

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

RULING #151

DATE: 10/2/2018

NAME: Ben Delong

DOB: 11/4/1985

PERMIT: # 17483 Owner/Trainer



The Stewards hereby impose the following penalty:

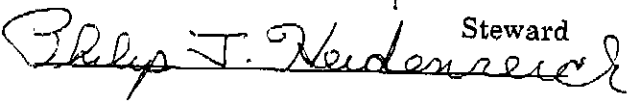
Owner/Trainer Ben Delong is hereby fined two hundred dollars (\$200.00) for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered."

Failure to have the horse "Lighten Up Frances" present in the paddock for the 7<sup>th</sup> race on Tuesday, October 2, 2018, necessitating a late scratch.

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

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

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

  
\_\_\_\_\_  
Steward  
Steward

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

**RULING #152**

**DATE: 10/5/2018**

**NAME: Kayla Jacobs**

**DOB: 10/26/1994**

**PERMIT: # 20203 Food & Beverage**


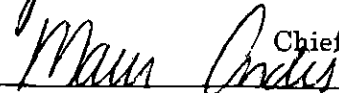
The Stewards hereby impose the following penalty:

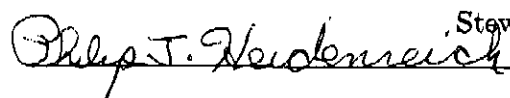
Kayla Jacobs is hereby summarily suspended pending a hearing for violation of WV Rule of Racing 178-1-24.3.b.6.

Ms. Jacobs tested positive for "THC" and "Cocaine" on Wednesday, October 3, 2018.

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

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

RULING #153

DATE: 10/5/2018

NAME: Shawn Fairman

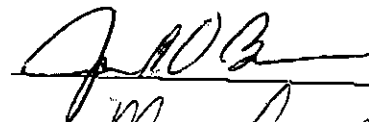
DOB: 6/24/1969

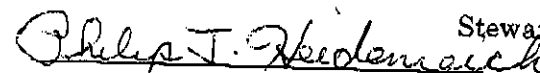
PERMIT: # 20175 Trainer

The Stewards hereby impose the following penalty:

Trainer Shawn Fairman is hereby reinstated after paying his fines for ruling number 125 and ruling number 72.

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

  
\_\_\_\_\_  
Mike Andrews Chief Steward

  
\_\_\_\_\_  
Philip J. Kiedanovich Steward

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

RULING #154

DATE: 10/6/2018

NAME: Danny Bird

DOB: 8/31/1956

PERMIT: # 20154 Trainer

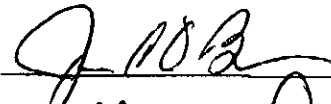

The Stewards hereby impose the following penalty:

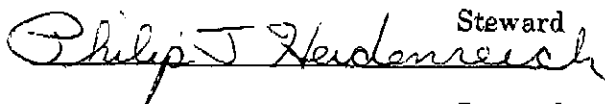
Trainer Danny Bird is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.1. "Its breed registration certificate is not on file with the association's racing secretary one-half (1/2) hour before post time of the first race."

Mr. Bird failed to have the foal registration papers on file with the racing office for "Grady's Lady" in the 1<sup>st</sup> race on Wednesday, October 3, 2018.

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

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

RULING #155

DATE: 10/9/2018

NAME: Keivan Serrano

DOB: 8/26/1998

PERMIT: # 20140 Jockey

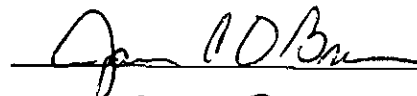
The Stewards hereby impose the following penalty:

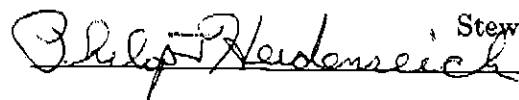
Jockey Keivan Serrano is hereby fined fifty dollars (\$50.00) for violation of WV Rule of Racing 178-1-45.5.d.

