BEFORE THE BOARD OF STEWARDS

MOUNTAINEER RACETRACK

RULING

RULING #229

DATE: 10/16/2023

NAME: James Steineman

DOB: 11/19/1998

PERMIT #: 63040 App. Jockey

The Stewards hereby impose the following penalty:

App. Jockey James Steineman is hereby suspended for failure to pay his fine for ruling # 126, dated 07/18/2023, in the amount of one hundred (\$100.00) dollars.

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.

Steward

Steward

Stoward

RULING #230

DATE: 10/17/2023

NAME: Andy J. Gonzalez

DOB: 04/19/1999

PERMIT: # 66728 Owner

The Stewards hereby impose the following:

The Clerk of Scales (#66083) permit issued on September 12, 2023 to Andy J. Gonzalez, is hereby rescinded, as he was issued an Owner (#66728) permit on October 17, 2023.

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.

Steward

Steward

RULING #231

DATE: 10/17/2023

NAME: Victor Rodriguez

DOB: 07/12/1981

PERMIT #: 65524 Jockey

The Stewards hereby impose the following penalty:

Jockey Victor Rodriguez is hereby restored to good standing after having paid his fine for ruling # 133, dated 07/26/2023, in the amount of one hundred (\$100.00) dollars.

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.

Steward

Steward

RULING

RULING #232

DATE: 10/17/2023

NAME: Jason Simpson

DOB: 07/16/1985

PERMIT: #65668 Jockey

The Stewards hereby impose the following penalty:

After a race review in the Stewards stand on Monday, October 16, 2023 the Board of Stewards find Jockey Jason Simpson, in violation of WV Rule of Racing section 178-1-45.7.f.5.A (Use the crop more than six (6) time during the race), 2nd race Sunday, October 15, 2023. Mr. Simpson was present for the race review.

Mr. Simpson is hereby suspended three (3) Mountaineer Park race days, effective Sunday, October 22, Monday, October 23, and Tuesday, October 24, 2023. This is Mr. Simpson's 5th offense for 2023.

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.

Steward

Steward

Steward

RULING #233

DATE: 10/17/2023

NAME: Geraldine Rodak

DOB: 01/12/1953

PERMIT: # 66400 Trainer

The Stewards hereby impose the following penalty:

Trainer Geraldine Rodak is hereby fined one hundred (\$100.00) dollars 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."

Ms. Rodak failed to have the foal registration papers on file with the Racing Secretary's office for the horse "Carly's Flight" for the running of the 7th race Allowance) on Tuesday, October 17, 2023.

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.

Steward

Steward

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RULING #234

DATE: 10/18/2023

NAME: James L. Adams

DOB: 08/21/1985

PERMIT: # 65615 Apprentice Jockey

The Stewards hereby impose the following penalty:

After a race review in the Steward's stand on Tuesday, October 17, 2023, the Board of Stewards hereby find Apprentice Jockey James L. Adams in violation of WV Rule of Racing 178-1-45.7.f.5.A. (Use the crop more than six (6) times during the race), 178-1-45.7.f.b (Use the crop more than two (2) times without allowing the horse to respond), and 178-1-45.7.f.6.A (Use the crop in an excessive or brutal manner), 7th race on Monday, October 16, 2023. Mr. Adams was not present but was represented by Jockey Kevin Gonzalez.

Mr. Adams is hereby fined one hundred (\$100.00) dollars for each of the three (3) offenses, for a total fine of three hundred (\$300.00) dollars. This is his first offense at Mountaineer Racetrack for 2023.

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.

Steward

Steward

RULING #235

DATE: 10/18/2023

TO: Wlaimar Suarez

DOB: 02/22/1979

PERMIT #: 63640 Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E481155 taken from the horse "Cajun Mandate" which finished 1st in the 5th race on Wednesday, September 27, 2023, did contain Altrenogest confirmed in blood. Altrenogest is a class 4 drug carrying a C penalty.

Mr. Suarez waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Suarez 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 offense in a 365-day period for medication/prohibited substance carrying a C penalty. The permit holder has accumulated zero (0) points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/prohibited substance violation are one (1) point, giving a total of one (1) 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. Suarez one thousand (\$1,000.00) dollars.

The horse "Cajun Mandate" is disqualified from all purse monies and the purse is to be redistributed as follows:

- Three Mile Limit 1st)
- Ames Mister 2nd)
- Crack the Moon 3rd)
- Genius 4th)
- Hey Sach 5th)

The horseman'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 \$500.00.

