MOUNTAINEER RACETRACK

RULING

RULING #101
NAME: RON HISBY
DOB: 10/18/1989
PERMIT: #22952 JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY RON HISBY IS HEREBY SUSPENDED FOR FAILURE TO PAY HIS FINE DATED JULY 3, 2016.

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

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

Chief Steward

Steward

Steward
RULING # 102
NAME: EDDIE CLOUSTON
DOB: 7/2/1965
PERMIT: # 21628 OWNER/TRAINER

FOLLOWING A STEWARDS HEARING WHICH WAS HELD ON WEDNESDAY, JULY 13, 2016 AT 11:00 am IN THE STEWARDS OFFICE FOR TRAINER EDDIE CLOUSTON. THE BOARD OF STEWARDS FIND MR. CLOUSTON IN VIOLATION OF WV RULE OF RACING: 178-4-49.3.m, 178-1-49.3.m.1, 178-1-49.3.m.7.A, 178-1-49.3.m.7.B, 178-1-49.4.a.2 AND 178-1-51.1.a.

THE OFFICIAL BLOOD SAMPLE #E204349 TAKEN FROM THE HORSE "SO FRANK" WHICH FINISHED SECOND(2) IN THE 5TH RACE ON SUNDAY, JUNE 12, 2016 DID CONTAIN "BETAMETHASONE" A CONTROLLED THERAPEUTIC MEDICATION WHICH IS A CLASS 4 DRUG CARRYING A C PENATLY AT A CONCENTRATION LEVEL OF 120 +/- pg/ml WHICH WAS CONFIRMED IN THE BLOOD. MR. CLOUSTON ELECTED NOT TO SEND A SPLIT SAMPLE.

A.) THE PERMIT HOLDER'S PAST RECORD.
MR. CLOUSTON HAD TWO (2) MEDICATION POSITIVES IN 2008 AND MULTIPLE "PHENYLButAZONE" OVERAGES PRIOR TO THE IMPLEMENTATION OF THE MULTIPLE MEDICATION VIOLATION SYSTEM. MR. CLOUSTON ALSO HAD A CLASS 4 POSITIVE "CARBAZOCROME" IN 2015 GIVING HIM TWO POINTS (2) UNDER THE POINT SYSTEM. THIS IS MR. CLOUSTON'S FIRST (1) VIOLATION IN 2016 AND HIS SECOND (2) VIOLATION IN A 365 DAY PERIOD.

B.) THE POTENTIAL OF THE DRUG TO INFLUENCE THE HORSE'S PERFORMANCE.
CLASS 4 DRUGS GENERALLY HAVE A MORE LIMITED ABILITY TO INFLUENCE THE PERFORMANCE OF A RACEHORES.
C.) THE LEGAL AVAILABILITY OF THE DRUG.
BETAMETHASONE A CLASS 4 THERAPEUTIC MEDICATION IS LEGALLY AVAILABLE

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

E.) THE STEPS TAKEN BY THE TRAINER TO SAFEGUARD THE HORSE.
MR. CLOUSTON ROTATES HIS HORSES FROM HIS FARM TO THE TRACK. THE SAID HORSE WAS TREATED AT THE TRACK.

F.) THE PROBABILITY OF ENVIRONMENTAL CONTAMINATION OR INADVERTENT EXPOSURE DUE TO HUMAN DRUG USE.
NO PROBABILITY.

G.) THE PURSE MONEY
$6,600.00 RACE #5 ON SUNDAY, JUNE 12, 2016

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

I.) WHETHER THERE WAS ANY SUSPICIOUS BETTING PATTERN IN THE RACE.
NONE

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

K.) OTHER FACTORS DEEMED RELEVANT BY THE STEWARDS
NONE.

THE SAID HORSE "SO FRANK" WILL BE DISQUALIFIED FROM ANY PURSE MONIES.
The Horsemens' Bookkeeper will make the necessary adjustments.
SUNDAY, JUNE 12, 2016

1) REPOSSE
2) DON'T SHUSH ME
3) GROSSO
4) FURIOUS LIL MISS
5) MISS GOLD BUCKLE

BASED ON THE ABOVE THE STEWARDS CONCLUDE THAT MR. CLOUSTON HAS VIOLATED SECTIONS 178-1-49.4.a and 178-1-49.4.a.1.

MR. CLOUSTON IS HEREBY FINED ONE THOUSAND FIVE HUNDRED ($1,500.00) DOLLARS. MR. CLOUSTON IS SUSPENDED FIFTEEN (15) DAYS AND WILL BE SUSPENDED AN ADDITIONAL THIRTY (30) DAYS UNDER THE MULTIPLE MEDICATION VIOLATION SYSTEM. MR. CLOUSTON'S SUSPENSION BEGINS THURSDAY, JULY 21, 2016 THROUGH AND INCLUDING SATURDAY, SEPTEMBER 3, 2016. GIVING HIM A TOTAL OF 45 DAYS SUSPENDED.

178-1-49.3.m.7.a MR. CLOUSTON WILL BE ASSESSED ONE (1) POINT UNDER THE MULTIPLE MEDICATION VIOLATION SYSTEM. GIVING HIM A TOTAL OF 3 POINTS. THIS IS MR. CLOUSTON'S SECOND (2) OFFENSE IN A 365 DAY PERIOD. "SO FRANK" WILL BE PLACED ON A RACING COMMISSION VETERINARIAN LIST FOR FORTY FIVE (45) DAYS BEGINNING THURSDAY, JULY 21, 2016 THROUGH AND INCLUDING SATURDAY, SEPTEMBER 3, 2016 AT WHICH TIME THE SAID HORSE "SO FRANK" MUST PASS A RACING COMMISSION APPROVED EXAMINATION BEFORE BEING ABLE TO RUN. WHILE SUSPENDED MR. CLOUSTON IS DENIED THE GROUNDS.