Jockey Keivan Serrano failed to report his correct riding weight to the clerk of scales at the appointed time. This is his 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.

  
\_\_\_\_\_  
Bob Reed Chief Steward

  
\_\_\_\_\_  
Philip Henderson Steward  
Steward

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

RULING #156

DATE: 10/9/2018

NAME: Kellyn Gorder

DOB: 8/27/1967

PERMIT: # 20663 Trainer


The Stewards hereby impose the following penalty:


Trainer Kellyn Gorder is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.1.

Mr. Gorder failed to have registration papers on file with the racing secretary's office for "Firewater Rocket" for the running of the 8<sup>th</sup> race on Monday, October 8, 2018.

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.

  
\_\_\_\_\_  
Bob Reed Chief Steward

  
\_\_\_\_\_  
Philip J. Henderson Steward  
Steward

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

RULING #157

DATE: 10/10/2018

NAME: Kellyn Gorder

DOB: 8/27/1967

PERMIT: # 20663 Trainer

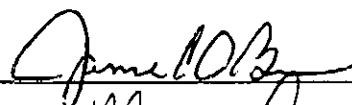
The Stewards hereby impose the following penalty:

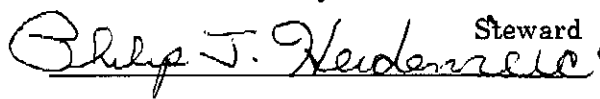
Trainer Kellyn Gorder is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.1. "Its breed registration is not on file with the association's racing secretary one-half hour before post time of the first race."

Mr. Gorder failed to have the foal registration papers on file with the racing office for "Mahdia" in the 5<sup>th</sup> race on Wednesday, October 10, 2018.

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

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

  
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Chief Steward

  
\_\_\_\_\_  
Steward  
Steward

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

RULING #158

DATE: 10/15/2018

NAME: Shawn Marks

DOB: 9/16/1949

PERMIT: # 22324 Owner/Trainer

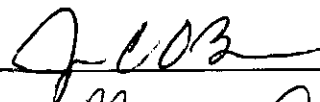
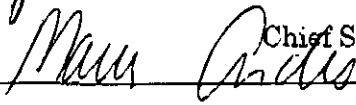
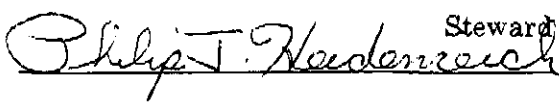
The Stewards hereby impose the following penalty:

Trainer Shawn Marks is hereby fined one hundred dollars (\$100.00) 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."

Mr. Marks failed to have a current coggins for "Becoming Machen" for the running of the 5<sup>th</sup> race on Sunday, October 14, 2018.

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

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

  
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Steward



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

RULING #159

DATE: 10/15/2018

NAME: John McKee

DOB: 8/21/1981

PERMIT: # 21118 Jockey


The Stewards hereby impose the following penalty:

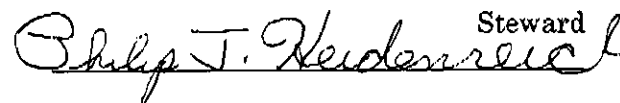
Jockey John McKee is hereby fined fifty dollars (\$50.00) for violation of WV Rule of Racing 178-1-28.3.b. "A jockey shall faithfully fulfill all engagements in respect to racing."

Mr. McKee failed to fulfill his riding engagement for the 1st race on Sunday, October 14, 2018, necessitating a late rider change. This is his 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.

  
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Philip J. Henderson  
Chief Steward

  
\_\_\_\_\_  
Philip J. Henderson  
Steward

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

RULING #160

DATE: 10/15/2018

NAME: Monica Krummen

DOB: 10/13/1963

PERMIT: # 20965 Owner/Trainer


The Stewards hereby impose the following penalty:

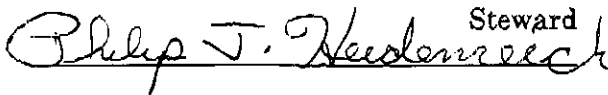
Owner/Trainer Monica Krummen is hereby fined two hundred dollars (\$200.00) for violation of WV Rule of Racing 178-1-26.5.g. Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered."