Steward

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RULING #236

DATE: 10/18/2023

NAME: Jose A. Lopez

DOB: 01/28/1948

PERMIT: # 62185 Owner/Trainer

The Stewards hereby impose the following penalty:

A hearing notice was issued on Friday, October 13, 2023 to Owner/Trainer Jose A. Lopez for a hearing in the Stewards office at Mountaineer Park Racetrack on Tuesday, October 17, 2023 at 11:30 am. Mr. Lopez was hand delivered the hearing notice which he signed showing receipt of said notice. Mr. Lopez did attend the hearing.

After conducting the hearing, the Board of Stewards find Jose A. Lopez in violation of WV Rules of Racing #178-1-24.11.f and 178-1-24.11.gg. Initiating an argument with and striking a state racing official on her hand in the paddock just before the running of the 8th race on Sunday, October 8, 2023.

Mr. Lopez is hereby fined three hundred (\$300.00) dollars. Mr. Lopez's summary suspension is immediately lifted.

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.

Steward

But Smith

Steward

RULING #237

DATE: 10/19/2023

NAME: Joshua Hay

DOB: 09/14/1990

PERMIT #: 63434 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Joshua Hay is hereby suspended for failure to pay his fine in the amount of three hundred (\$300.00) dollars.

92 06/26/2023 \$300.00

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.

Steward

Steward

RULING #238

DATE: 10/20/2023

NAME: Mauro Cedillo

DOB: 10/06/1998

PERMIT: # 61986 Apprentice Jockey

The Stewards hereby impose the following penalty:

After a race review in the Stewards stand on Wednesday, October 18, 2023, the Board of Stewards find Apprentice Jockey Mauro Cedillo in violation of WV Rule of Racing sections 178-1-45.7.b.1, 178-1-45.7.c.2, and 178-1-45.7.c.3. Mr. Cedillo was present for the race review.

Mr. Cedillo is hereby suspended three (3) racing days, effective Tuesday, October 24, Wednesday, October 25, and Sunday, October 29, 2023.

Mr. Cedillo's mount #7 "Frontliner" came into the path of #8 "Palace Prince" bumping and causing "Palace Prince" to steady in the stretch during the running of the 6th race on Tuesday, October 17, 2023. Mr. Cedillo's mount "Frontliner" was disqualified from 2nd place and placed 4th.

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.

Steward

W. But Smith

Steward

Philip Worderwood

RULING #239

DATE: 10/18/2023

TO: Nestor Cascallares

DOB: 04/28/1968

PERMIT #: 63477 Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E609522 taken from the horse "Red Delicious" which finished 1st in the 5th race on Tuesday, October 3, 2023, did contain Triamcinolone Acetonide confirmed in blood at (826 pg/ml) at the threshold of 100 pg/ml. Triamcinolone Acetonide is a class 4 drug carrying a C penalty.

Mr. Cascallares waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Cascallares 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 offense in a 365-day period for medication/prohibited substance carrying a C penalty. The permit holder has accumulated zero (0) points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/prohibited substance violation are one (1) point, giving a total of one (1) 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. Cascallares one thousand (\$1,000.00) dollars.

RULING #241

DATE: 10/19/2023

NAME: Greg Eidschun

DOB: 05/10/1964

PERMIT#: 65744 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Greg Eidschun is hereby suspended for failure to pay his fines totaling seven hundred (\$700.00) dollars.

57 05/22/2023 \$200.00

129 07/18/2023 \$500.00

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.

Steward

Steward

RULING #242

DATE: 10/19/2023

NAME: Jeremy Skeens

DOB: 11/13/1977

PERMIT #: Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Jeremy Skeens is hereby suspended for failure to pay his fine in the amount of two hundred (\$200.00) dollars.

137 06/30/2023 \$200.00

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.

Steward

Steward

RULING #243

DATE: 10/19/2023

NAME: Jason Simpson

DOB: 07/19/1985

PERMIT#: 65668 Jockey

The Stewards hereby impose the following penalty:

Jockey Jason Simpson is hereby suspended for failure to pay his fines totaling four hundred (\$400.00) dollars.

121 07/17/2023 \$100.00

169 08/29/2023 \$100.00

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.