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

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

RULING #103

NAME: ODHAIR MAYTA
DOB: 5/3/1992
PERMIT: #20254 JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY ODHAIR MAYTA IS HEREBY SUSPENDED FOR FAILURE TO PAY HIS FINE DATED JUNE 27, 2016

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

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

Chief Steward

Steward

Steward
RULING # 104
NAME: CRYSTAL CAIN
DOB: 11/10/1978
PERMIT: #22682 TRAINER

The Stewards hereby impose the following penalty:

TRAINER CRYSTAL CAIN IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-44.17 "There is no current negative test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate of proof of a negative test certificate is not otherwise available" FAILURE TO HAVE A CURRENT COGGINS ON FILE IN THE RACING OFFICE FOR "LEXI TAP" RESULTING IN A LATE SCRATCH FROM THE 3RD RACE ON SATURDAY, JULY 16, 2016.

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

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

Chief Steward

Steward

Steward
MOUNTAINEER RACETRACK

RULING #105
NAME: EDGAR PAUCAR
DOB: 2/14/1975
PERMIT: #20456 JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY EDGAR PAUCAR 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." FAILURE TO FULFILL HIS RIDING ENGAGEMENTS ON SATURDAY, JULY 16, 2016 RESULTING IN A RIDER CHANGES IN RACES 7 AND 8. THIS IS HIS FIRST OFFENSE.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.S.N.

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

Chief Steward

Steward

Steward
MOUNTAINEER RACETRACK

RULING 

RULING #106
NAME: RYAN GUIDOS
DOB: 11/8/1981
PERMIT: #22801 MISCELLANEOUS

The Stewards hereby impose the following penalty:

RYAN GUIDOS IS HEREBY SUMMARILY SUSPENDED PENDING A HEARING ON MONDAY, AUGUST 1, 2016 AT 10:00 am FOR VIOLATION OF WV RULE OF RACING 178-1-24.3.b.6 BEING OVER THE LIMIT ON THE BREATHALYZER.

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

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

Chief Steward

Steward

Steward
MOUNTAINEER RACETRACK

RULING

RULING #107

NAME: GARY WELSH
DOB: 8/28/1957
PERMIT: #21716 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER GARY WELSH IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-44.17 "There is no current negative test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate or proof of a negative test certificate is not otherwise available." FAILURE TO HAVE BREED REGISTRATION CERTIFICATE ON FILE WITH THE RACING OFFICE FOR THE HORSE "MYPENNYFROMHEAVEN" NECESSITATING A LATE SCRATCH FROM THE 9TH RACE ON SATURDAY, JULY 16, 2016.

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

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

Chief Steward

Steward

Steward
MOUNTAINEER RACETRACK

RULING #108
NAME: L. CRAIG COX
DOB: 10/15/1958
PERMIT: #22688 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER L. CRAIG COX 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." FAILURE TO HAVE "VALOREM" PRESENT IN THE PADDOCK FOR THE RUNNING OF THE 3RD RACE ON SUNDAY, JULY 17, 2016.

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

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

[Signatures]
Chief Steward
Steward
Steward
RULING #109

NAME: RICHARD ZIELINSKI
DOB: 8/28/1964
PERMIT: #20131 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER RICHARD ZIELINSKE 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." FAILURE TO HAVE "FORCE MULTIPLIER" PRESENT IN THE Paddock. RESULTING IN A LATE SCRATCH FROM THE 8TH RACE ON MONDAY, JULY 18, 2016.

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

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

Chief Steward

Steward

Steward
MOUNTAINEER RACETRACK

RULING 

RULING #110

NAME: SHANNON GLENN-FADELEY

DOB: 9/12/1970

PERMIT:

The Stewards hereby impose the following penalty:

SHANNON GLENN-FADELEY IS HEREBY RESTORED TO GOOD STANDING HAVING PROVIDED THE WVRC BOARD OF STEWARDS 178-1-24.3.j. AN EVALUATION FROM A CERTIFIED DRUG AND ALCOHOL COUNSELOR. MS. FADELEY ALSO PROVIDED A NEGATIVE TEST RESULT. MS. FADELEY WILL BE SUBJECT TO RANDOM TESTING 178-24-3.e AT THE DISCRETION OF THE BOARD OF STEWARDS. THIS IS MS. FADELEY FIRST OFFENSE.

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

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

Chief Steward

Steward

Steward

July 19, 2016
RULING #111

NAME: ALEX M. CRUZ
DOB: 5/31/1993
PERMIT: #22844 JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY ALEX M. CRUZ IS HEREBY SUSPENDED SEVEN (7) DAYS EFFECTIVE THURSDAY, JULY 21, 2016 THROUGH AND INCLUDING WEDNESDAY, JULY 27, 2016 FOR VIOLATION OF WV RULE OF RACING 178-1-45.7.b.1 "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horse in the race." AND 178-1-45.7.c.3 "If the stewards determine the foul was intentional, or due to careless riding the jockey may be held responsible and his or her occupational permit may be disciplined." HIS MOUNT #8 "COURT ADJOURNED" CAME IN REPEATEDLY UNDER A RIGHT HAND WHIP CAUSING INTERFERENCE TO #4 "FAIRLY LOVELY" DURING THE STRETCH RUN OF THE 3RD RACE SATURDAY, JULY 16, 2016. "COURT ADJOURNED" WAS DISQUALIFIED FROM SIXTH (6) AND PLACED SEVENTH (7). WHILE SUSPENDED MR. CRUZ MAY GALLOP. 178-1-28.1.f