Ms. Krummen failed to have the horse "Spot a Kiss" present in the paddock for the 8<sup>th</sup> race on Sunday, October 14, 2018, 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.

  
\_\_\_\_\_  
Philip J. Henderson Chief Steward

  
\_\_\_\_\_  
Philip J. Henderson Steward  
Steward

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

RULING #161

DATE: 10/15/2018

NAME: Steve Ballou

DOB:

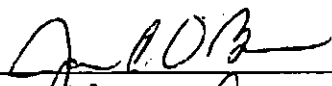
PERMIT: # Not currently licensed

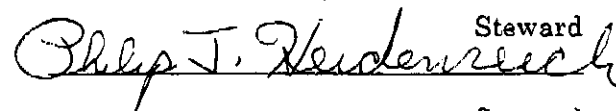
The Stewards hereby impose the following penalty:

Having met all of his financial obligations, owner Steve Ballou is hereby reinstated.

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.

  
\_\_\_\_\_  
Mike And Chief Steward

  
\_\_\_\_\_  
Philip J. Henderson Steward  
Steward

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

RULING #162

DATE: 10/15/2018

NAME: Gary Welsh

DOB: 8/28/1957

PERMIT: # 20169 Owner/Trainer

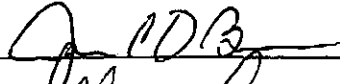

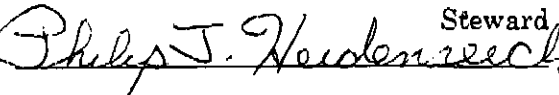
The Stewards hereby impose the following penalty:

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

Mr. Welsh failed to have the horse "Awesome Maddi C" present in the paddock for the 8<sup>th</sup> race on Monday, October 15, 2018, necessitating a late scratch.

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

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

  
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Chief Steward  
  
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Steward  
Steward

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

RULING #163

DATE: 10/16/2018

NAME: Michael McClanahan

DOB: 1/4/1974

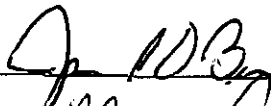
PERMIT: # 16087 Groom

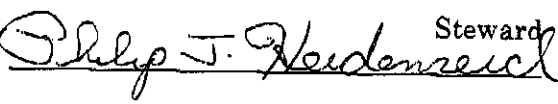
The Stewards hereby impose the following penalty:

Groom Michael McClanahan is hereby summarily suspended for violation of WV Rule of Racing 178-1-24.3.b.5, pending a hearing on Monday, October 29, 2018 at 10:00 AM.  
On Sunday, October 14, 2018, Mr. McClanahan refused testing ordered by the Board of Stewards.

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.

  
\_\_\_\_\_  
Philip J. Hordensreich Chief Steward

  
\_\_\_\_\_  
Philip J. Hordensreich Steward

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

RULING #164

DATE: 10/16/2018

NAME: Aaron West

DOB: 1/25/1988

PERMIT: # 16155 Trainer

The Stewards hereby impose the following penalty:

Trainer Aaron West is hereby fined one hundred dollars (\$100.00) for the violation of WV Rule of Racing 178-1-44.1. "its breed registration is not on file with the association's racing secretary one-half (1/2) hour before post time of the first race."

Mr. West failed to have the foal registration papers on file with the racing office for "Field of Dreams" in the 8<sup>th</sup> race on Tuesday, October 16, 2018.

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.