Willi HB.sel

Steward

RULING

RULING #244

DATE: 10/22/2023

NAME: Douglas Shanyfelt

DOB: 05/16/1959

PERMIT: # 64243 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Douglas Shanyfelt 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. Shanyfelt failed to have the horse "Mon Camo" present in the paddock for the 7th race on Sunday, October 22, 2023, 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

Signature of receipt

RULING #245

DATE: 10/22/2023

NAME: Miguel Alamo

DOB: 05/26/1970

PERMIT: #64228 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Miguel Alamo 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. Alamo failed to have the horse "Myra Fleener" present in the paddock for the 6th race on Sunday, October 22, 2023, 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

Stoward

RULING #246

DATE: 10/23/2023

NAME: Jeremy Skeens

DOB: 11/13/1977

PERMIT #: Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Jeremy Skeens is hereby restored to good standing after ruling number 242 was issued in error.

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.

Steward

Steward

RULING #247

DATE: 10/24/2023

NAME: Raymond Ginter, Jr.

DOB: 11/05/1957

PERMIT: # 59758 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Raymond Ginter, Jr. is hereby fined two hundred (\$200.00) dollars 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. Ginter failed to have the foal registration papers on file with the Racing Secretary's office for the horse "Day the Music Died" for the running of the 3rd race on Monday, October 23, 2023.

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.

Steward

Steward

Steward

RULING #248

DATE: 10/25/2023

NAME: Jason Simpson

DOB: 07/19/1985

PERMIT #: 65668 Jockey

The Stewards hereby impose the following penalty:

Jockey Jason Simpson is hereby restored to good standing after having paid his fines totaling four hundred (\$400.00) dollars.

121 07/17/2023 \$100.00

169 08/29/2023 \$100.00

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.

Steward

Steward

RULING #250

DATE: 10/25/2023

NAME: Jose Davila

DOB: 08/16/1983

PERMIT: #65716 Jockey

The Stewards hereby impose the following penalty:

A hearing notice was hand delivered to Jockey Jose Davila on Monday, October 23, 2023 for a hearing in the Stewards office on Tuesday, October 24, 2023 at 5:30 pm. Mr. Davila signed the notice showing his receipt of said notice. Mr. Davila was present at the hearing.

After conducting the hearing, the Board of Stewards hereby finds Jockey Jose Davila in violation of WV Rule(s) of Racing 178-1-24.11.gg and 178-1-24.11.f. Involvement in a physical and verbal altercation with fellow Jockey Kevin Gonzalez in the Jockey room following the running of the 5th race on Sunday, October 22, 2023.

Mr. Davila is hereby fined five hundred (\$500.00) dollars.

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.

Steward

Steward

RULING #251

DATE: 10/25/2023

NAME: Kevin Gonzalez

DOB: 04/27/1993

PERMIT: #61802 Jockey

The Stewards hereby impose the following penalty:

A hearing notice was hand delivered to Jockey Kevin Gonzalez on Monday, October 23, 2023 for a hearing in the Stewards office on Tuesday, October 24, 2023 at 5:30 pm. Mr. Gonzalez signed the notice showing his receipt of said notice. Mr. Gonzalez was present at the hearing.

After conducting the hearing, the Board of Stewards hereby finds Jockey Kevin Gonzalez in violation of WV Rule(s) of Racing 178-1-24.11.gg and 178-1-24.11.f. Involvement in a physical and verbal altercation with fellow Jockey Jose Davila in the Jockey room following the running of the 5th race on Sunday, October 22, 2023.

Mr. Gonzalez is hereby fined one hundred (\$100.00) dollars.

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.

Steward

Steward

RULING #252

DATE: 10/25/2023

NAME: Alex Gonzalez

DOB: 10/18/1991

PERMIT #: Jockey

The Stewards hereby impose the following penalty:

Jockey Alex Gonzalez is hereby suspended for failure to pay his fine in the amount of one hundred (\$100.00) dollars.

93 06/25/2023 \$100.00

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.

Steward

Steward

RULING

RULING #253

DATE: 10/25/2023

NAME: Krista Nicole Hetrick

DOB: 05/29/1995

PERMIT: # 64713 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Krista Nicole Hetrick 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. Hetrick failed to have the horse "Likeable" present in the paddock for the $7^{\rm th}$ race on Wednesday, October 25, 2023, 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

Stoward

RULING #256

DATE: 10/30/2023

NAME: Christopher Logston

DOB: 07/18/1991

PERMIT: # 65302 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Christopher Logston 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. Logston failed to have a current negative Coggins certificate for the horse "Yesterdaysplan" which was scheduled to run in the 8th race on Monday, October 30, 2023, 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.