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

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

Chief Steward

Steward

Steward
RULING #112
NAME: ALEX M. CRUZ
DOB: 5/31/1993
PERMIT: #22844 JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY ALEX M. CRUZ IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-46.3.h "No person shall make a frivolous protest." JOCKEY ALEX CRUZ WAS ABOARD #9 "NOCHE AZUL" CLAIMED A FOUL AGAINST #1 "AWESOME GROUP" RIDDEN BY LUIS R. RIVERA NEARING THE 1/4 POLE DURING THE STRETCH RUN OF THE 1ST RACE ON SUNDAY, JULY 17, 2016. THE BOARD OF STEWARDS FOUND NO EVIDENCE TO UPHOLD HIS FRIVOLOUS CLAIM OF FOUL.

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

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

Chief Steward

Steward

Steward
RULING

#113
NAME: NICOLLE DISDIER
DOB: 5/9/1993
PERMIT: #23202 JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY NICOLLE DISDIER IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-46.3.h "No person shall make a frivolous protest." JOCKEY NICOLLE DISDIER ABOARD #2 "LIKE A BOSS" CLAIMED A FOUL AGAINST #6 "TUFFY COTTRELL" RIDDEN BY LUIS R. RIVERA DURING THE STRETCH RUN OF THE 6TH RACE ON SUNDAY, JULY 17, 2016. THE BOARD OF STEWARDS FOUND NO EVIDENCE TO UPHOLD HER FRIVOLOUS CLAIM OF FOUL.

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

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

Chief Steward

Steward

Steward
MOUNTAINEER RACETRACK

RULING #114
NAME: JOHN T. BROWN
DOB: 6/18/1957
PERMIT: #20065 TRAINER

The Stewards hereby impose the following penalty:

TRAINER JOHN T. BROWN IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered." FAILURE TO HAVE "MAID OF DISHONOR" PRESENT IN THE PADDOCK RESULTING IN A LATE SCRATCH FROM THE 7TH RACE ON TUESDAY, JULY, 19, 2016.

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

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

[Signatures]
Chief Steward
Steward
Steward
RULING #115

NAME: ANTONIO PIZZURRO
DOB: 11/18/1953
PERMIT: #22977 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER ANTONIO PIZZURRO IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-46.3.g "Each trainer is responsible for presenting his or her horse and being in the paddock at a time appointed before post time of the race in which the horse is entered." NECESSITATING THE LATE SCRATCH OF "STERLINGS MAGIC" FROM THE 2ND RACE ON MONDAY, JULY 18, 2016.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #116

NAME: JUAN RUVALCABA

DOB: 10/20/1963

PERMIT: # 23129 OWNER/TRAINER

The Stewards hereby impose the following penalty:

RULING # 97 DATED TUESDAY, JULY 12, 2016, ISSUED TO JUAN RUVALCABA, IS HEREBY RESCINDED.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #117
NAME: JULIE PAPPADA
DOB: 3/16/1973
PERMIT: #22697 TRAINER

The Stewards hereby impose the following penalty:

TRAINER JULIE PAPPADA IS HEREBY FINED TWO HUNDRED FIFTY ($250.00) DOLLARS AFTER HAVING BEEN NOTIFIED THAT SAMPLE #E204577 TAKEN FROM THE HORSE "GLOBAL ALLIANCE" WHICH FINISHED 1ST IN THE 2ND RACE ON TUESDAY, JULY 5, 2016, DID EXCEED THE PERMITTED LEVEL OF "PHENYL BUTAZONE." THIS SAMPLE HAD A LEVEL OF 3.4 ug/ml. THIS IS IN VIOLATION OF WV RULE OF RACING 178-1-49.4.a.2. THIS IS HER FIRST OFFENSE AND JULIE PAPPADA IS ASSESSED (1) POINT UNDER THE MULTIPLE MEDICATION VIOLATION SYSTEM, AS PER 178-49.3.m

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #118
NAME: BRYAN PORTER
DOB: 2/13/1967
PERMIT: #20483 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER BRYAN PORTER 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.” FAILURE TO HAVE "DYTANA" PRESENT IN THE PADDOCK FOR THE 6TH RACE ON SATURDAY, JULY 23, 2016.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #119
NAME: NICK J. CARUSO
DOB: 9/17/1989
PERMIT: CT #12874 TRAINER

The Stewards hereby impose the following penalty:

TRAINER NICK J. CARUSO 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." FAILURE TO HAVE "BASES LOADED" PRESENT IN THE PADDOCK FOR THE 8TH RACE ON SATURDAY, JULY 23, 2016.

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

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

Chief Steward

Steward

Steward
RULING #120
NAME: BERT CRAWFORD
DOB: 6/30/1964
PERMIT: #21746 JOCKEY AGENT

The Stewards hereby impose the following penalty:

BERT CRAWFORD IS HEREBY FINED ONE HUNDRED ($100.00) 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." NAMING A RIDER ON THE HORSE "BIT GROWTH" IN THE 4TH RACE ON TUESDAY, JULY 26, 2016 WITHOUT HAVING A CALL FROM THE TRAINER OR OWNER.