John B. ...  
Man ... Chief Steward

Philip J. Henderson Steward  
Steward

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

RULING #165

DATE: 10/16/2018

NAME: Kayla Jacobs

DOB: 10/26/1994

PERMIT: # 20203 Food & Beverage

The Stewards hereby impose the following penalty:

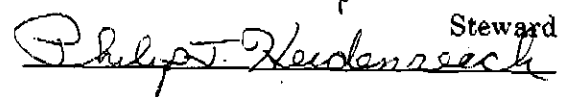
Kayla Jacobs is hereby suspended pending an evaluation proving her condition is non-addictive. Ms. Jacobs must also produce a negative test result.

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

**BEFORE THE BOARD OF STEWARDS**

**RULING**

RULING #166

DATE: 10/16/2018

NAME: Carmelo Ortiz-Ruiz

DOB: 12/9/1996

PERMIT: #19415 Owner/Trainer

The Stewards hereby impose the following penalty:

Ruling number 128 is hereby rescinded having been issued in error on 9/10/2018.

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.

John C. B.  
Main Clerk Chief Steward

Philip J. Henderson  
Steward  
Steward



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

RULING #167

DATE: 10/17/2018

NAME: John McKee

DOB: 8/21/1981

PERMIT: # 21118 Jockey

The Stewards hereby impose the following penalty:

Ruling number 159, issued to John McKee is hereby rescinded.

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.

Q. COB  
Man Gade Chief Steward

Philip J. Henderson Steward  
Steward

**BEFORE THE BOARD OF STEWARDS  
MOUNTAINEER RACETRACK**

**RULING**

DATE: 10/17/2018

NAME: John McKee

DOB: 8/21/1981

PERMIT: # 21118 Jockey

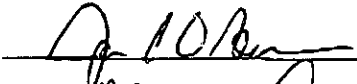
The Stewards hereby impose the following penalty:


Jockey John McKee is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-28.3.b. "A jockey shall faithfully fulfill all engagements in respect to racing."

Mr. McKee failed to fulfill his riding engagement for the 1st race on Sunday, October 14, 2018, necessitating a late rider change. This is his 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  
Steward

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

RULING #169

DATE: 10/16/2018

NAME: Erik Barbaran

DOB: 1/19/1992

PERMIT: # 16927 Jockey

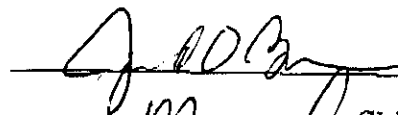
The Stewards hereby impose the following penalty:


Jockey Erik Barbaran is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-28.3.b. "A jockey shall faithfully fulfill all engagements in respect to racing."

Mr. Barbaran failed to fulfill his riding engagement for the 1<sup>st</sup> race on Monday, October 15, 2018, necessitating a late rider change. This is his 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.

  
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Man Andis Chief Steward

  
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Steward  
Steward

**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

RULING #170

DATE: 10/16/2018

NAME: Erik Barbaran

DOB: 1/19/1992

PERMIT: # 16927 Jockey

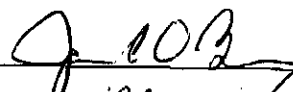
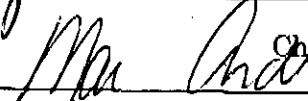
The Stewards hereby impose the following penalty:

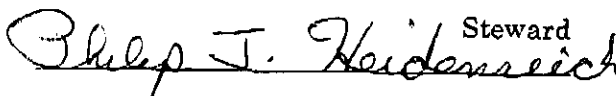
Jockey Erik Barbaran is hereby fined two hundred dollars (\$200.00) for violation of WV Rule of Racing 178-1-28.3.b. "A jockey shall faithfully fulfill all engagements in respect to racing."

Mr. Barbaran failed to fulfill his riding engagement for the 2<sup>nd</sup> race on Tuesday, October 16, 2018, necessitating a late rider change. This is his second 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  
Steward

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

RULING #171

DATE: 10/19/2018

NAME: Robert Zircher

DOB: 6/7/1951

PERMIT: # 18156 Trainer

The Stewards hereby impose the following penalty:

Having waived his right to a hearing, trainer Robert Zircher is fined two hundred fifty dollars (\$250.00) for violation of WV Rule of Racing 178-49.4.a.2.