Steward

RULING

RULING #258

DATE: 11/01/2023

NAME: Thomas L. VanBerg

DOB: 02/05/1969

PERMIT: # 66613 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Thomas L. VanBerg is hereby fined two hundred (\$200.00) dollars 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. VanBerg failed to have the foal registration papers on file with the Racing Secretary's office for the horse "Knights Cross" for the running of the 7th race on Wednesday, November 1, 2023. (Starter Allowance)

This is Mr. VanBerg's 2nd offense in 2023.

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.

Steward

Steward

The horse "Gizmo's Mission" is disqualified from all purse monies and the purse is to be redistributed as follows:

- 1st) Circle Indy
- 2nd) Jack D
- 3rd) Spy Town
- 4th) Cab Beef
- 5th) Gallazo
- 6th) My Song Baby
- 7th) California Emerald

The horsemen's bookkeeper is requested to make 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 \$500.00.

Steward

Steward

RULING #260

DATE: 11/04/2023

TO: Saul M. Morales

DOB: 12/08/1960

PERMIT #: 66496 Owner/Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E609479 taken from the horse "Gizmo's Mission" which finished 1st in the 4th race on Tuesday, October 17,2023, did contain Methocarbarmol confirmed in blood at 1.58 nl/ml. The measurement of uncertainty of the method is 0.19 ng/ml at drug carrying a C penalty.

Mr. Morales waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Morales has violated section 178-1-49.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 zero (0) points under the Multiple Medication Violation point system prior to this ruling. The points assessed for this medication/prohibited substance violation are one (1) giving a total of one (1) 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 fines Mr. Wade one thousand (\$1,000.00) dollars.

RULING #263

DATE: 11/15/2023

NAME: Ajhari Williams

DOB: 05/17/1996

PERMIT: #65694 Jockey

The Stewards hereby impose the following penalty:

After a race review in the Steward's stand on Sunday, November 12, 2023, the Board of Stewards hereby find Jockey Ajhari Williams in violation of WV Rule of Racing 178-1-45.7.f.5.A. (Use the crop more than six (6) times during the race) in the 2nd Race on Wednesday, November 8, 2023

Mr. Williams is hereby suspended three (3) Mountaineer Park Race days effective Wednesday, November 15, 2023, Sunday, November 19, 2023 and Monday, November 20, 2023.

This is Mr. Williams fourth (4th) offense at Mountaineer Park in 2023.

Per Rule 178-1-28.1.f Mr. Williams 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.

Steward

Steward

RULING #264

DATE: 11/14/2023

NAME: Tyrone J. Nelson

DOB: 12/20/1984

PERMIT: #63840 Jockey

The Stewards hereby impose the following penalty:

After a race review in the Steward's stand on Monday, November 13, 2023, the Board of Stewards hereby find Jockey Tyrone J. Nelson in violation of WV Rule of Racing 178-1-45.7.f.5.A. (Use the crop more than six (6) times during the race), 3rd Race on Sunday, November 12, 2023

Mr. Nelson is hereby suspended three (3) Mountaineer Park Race Days effective Tuesday, November 14, 2023, Wednesday, November 15, 2023 and Sunday, November 19, 2023.

This is Mr. Nelson fourth (4th) offense at Mountaineer Park in 2023.

Per Rule 178-1-28.1 Mr. Nelson 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.

Steward

Steward

RULING #265

DATE: 11/15/2023

NAME: Amanda Colleen Rawlings

DOB: 01/25/1983

PERMIT: # 62744 Trainer

The Stewards hereby impose the following penalty:

Trainer Amanda Rawlings is hereby fined one hundred (\$100.00) dollars 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."

Ms. Rawlings failed to have the foal registration papers on file with the Racing Secretary's office for the horse "Fast Ride" for the running of the 5th race (Allowance) on Tuesday, November 14, 2023.

This is Ms. Rawlings first offense.

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

Thelep Herdenrold

RULING #268

DATE: 11/20/2023

NAME: Tina Ramgeet

DOB: 07/02/1983

PERMIT: # 65676 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Tina Ramgeet 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. Ramgeet failed to have the horse "Team Gold Digger" present in the paddock for the $7^{\rm th}$ race on Sunday, November 19, 2023, 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.