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

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

Chief Steward

[Signatures]

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #121
NAME: NICOLLE DISDIER
DOB: 5/9/1993
PERMIT: #23202 APPRENTICE JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY NICOLLE DISDIER IS HEREBY FINED THREE HUNDRED ($300.00) DOLLARS AND IS HEREBY SUSPENDED SEVEN (7) DAYS STARTING THURSDAY, JULY 28, 2016 THROUGH AND INCLUDING WEDNESDAY, AUGUST 3, 2016 FOR VIOLATION OF WV RULE OF RACING 178-1-45.7.e AND 178-1-24.11.gg.

AFTER REVIEWING THE RACE DURING A HEARING IN THE JOCKS ROOM THE BOARD OF STEWARDS HAVE DETERMINED THAT NICOLLE DISDIER FAILED TO USE GOOD JUDGEMENT IN DETERMINING THE FINISH LINE IN THE 1 3/4 MILE TURF RACE ON SATURDAY, JULY 23, 2016 RACE #3

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #122

NAME: LUIS RAMON RODRIGUEZ

DOB: 8/1/1983

PERMIT: #23376 JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY LUIS RAMON RODRIGUEZ IS HEREBY SUSPENDED SEVEN (7) DAYS STARTING THURSDAY, JULY 28, 2016 THROUGH AND INCLUDING WEDNESDAY, AUGUST 3, 2016 FOR VIOLATION OF WV RULE OF RACING 178-1-45.b.1 AND 178-1-45.7.c.1

AFTER REVIEWING THE RACE DURING A HEARING IN THE JOCKS ROOM THE BOARD OF STEWARDS HAVE DETERMINED THAT LUIS RAMON RODRIGUEZ FAILED TO CORRECT HIS MOUNT SHORTLY AFTER THE START OF THE 7TH RACE ON SATURDAY, JULY 23, 2016. HIS MOUNT #1 "BALADA" CAME OUT CAUSING INTERFERENCE AND JOSTLING #2 "SPECTACULAR LADY" AND #3 "GO CATRINA GO". HIS MOUNT WAS DISQUALIFIED FROM 2ND AND PLACED 6TH.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #123
NAME: BRANDON ATES
DOB: 5/27/1978
PERMIT: #20931 TRAINER

The Stewards hereby impose the following penalty:

TRAINER BRANDON ATES 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." FAILURE TO HAVE "LOUD AND LOVELY" PRESENT IN THE PADDOCK FOR THE 3RD RACE ON TUESDAY, JULY 26, 2016.

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

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

Chief Steward

Steward

Steward

July 26, 2016
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #124

NAME: JUAN VELEZ
DOB: 5/15/1985
PERMIT: #22920 JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY JUAN VELEZ IS HEREBY RESTORED TO GOOD STANDING FOR HAVING PAID HIS FINE.

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

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

Chief Steward

Steward

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

RULING # 125
NAME: GARY WELSH
DOB: 8/28/1957
PERMIT: # 21716 OWNER/TRAINER

The Stewards hereby impose the following penalty:

HAVING WAIVED HIS RIGHT TO A HEARING THE BOARD OF STEWARDS FIND MR. WELSH IN VIOLATION OF WV RULE OF RACING: 178-4-49.3.m, 178-1-49.3.m.1, 178-1-49.3.m.7.A, 178-1-4-.3.m.7.B, 178-1-49.4.a.2 AND 178-1-51.1.a

THE OFFICIAL BLOOD SAMPLE #E204588 TAKEN FROM THE HORSE "MYPENNYFROMHEAVEN" WHICH FINISHED 3RD IN THE 9TH RACE ON TUESDAY, JULY 5, 2016 DID CONTAIN "BETAMETHASONE" A CONTROLLED THERAPEUTIC MEDICATION WHICH IS A CLASS 4 DRUG. CARRY A C PENALTY AT A CONCENTRATION LEVEL OF 17.2 +/- 2.2 pg/ml WHICH WAS CONFIRMED IN THE BLOOD. MR. WELSH ELECTED NOT TO SEND A SPLIT SAMPLE.

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

A.) THE PERMIT HOLDER'S PAST RECORD.
NO PREVIOUS POSITIVES

B.) THE POTENTIAL OF THE DRUG TO INFLUENCE THE HORSE'S PERFORMANCE.
CLASS 4 DRUGS GENERALLY HAVE A MORE LIMITED ABILITY TO INFLUENCE THE PERFORMANCE OF RACEHORSES.

C.) THE LEGAL AVAILABILITY OF THE DRUG.
LEGALLY AVAILABLE
D.) WHETHER THERE IS REASON TO BELIEVE THE PERMIT HOLDER KNEW OF THE ADMINISTRATION OF
INTENTIONALLY ADMINISTERED THE DRUG.

MR. WELSH ADMITTED TO KNOWING OF THE ADMINISTRATION OF THE DRUG.

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

STATED HORSE WAS TREATED ON FARM.

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

NO PROBABILITY

G.) THE PURSE MONEY

$6200.00 RACE

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

MR. WELSH STATED THE HORSE WAS TREATED BY PRIVATE VETERINARIAN

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

NO

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

YES, VETERINARIAN HAS WEST VIRGINIA LICENSED PERMIT.

K.) OTHER FACTORS DEEMED RELEVANT BY THE STEWARDS

NONE.