Industrial Laboratories reported sample # E275133, taken from the horse "I'm Ever Ready", which finished 1<sup>st</sup> in the 5<sup>th</sup> race on Sunday, September 23, 2018, did contain Flunixin above the legal threshold. The sample was quantitated at the level of (50.7 pg/ml).


Mr. Zircher elected not to send a split sample.

This is Mr. Zircher's 1<sup>st</sup> offense and he is assessed one-half (1/2) point pursuant to section 178-1-49.3.m.

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

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

RULING #172

DATE: 10/21/2018

NAME: Bernard L. Kleine

DOB: 7/25/1947

PERMIT: # 20760 Owner/Trainer



The Stewards hereby impose the following penalty:


Owner/trainer Bernard Kleine is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.17.

Mr. Kleine failed to have a current Coggins on file with the racing office for the horse "Storm Protection" in the 3<sup>rd</sup> race on Sunday, October 21, 2018, 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

  
\_\_\_\_\_  
Philip J. Henderson Steward  
Steward

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

RULING #173

DATE: 10/23/2018

NAME: Duane Wells

DOB: 1/8/1971

PERMIT: # 20493 Trainer

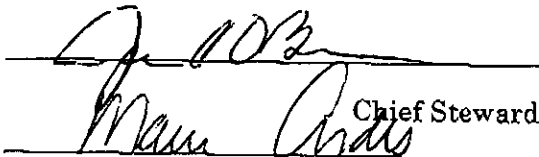
The Stewards hereby impose the following penalty:

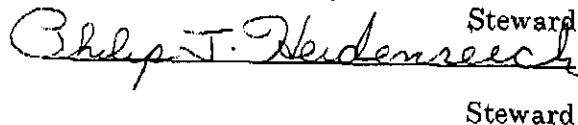
Trainer Duane Wells is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.17.

Mr. Wells failed to have a current Coggins on file with the racing office for the horse "Stratus Storm" in the 3<sup>rd</sup> race on Monday, October 22, 2018, 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.

  
\_\_\_\_\_  
Mark Andis Chief Steward

  
\_\_\_\_\_  
Philip J. Heidemeck Steward  
Steward

**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

**RULING #174**

**NAME: Bernard L. Kleine**

**DOB: 7/25/1947**

**PERMIT: # 20760 Owner/Trainer**

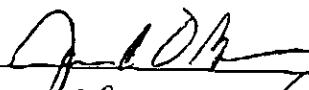
The Stewards hereby impose the following penalty:


Owner/trainer Bernard Kleine is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-49.7.e.3. "A trainer is responsible for ensuring that the horse is available at the appointed time for its treatment."

Mr. Kleine failed to have the horse "Wild Looker" present and available for its treatment of Lasix for the 1<sup>st</sup> race on Monday, October 22, 2018, 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.

  
\_\_\_\_\_  
Philip J. Heidenreich Chief Steward

  
\_\_\_\_\_  
Philip J. Heidenreich Steward  
Steward



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

RULING #175

DATE: 10/23/2018

NAME: John McKee

DOB: 8/21/1981

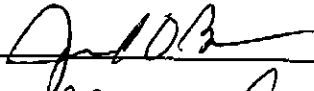
PERMIT: # 21118 Jockey


The Stewards hereby impose the following penalty:

Ruling number 168, issued to John McKee is hereby rescinded.

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.

  
\_\_\_\_\_  
Mark Andis Chief Steward

  
\_\_\_\_\_  
Philip J. Henderson Steward  
Steward

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

RULING #176

DATE: 10/23/2018

NAME: Mort Shirazi

DOB: 3/25/1970

PERMIT: # 12487 Owner/Trainer

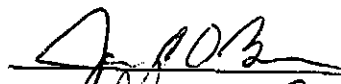
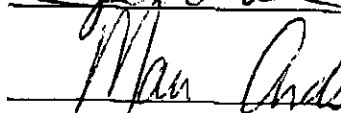
The Stewards hereby impose the following penalty:

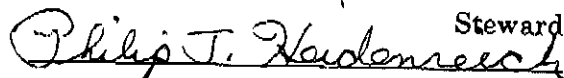
Owner/Trainer Mort Shirazi is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.1. "its breed registration is not on file with the association's racing secretary one-half (1/2) hour before post time of the first race."

