Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #248

DATE: 10/17/2022

NAME: Yendri Pena

DOB: 7/21/1983

PERMIT: # 56119 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Yendri Pena is hereby fined three hundred (\$300.00) dollars for violation of WV Rule of Racing 178-1-26.3.g.

Mr. Pena scratched the horse "St. Louie Arch" which was scheduled to run in the 1<sup>st</sup> race on Monday, October 17, 2022. (Scratch to re-enter)

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 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.

J-103  
Chief Steward

Mam And  
Steward

Philip Heidenreich  
Steward

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Signature of receipt



**BEFORE THE BOARD OF STEWARDS**  
**MOUNTAINEER RACETRACK**  
**RULING**

RULING #249

DATE: 10/17/2022

NAME: J. Michael Baird

DOB: 4/20/1971

PERMIT: # 52959 Owner/Trainer

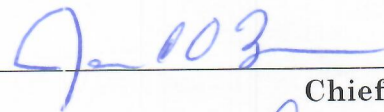
The Stewards hereby impose the following penalty:

Owner/Trainer J. Michael Baird is hereby fined three hundred (\$300.00) dollars for violation of WV Rule of Racing 178-1-26.3.g.

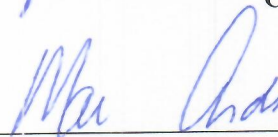
Mr. Baird scratched the horse "Ultra Diva" which was scheduled to run in the 2<sup>nd</sup> race on Monday, October 17, 2022. (Scratch to re-enter)

All fines imposed by the stewards shall be paid to the Racing Commission within 7 days after the ruling is issued, unless otherwise ordered by the Stewards, per WV Rule of Racing number 178-1-8.5.n.

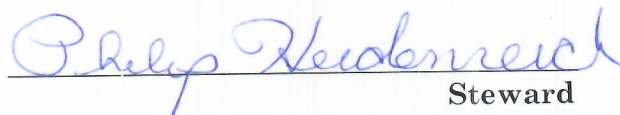
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

\_\_\_\_\_  
Signature of receipt

**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

RULING #250-H

DATE: 10/19/2022

NAME: Kevin Gonzalez

DOB: 04/27/1993

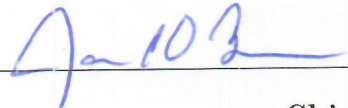
PERMIT: # 56688 Jockey

HISA ID: # P-000-029-491

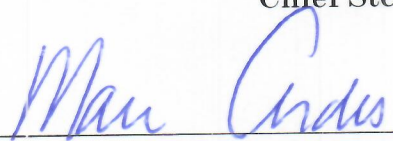
During the running of the 5<sup>th</sup> race on Monday, October 17, 2022, Kevin Gonzalez used the riding crop to strike his mount #6 "Rejuvenate" eight (8) times during the race, which is a violation of HISA Rule # 2280.

#2280(b)(1), Mr. Gonzalez struck his mount three (3) in succession (failing to allow his horse to respond), over the limit of strikes eight (8).

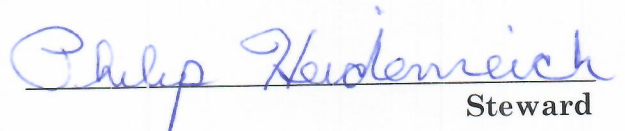
Mr. Gonzalez is fined five hundred (\$500.00) dollars and is suspended one (1) Mountaineer racing day, effective Monday, October 24, 2022. He is also assessed three (3) HISA points.



Chief Steward



Steward



Steward

\_\_\_\_\_  
Signature of receipt