MR. WELSH IS FINED ONE THOUSAND ($1,000.00) DOLLARS AND THE "HORSEMYPENNYFROMHEAVEN" IS
DISQUALIFIED FROM ANY PURSE MONIES. THE PURSE WILL BE REDISTRIBUTED AS FOLLOWS:

TUESDAY, JULY 5, 2016

1) INTIMIDATING LADY
2) HAPPY TOWN
3) PRECIOUS DEPUTATNE
4) SPECIAL SHAMROCK
5) ELITE EYES
6) LOVE'S HALO
7) SUZY'S STORM
8) TRAD JAZZ

THE HORSEMAN'S BOOKKEEPER IS REQUESTED TO MAKE THE NECESSARY ADJUSTMENTS. THIS IS MR. WELSH'S 1ST OFFENSE AND HE WILL BE ASSESSED ONE (1) POINT.

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

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

Chief Steward

Steward

Steward
RULING #126
NAME: BURTON SIPP
DOB: 5/15/1944
PERMIT: #21640 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER BURTON SIPP IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR FAILURE TO HAVE BREED REGISTRATION PAPERS ON FILE FOR THE HORSE, "ICAMEFROMBARRY" IN THE 2ND RACE ON TUESDAY, JULY 26, 2016. A VIOLATION OF WV RULE OF RACING 178-1-44.1

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

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

Chief Steward

Steward

Steward
RULING #127
NAME: NOEL SANCHEZ
DOB: 7/5/1981
PERMIT: #21627 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER NOEL SANCHEZ IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR FAILURE TO HAVE BREED REGISTRATION PAPERS ON FILE WITH THE RACING OFFICE FOR THE HORSE "COEANDTHEDOC" IN THE 3RD RACE ON TUESDAY, JULY 26, 2016. A VIOLATION OF WV RULE OF RACING 178-1-44.1

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

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

Chief Steward

[Signatures]
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #128
NAME: TOMMY C. SHORT
DOB: 9/17/1962
PERMIT: #22956 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER TOMMY C. SHORT IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR FAILURE TO HAVE BREED REGISTRATION PAPERS ON FILE WITH THE RACING OFFICE FOR THE HORSE "OLDFASHION JUSTICE" IN THE 8TH RACE ON SATURDAY, JULY 30, 2016. A VIOLATION OF WV RULE OF RACING 178-1-44.1

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

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

Chief Steward

Steward

Steward
RULING #129
NAME: JOHN T. BROWN
DOB: 6/18/1957
PERMIT: #20065 TRAINER

The Stewards hereby impose the following penalty:

TRAINER JOHN T. BROWN IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR failure to have his horse present and available at the appropriate time for its treatment of Lasix on Saturday July 30, 2016 for Race #5. Horse "MAID OF HONOR" a violation of WV Rule of Racing 178-1-49.7.e.3 necessitating a late scratch.

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

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

Chief Steward

[Signature]
Steward

[Signature]
Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #130
NAME: ABDUL WILLIAMS
DOB: 6/2/1974
PERMIT: #22898 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER ABDUL WILLIAMS IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-44.17 FAILURE TO HAVE CURRENT NEGATIVE COGGINS FOR THE HORSE "PANZER ATTACK" NECESSITATING A LATE SCRATCH FROM THE 7TH RACE ON MONDAY, AUGUST 1, 2016.

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

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

[Signatures]
Chief Steward
Steward
Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #131
NAME: MELISSA GIAMBRONE
DOB: 2/22/1981
PERMIT: #20232 OWNER

The Stewards hereby impose the following penalty:


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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #132
NAME: ANTONIO PIZZURRO
DOB: 11/18/1953
PERMIT: #22977 OWNER/TRAINER

The Stewards hereby impose the following penalty:


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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS  
MOUNTAINEER RACETRACK  

RULING #133  
NAME: JAY P. BERNARDINI  
DOB: 9/12/1966  
PERMIT: #CT #12970 OWNER/TRAINER  

The Stewards hereby impose the following penalty:  

TRAINER JAY P. BERNARDINI IS HEREBY FINED TWO HUNDRED ($200.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-26.3.g. FAILURE TO HAVE #4 "HOW ABOUT PEACE" PRESENT IN THE PADDOCK RESULTING IN A LATE SCRATCH FROM THE 9TH RACE ON TUESDAY, AUGUST 2, 2016.  

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

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

Chief Steward  
Steward  
Steward
BEFORE THE BOARD OF STEWARDS
MONTAINEER RACETRACK

RULING #136

NAME: J. MICHAEL BAIRD
DOB: 4/20/1971
PERMIT: #20026 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER J. MICHAEL BAIRD IS HEREBY FINED TWO HUNDRED ($200.00) DOLLARS FOR VIOLATION OF
WV RULE OF RACING 178-1-26.3.g FAILURE TO HAVE #7 "ACADEMIC AFFAIR" PRESENT IN THE PADDOCK
RESULTING IN A LATE SCRATCH FROM THE 6TH RACE ON SUNDAY, AUGUST 7, 2016.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

NAME: GREGORY D. FOLEY
DOB: 12/27/1957
PERMIT: #23464 TRAINER

The Stewards hereby impose the following penalty:

TRAINER GREGORY D. FOLEY IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION
OF WV RULE OF RACING 178-1-44.1. FAILURE TO HAVE REGISTRATION PAPERS FOR "LATENT REVENGE"
FOR THE RUNNING OF THE 2ND RACE ON SATURDAY, AUGUST 6, 2016. THIS IS HIS FIRST OFFENSE.