Mr. Shirazi failed to have the foal registration papers on file with the racing office for "Miami Tiger" in the 8<sup>th</sup> race on Tuesday, October 23, 2018.

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

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

RULING #177

DATE: 10/27/2018

NAME: Martin Arosemena

DOB: 1/30/1949


PERMIT: # Trainer (not currently licensed)


The Stewards hereby impose the following penalty:

Trainer Martin Arosemena is hereby restored to good standing after having tested positive for THC, Mr. Arosemena successfully received a positive evaluation from a certified drug and alcohol counselor. Mr. Arosemena is subject to random testing at the discretion of the Board of Stewards.

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.

  
\_\_\_\_\_  
Man Andrews Chief Steward

  
\_\_\_\_\_  
Philip J. Heidenreich Steward  
Steward

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

RULING #178

DATE: 10/29/2018

NAME: Nick Joseph Caruso

DOB: 9/17/1989

PERMIT: # 13866 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Nick Joseph Caruso is hereby suspended for failure to pay his fines. Mr. Caruso owes a total of one hundred dollars (\$100.00) for ruling number 121, dated August 5, 2018.

ALL APPEALS MUST BE FILED WITH 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.

John D. B...  
Chief Steward

Philip J. H...  
Steward  
Steward

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

RULING #179-Revised

DATE: 10/29/2018

NAME: Marco A. Ccamaque

DOB: 10/16/1973

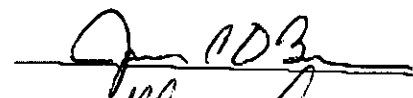
PERMIT: # 22749 Jockey


The Stewards hereby impose the following penalty:

Jockey Marco A. Ccamaque is hereby suspended for failure to pay his fines. Mr. Ccamaque owes a total of three hundred dollars (\$300.00). One hundred dollars (\$100.00) for ruling number 115, dated August 8, 2018 and two hundred dollars (\$200.00) for ruling number 134, dated September 21, 2018.

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

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

RULING #180

DATE: 10/29/2018

NAME: Ben Delong

DOB: 11/4/1985

PERMIT: # 17488 Trainer

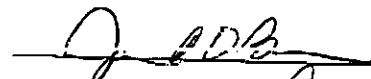

The Stewards hereby impose the following penalty:

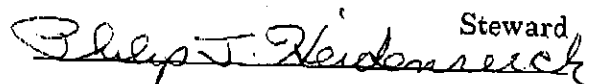
Trainer Ben Delong is hereby suspended for failure to pay his fines.

Mr. Delong owes a total of four hundred dollars (\$400.00). Two hundred dollars (\$200.00) for ruling number 109, dated August 7, 2018 and two hundred dollars (\$200.00) for ruling number 151 dated October 2, 2018.

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

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

RULING #181

DATE: 10/29/2018

NAME: Jerold L. Gammon

DOB: 4/25/1936


PERMIT: #17110 Owner/Trainer

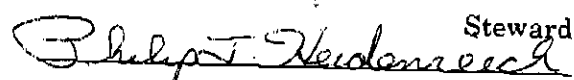
The Stewards hereby impose the following penalty:

Owner/Trainer Jerold L. Gammon is hereby suspended for not paying his fine. Mr. Gammon owes a total of one hundred dollars (\$100.00) for racing number 110, dated August 8, 2018.