> Villa Hasel Steward

Steward

RULING #269

DATE: 11/20/2023

NAME: Johanna Urieta

DOB: 07/23/1978

PERMIT: # 66238 Trainer

The Stewards hereby impose the following penalty:

Trainer Johanna Urieta 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. Urieta failed to have the horse "Dream Music" present in the paddock for the 4th race on Sunday, November 19, 2023, 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.

Steward

Steward

RULING #270

DATE: 11/21/2023

NAME: Jacob Hess

DOB: 10/16/1974

PERMIT: #59298 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Jacob hess 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. Hess failed to have the horse "Sister Joann" present in the paddock for the 6th race on Monday, November 20, 2023, 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.

Willin HBell Steward

Steward

Philip Hordonreich Steward

RULING

RULING #271

DATE: 11/21/2023

NAME: Gregory Viands

DOB: 04/05/1988

PERMIT: # 62226 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Gregory Viands is hereby fined one hundred (\$100.00) dollars 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. Viands failed to have the foal registration papers on file with the Racing Secretary's office for the horse "Justandwaveandsmile" for the running of the 7th race (Allowance) on Monday, November 20, 2023.

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

Will HBell

Steward

Philip Weidonraich Steward

RULING #272

DATE: 11/21/2023

NAME: Matias Misael Bravo

DOB: 06/15/2003

PERMIT: # 66376 Apprentice Jockey

The Stewards hereby impose the following penalty:

After a race review in the Stewards stand, the Board of Stewards find Apprentice Jockey Matias Misael Bravo in violation of WV Rule of Racing section 178-1-45.7.f.5.B. (Use the crop more than two (2) times without allowing the horse to respond), 2nd race on Sunday, November 19, 2023.

Mr. Bravo is hereby fined one hundred dollars (\$100.00). This is his first offense for 2023.

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.

Willn HBeel

Steward

Steward

Philip Heidenreich Steward

RULING #273

DATE: 11/22/2023

NAME: Nestor Cascallares

DOB: 04/28/1968

PERMIT: # 6347 Trainer

The Stewards hereby impose the following penalty:

Trainer Nestor Cascallares 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. Cascallares failed to have the horse "Kalinba" present in the paddock for the 7th race on Wednesday, November 22, 2023, 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

<u>identel</u>C Steward

RULING #275

DATE: 11/25/2023

NAME: Kevin Fields

DOB: 09/24/1968

PERMIT: # Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Kevin Fields is hereby restored to good standing after having paid his fine for ruling #257 dated November 25, 2019, in the amount of five hundred (\$500.00) dollars.

Mr. Fields also made restitution for checks that were cashed without permission.

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

RULING #277

DATE: 11/28/2023

NAME: Joseph Pyke

DOB: 02/17/1971

PERMIT: # 62420 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Joseph Pyke is hereby fined one hundred (\$100.00) dollars 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. Pyke failed to have the foal registration papers on file with the Racing Secretary's office for the horse "Taptap" for the running of the 2nd race (MSW) on Monday, November 27, 2023.

This is Mr. Pykes 1^{st} offense for the horse "Taptap" in 2023.

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

RULING #278

DATE: 11/29/2023

NAME: Tracey Wright

DOB: 11/07/1972

PERMIT: # 61826 Jockey Agent

The Stewards hereby impose the following penalty:

Jockey Agent Tracey Wright is hereby fined two hundred (\$200.00) dollars for violation of WV Rule of Racing 178-1-24.11.gg, "has engaged in conduct unbecoming or detrimental to the best interest of racing."

Ms. Wright failed to honor a riding commitment for her Jockey in the 2nd race on Monday, November 27, 2023, resulting in a late rider change.

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.

Steward

Steward

RULING #279

DATE: 12/01/2023

NAME: Anthony Farrior

DOB: 11/04/1981

PERMIT: # 58525 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Anthony Farrior 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. Farrior failed to have the horse "Rad Paisley" present in the paddock for the 6th race on Wednesday, November 29, 2023, necessitating a 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

RULING

RULING #280

DATE: 12/04/2023

NAME: Christine Christian

DOB: 11/25/1976

PERMIT: # 63645 Groom

The Stewards hereby impose the following penalty:

Groom Christine Christian is hereby summarily suspended pending a hearing on Wednesday, December 13, 2023 at 10:00 am for violation of WV Rule of Racing 178-1-24.3.b.5.

Ms. Christian refused testing ordered by the Board of Stewards on Friday, December 1, 2023.

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.

Steward Steward