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

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

Chief Steward

Steward

Steward
August 8, 2016

MOUNTAINEER RACETRACK

MULTIPLE MEDICATION VIOLATION RULING

RULING # 140

NAME: JUAN RUVALCABA

DOB: 10/20/1963

PERMIT: # 23129 OWNER/TRAINER

THE BOARD OF STEWARDS SCHEDULED A HEARING FOR TRAINER JUAN RUVALCABA FOR MONDAY, JULY 18, 2016

AT 11:00 AM. LEGAL COUNSEL FOR MR. RUVALCABA REQUESTED A CONTINUENCE UNTIL MONDAY, AUGUST 8, 2016

11:00 AM WHICH WAS GRANTED. THE BOARD OF STEWARDS CONVENED A HEARING ON MONDAY, AUGUST 8, 2016 WHICH MR. RUVALCABA NOR HIS LEGAL COUNSEL ATTENDED. THE BOARD OF STEWARDS PROCEEDED WITH A HEARING IN THEIR ABSENCE.

The Stewards hereby impose the following penalty:

A POSTIVE SAMPLE REPORTED BY INDUSTRIAL LABORATORIES. THE BOARD OF STEWARDS FIND THE FOLLOWING: THE OFFICIAL BLOOD SAMPLE "E204417" TAKEN FROM THE HORSE "HOME ON SATURDAY" WHICH FINISHED FIRST (1) IN THE FIRST RACE ON SATURDAY, JUNE 21, 2016 DID CONTAIN "DEXAMETHASONE" WHICH IS A CONTROLLED THERAPEUTIC MEDICATION 178-1-4.a.2 IT IS A CLASS 4 DRUG CARRYING A C PENALTY.

THE SAID SAMPLE #E204417 WAS REPORTED AT A CONCENTRATION LEVEL OF 47.0+/-3.8 pg/ml.

MR. RUVALCABA ELECTED NOT TO SEND A SPLIT SAMPLE. THE BOARD OF STEWARDS CONCLUDE THAT Mr. RUVALCABA VIOLATED SECTIONS 178-1-49.4.a AND 178-1-49.4.1 OF THE W.V.R.C CODE

A.) THE PERMIT HOLDER'S PAST RECORD.

MR. RUVALCABA HAD A "PHENYLBUTAZONE" OVERAGE IN 2014. HE HAS ALSO HAD ONE CLASS 4 VIOLATION IN 2016, IN WHICH HE WAS ASSESSED ONE (1) POINT UNDER THE MULTIPLE MEDICATION VIOLATION SYSTEM.
B.) THE POTENTIAL OF THE DRUG TO INFLUENCE THE HORSE'S PERFORMANCE.

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

C.) THE LEGAL AVAILABILITY OF THE DRUG.

LEGALLY AVAILABLE

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

INTENTIONALLY ADMINISTERED THE DRUG.

THE TRAINER DENIES ANY KNOWLEDGE OF THE ADMINISTRATION OF THE DRUG.

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

MR. RUVALCABA SHIPS IN TO MULTIPLE TRACKS.

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

HUMAN DRUG USE.

NONE

G.) THE PURSE MONEY

TUESDAY, JUNE 21, 2016 RACE 1 PURSE $6,200.00

H.) WHETHER THE DRUG FOUND WAS ONE FOR WHICH THE HORSE WAS RECEIVING A TREATMENT AS

DOCUMENTED BY THE TREATING VETERINARIAN'S TREATMENT RECORD.

NOT AVAILABLE

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

NONE

J.) WHETHER THE TRAINER WAS ACTING UNDER THE ADVICE OF A VETERINARIAN LICENSED TO PRACTICE

IN WEST VIRGINIA AND HOLDING AN OCCUPATIONAL PERMIT BY THE RACING COMMISSION.

MR. RUVALCABA SAID HE WAS NOT AWARE OF THE ADMINISTRATION OF THE DRUG.
OTHER FACTORS DEEMED RELEVANT BY THE STEWARDS
NONE.

THE REDISTRIBUTION OF THE SAID RACE IS AS FOLLOWS:

TUESDAY, JUNE 21, 2016

1) BROADWAY KATE
2) ELEVENSEXTYSEVEN
3) DONNA GOLD
4) SUITA MUSIC
5) IMPERIAL ROSE

BASED ON THE ABOVE THE BOARD OF STEWARDS IMPOSE THE FOLLOWING PENALTY FOR UNDERLYING OFFENSE.

MR. RUVALCABA IS HEREBY SUSPENDED FIFTEEN (15) DAYS EFFECTIVE TUESDAY, AUGUST 9, 2016 THROUGH AND INCLUDING TUESDAY, AUGUST 23, 2016. MR. RUVALCABA IS FINED FIFTEEN HUNDRED ($1,500.00) DOLLARS. THE SAID HORSE "HOME ON SATURDAY" IS DISQUALIFIED FROM ALL PURSE MONIES. MR. RUVALCABA WILL BE ASSESS ONE POINT UNDER THE MULTIPLE MEDICATION VIOLATION SYSTEM 178-1-49.3.m.3 GIVING HIM A TOTAL OF TWO POINTS IN WHICH HE RECEIVED ONE POINT FROM A PRIOR MEDICATION VIOLATION IN 2016. THIS IS MR. RUVALCABA'S SECOND OFFENSE IN A 365 DAY PERIOD.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

NAME: MARIO RAFAEL RODRIGUEZ
DOB:
PERMIT: CT #10682 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER MARIO R. RODRIGUEZ IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR FAILURE TO HAVE HIS HORSE PRESENT AND AVAILABLE AT THE APPROPRIATE TIME FOR ITS TREATMENT OF LASIX ON MONDAY, AUGUST 8, 2016 RACE #2, THE HORSE "YOU TARZEN". A VIOLATION OF WV RULE OF RACING 178-1-49.7.e.3. NECESSITATING A LATE SCRATCH.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #142
NAME: EDGAR PAUCAR
DOB: 2/14/1975
PERMIT: #20456 Jockey

The Stewards hereby impose the following penalty:

JOCKEY EDGAR PAUCAR IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-45.5.b. FAILURE TO REPORT AND WEIGH OUT AT THE APPOINTED TIME ON MONDAY, AUGUST 8, 2016 RESULTING IN A LATE RIDER CHANGE.