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

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

RULING #182

DATE: 10/29/2018

NAME: Alejandro Gomez

DOB: 1/21/1958

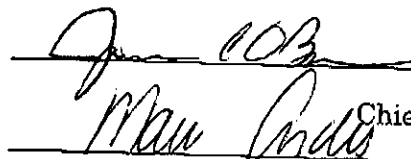
PERMIT: # 17006 Owner & # 17007 Trainer

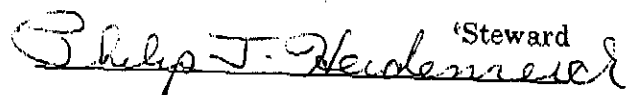
The Stewards hereby impose the following penalty:

Owner/Trainer Alejandro Gomez is hereby suspended for not paying his fine. Mr. Gomez owes a total of one thousand dollars (\$1,000.00) for ruling number 111, dated August 6, 2018.

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



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

RULING #183

DATE: 10/29/2018

NAME: Santiago Medina

DOB: 6/13/1969


PERMIT: # 17548 Trainer


The Stewards hereby impose the following penalty.

Trainer Santiago Medina is hereby suspended for not paying his fine. Mr. Medina owes a total of seven hundred fifty dollars (\$750.00) for ruling number 117, dated August 14, 2018.

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.

  
\_\_\_\_\_  
Philip J. Heidenreich Chief Steward

  
\_\_\_\_\_  
Philip J. Heidenreich Steward  
Steward

**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

RULING #184

DATE: 10/29/2018

NAME: Robert Vandyke

DOB: 7/25/1994

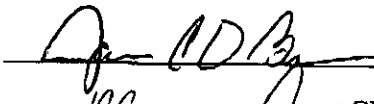
PERMIT: # 19767 Groom

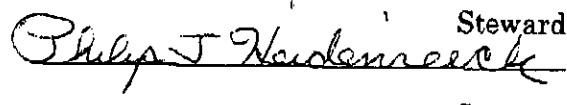
The Stewards hereby impose the following penalty:

After conducting a hearing, the Board of Stewards hereby fine Groom Robert Vandyke two hundred fifty dollars (\$250.00) for violation of WV Rule of Racing 178-1-23.2.b.1 "smoking on the associations grounds in a restricted area."

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.

  
Philip J. Henderson Chief Steward

  
Steward  
Steward

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

RULING #185

DATE: 10/29/2018

NAME: Tabiatha Powell

DOB: 8/8/1996


PERMIT: # 20894 Groom

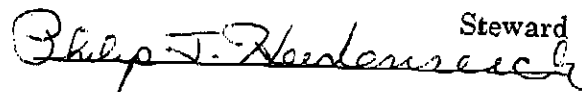
The Stewards hereby impose the following penalty:

After conducting a hearing, the Board of Stewards hereby fine Groom Tabiatha Powell two hundred fifty dollars (\$250.00) for violation of WV Rule of Racing 178-1-23.2.b.1 "smoking on the associations grounds in a restricted area."

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.

  
Mark Chad Chief Steward

  
Philip J. Henderson Steward  
Steward

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

RULING #186

DATE: 10/30/2018

NAME: Jerold L. Gammon

DOB: 4/25/1936

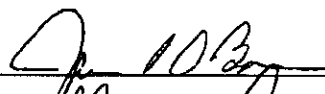
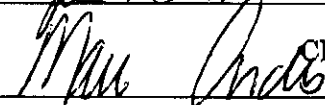
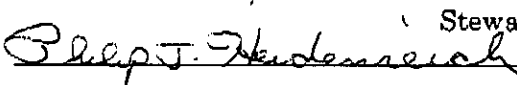
PERMIT: #17110 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Jerold L. Gammon is hereby reinstated after paying his fine.

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

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

DATE: 10/31/2018

RULING #: 187

TO: Eduardo Caramori

DOB: 12/18/1958

PERMIT #: 15829 Trainer

The Stewards hereby impose the following penalty:

Having waived his right to a hearing, Trainer Eduardo Caramori is hereby fined one thousand dollars (\$1,000.00) for violation of WV Rule of Racing 178-1-49.4.a.2.