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

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

Chief Steward

Steward

Steward
RULING #143

NAME: DESHAWN PARKER
DOB: 1/8/1971
PERMIT: #20106 Jockey

The Stewards hereby impose the following penalty:

JOCKEY DESHAWN PARKER IS HEREBY SUSPENDED SEVEN (7) DAYS STARTING WEDNESDAY, AUGUST 10, 2016 THROUGH AND INCLUDING TUESDAY, AUGUST 16, 2016 FOR VIOLATION OF WV RULE OF RACING 178-1-45.7.b.1 and 178-1-45.7.c.3: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horse in the race." ALSO, "If the stewards determine the foul was intentional, due to careless riding, the jockey may be held responsible and his or her occupational permit may be disciplined."

AFTER MOVIE REVIEW THE BOARD OF STEWARDS DETERMINED THAT #1 "PLUMBAGO" RIDDEN BY DESHAWN PARKER DRIFTED OUT UNDER LEFT HANDED URGING, AND INITIATED CONTACT TO #4 "QUIET CANADIAN" DURING THE STRETCH RUN OF THE 6TH RACE ON SUNDAY, AUGUST 7, 2016. HIS MOUNT #1 "PLUMBAGO" WAS DISQUALIFIED FROM 1ST AND PLACED 2ND FOR INTERFERENCE. WHILE SUSPENDED MR. PARKER MAY GALLOP 178-1-28.1.f.

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.S.N.

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #144

NAME: EDUARDO CARAMORI
DOB: 12/8/1958
PERMIT: #22928 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER EDUARDO CARAMORI IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-44.1. FAILURE TO HAVE BREED REGISTRATION PAPERS ON FILE WITH THE RACING SECRETARY FOR THE HORSE "ACTIUM" WHICH RAN IN THE 1ST RACE ON TUESDAY, AUGUST 9, 2016. THIS IS MR. CARAMORI'S FIRST OFFENSE.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #145

NAME: DONALD T. BLANKENSHIP
DOB: 8/1/1984
PERMIT: #21743 TRAINER

The Stewards hereby impose the following penalty:

TRAINER DONALD T. BLANKENSHIP IS HEREBY FINED TWO HUNDRED AND FIFTY ($250.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-49.4.a.2. INDUSTRIAL LABORATORIES REPORTED SAMPLE #E203766 TAKEN FROM THE HORSE "ISLAND SUNSET" WHICH FINISHED 1ST IN THE 1ST RACE SUNDAY, JULY 31, 2016 DID CONTAIN "FLUNIXIN" AT A CONCENTRATION LEVEL OF 47.8 ng/ml. THIS IS MR. BLANKENSHIP'S FIRST OFFENSE AND HE IS ASSESSED ONE POINT FOR THE MULTIPLE MEDICATION VIOLATION SYSTEM.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #146
NAME: JOSEPH SCHNEIDER
DOB: 1/8/1980
PERMIT: CT #10955 JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY JOSEPH SCHNEIDER 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." FAILURE TO FULFILL HIS RIDING ENGAGEMENTS ON SUNDAY, AUGUST 14, 2016 RESULTING IN RIDER CHANGES IN RACES 3 AND 4. THIS IS MR. SCHNEIDER'S FIRST OFFENSE.

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

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

[Signatures]

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #147

NAME: HECTOR ROSARIO, JR
DOB: 9/2/1981
PERMIT: #22883 JOCKEY

The Stewards hereby impose the following penalty:

JOCKEY HECTOR ROSARIO, JR. IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-45.5.b. "Every jockey who is to ride shall report and weigh out at the appointed time." RESULTING IN RIDER CHANGES FOR RACE 1 AND RACE 2 ON SUNDAY, AUGUST 14, 2016. THIS IS MR. ROSARIO'S FIRST OFFENSE.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #148
NAME: JOSE M. DAVILA
DOB: 8/16/1983
PERMIT: #21759

The Stewards hereby impose the following penalty:

JOCKEY JOSE M. DAVILA IS HEREBY FINED FIFTY ($50.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-45.5.d. "Any overweight shall be declared by a jockey to the clerk of scales at the time appointed in advance of a race." MR. DAVILA FAILED TO REPORT HIS OVERWEIGHT AT THE APPOINTED TIME TO THE CLERK OF SCALES ON SUNDAY, AUGUST 14, 2016. THIS IS HIS FIRST OFFENSE.

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

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

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS  
MOUNTAINEER RACETRACK  

RULING #149  

NAME: ALEJANDRO GONZALEZ  
DOB: 2/20/1976  
PERMIT: #20772 OWNER/TRAINER  

The Stewards hereby impose the following penalty:

TRAINER ALEJANDRO GONZALEZ IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-44.1. FAILURE TO HAVE IT’S BREED REGISTRATION CERTIFICATE ON FILE IN THE RACING OFFICE FOR “EL COMANDER” FOR THE RUNNING OF THE 151 Race on Monday, August 15, 2016. This is Mr. Gonzalez first offense.

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

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

Chief Steward  
Signature  

Steward  
Signature  

Steward  
Signature
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #151
NAME: HECTOR ROSARIO, JR
DOB: 9/2/1981
PERMIT: #22883 Jockey

The Stewards hereby impose the following penalty:

A HEARING WAS CONVENED IN THE STEWARDS STAND ON TUESDAY, AUGUST 16, 2016.
HECTOR ROSARIO, JR. IS HEREBY SUSPENDED SIXTY (60) DAYS EFFECTIVE SATURDAY, AUGUST 20, 2016
THROUGH AND INCLUDING TUESDAY, OCTOBER 18, 2016 FOR VIOLATION OF WV RULE OF RACING
#178-1-28.3.a, 178-1-24.11-gg AND 178-1-45.7.c. MR. ROSARIO FAILED TO PUT FORTH HIS BEST EFFORT
DURING THE RUNNING OF THE 8TH RACE ON MONDAY, AUGUST 15, 2016 WHILE RIDING THE HORSE
"SECONDHAND JUSTICE." WHILE SUSPENDED HE IS DENIED THE GROUNDS UNDER THE JURISDICTION
JURISDICTION OF THE WV RACING COMMISSION.

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

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

[Signatures]
Chief Steward

Steward

Steward
RULING #56

NAME: JUAN M. RUVALCABA

DOB: 10/20/1963

PERMIT: #23129 OWNER/TRAINER

The Stewards hereby impose the following penalty:

HAVING WAIVED HIS RIGHT TO A HEARING REGARDING A REPORT FROM INDUSTRIAL LABORATORIES. THE STEWARDS FIND THE FOLLOWING:

THE OFFICIAL BLOOD SAMPLE E189588 TAKEN FROM THE HORSE "STRATEGIC DIVA" WHICH FINISHED 1ST IN THE 4TH RACE ON MONDAY, MAY 16, 2016 DID CONTAIN "DEXAMETHSONE" AT A CONCENTRATION LEVEL OF 76.4 +/- pg/ml WHICH IS A 49.4a.2 CONTROLLED THERAPEUTIC MEDICATION WHICH IS A CLASS 4 DRUG CARRYING A CLASS C PENALTY. THE BOARD OF STEWARDS CONCLUDE: THAT MR. RUVALCABA HAS VIOLATED SECTIONS 178-1-49.4a AND 178-1-49.4a.1 OF THE THOROUGHBRED RULE 178- W WVA C.S.R. 1

A.) THE PERMIT HOLDER'S PAST RECORD.

MR. RUVALCABA HAS NO PRIOR MEDICATION VIOLATIONS UNDER THE MULTIPLE MEDICATION VIOLATION SYSTEM.

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

CLASS 4 DRUGS HAVE LESS OF AN ABILITY TO INFLUENCE THE PERFORMANCE OF A RACEHORSE.
C.) THE LEGAL AVAILABILITY OF THE DRUG.

THERAPEUTIC MEDICATIONS ARE LEGALLY AVAILABLE.

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

MR. RUVALCABA ADCMITTED TO KNOWING OF THE ADMINISTRATION OF THE DRUG.

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

THIS INFORMATION IS NOT AVAILABLE SINCE MR. RUVALCABA WAIVED HIS RIGHTS TO A HEARING.

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

NO PROBABILITY

G.) THE PURSE MONEY

MONDAY, MAY 11, 2016 $6,300.00

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

THIS INFORMATION IS NOT AVAILABLE.

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

NO SUSPICIOUS BETTING PATTERN

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

MR. RUVALCABA WAS NOT ACTING UNDER THE ADVICE OF A LICENSED VETERINARIAN.

K.) OTHER FACTORS DEEMED RELEVANT BY THE STEWARDS

NO OTHER FACTORS.
Monday, May 16, 2016 4th Race

1) ANITA VACATION
2) POLO IS CHEAPER
3) PUNTEADA
4) VEREDA TROPICAL
5) GIDDYUPMYFOURONINE

BASED ON THE ABOVE THE STEWARDS IMPOSE THE FOLLOWING PENALTY UNDERLYING OFFENSE.

MR. RUVALCABA IS HEREBY FINED ONE THOUSAND ($1,000.00) DOLLARS AND THE SAID HORSE "STRATEGIC DIVA" IS DISQUALIFIED FROM ALL PURSE MONEY. MR. RUBALCABA WILL BE ASSESSED ONE (1) POINT UNDER THE MULTIPLE MEDICATION VIOLATION SYSTEM. 49.3.m.3

THE REDISTRIBUTION OF THE SAID RACE IS AS FOLLOWS.

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

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

Chief Steward

[Signature]

Steward

[Signature]
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #150
NAME: DAVE TREHARNE
DOB: 1/11/1979
PERMIT: #20546 OWNER/TRAINER

The Stewards hereby impose the following penalty:

TRAINER DAVE TREHARNE IS HEREBY FINED ONE HUNDRED ($100.00) DOLLARS FOR VIOLATION OF WV RULE OF RACING 178-1-44.17. FAILURE TO HAVE A CURRENT NEGATIVE COGGINS FOR THE HORSE "D'FOREST DIVA" NECESSITATING A LATE SCRATCH FROM 1ST RACE ON TUESDAY, AUGUST 16, 2016.

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

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

[Signatures]

Chief Steward

Steward

Steward