Industrial Laboratories reported sample E284211 taken from the horse "Da Diamantina" which finished 1<sup>st</sup> in the 6<sup>th</sup> race on Tuesday, October 9, 2018 did contain Dexamethasone above the legal threshold. The Dexamethasone was quantitated at the level of (51.2 ng/ml). Mr. Caramori refused to send a split sample.

Mr. Caramori is assessed ½ point for the Dexamethasone violation for a total of ½ points under the Multiple Medication Violation system.

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

1<sup>st</sup>) Laser Lynn

2<sup>nd</sup>) Buddy's Babe

3<sup>rd</sup>) Flatter Me Sydney

4<sup>th</sup>) Lisnet

5<sup>th</sup>) Tailored Energy

6<sup>th</sup>) Telling Secrets

7<sup>th</sup>) Nitassweetpea

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

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

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

J. 103  
Chief Steward

Maur. Andrew  
Steward

Philip J. Henderson  
Steward

**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

RULING #188

DATE: 11/10/2018

NAME: Jorge Guerra

DOB:



PERMIT: #

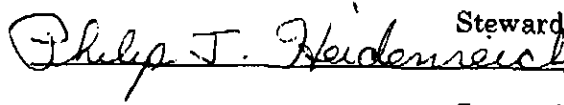
The Stewards hereby impose the following penalty:

Jorge Guerra is hereby restored to good standing after having paid his fine for ruling number 364 dated September 27, 2011.

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

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

RULING #189

DATE: 11/10/2018

NAME: John T. Brown

DOB: 6/18/1957

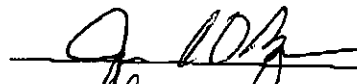

PERMIT: #16153 Trainer

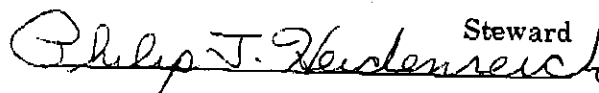
The Stewards hereby impose the following penalty:

Trainer John T. Brown is hereby reinstated after paying his fine.

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



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

RULING #190

DATE: 11/10/2018

NAME: Marco Ccamaque

DOB: 10/16/1973

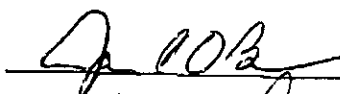

PERMIT: #22749 Jockey


The Stewards hereby impose the following penalty:

Jockey Marco Ccamaque is hereby reinstated after paying his fine.

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

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

RULING #191

DATE: 11/13/2018

NAME: Cameron Miller

DOB: 3/13/1991

PERMIT: # 17487 Pony Rider & # 17486 Asst. Starter

The Stewards hereby impose the following penalty:

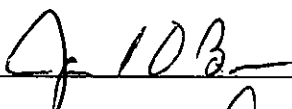
A hearing was convened on Monday, November 12, 2018 for Cameron Miller for creating an altercation and causing bodily harm to the outrider while on the backside on Sunday, October 28, 2018. In addition, Mr. Miller opened the stable gate and left grounds after security officers told him not to leave after learning he had alcohol with him while he was on a horse earlier.

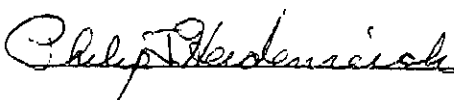
Mr. Miller is found to be in violation of WV Rule of Racing 178-1-24.11.ff and 178-1-24.gg.

Mr. Miller is fined five hundred dollars (\$500.00) and is suspended for one hundred eighty (180) days beginning Monday, November 12, 2018 through and including Friday, May 10, 2019.

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

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

  
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Maur Andes Chief Steward

  
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Steward  
Steward

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

RULING #192

DATE: 11/24/2018

NAME: Nick Joseph Caruso

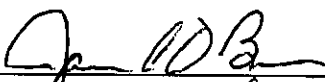
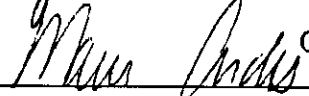
DOB: 9/17/1989

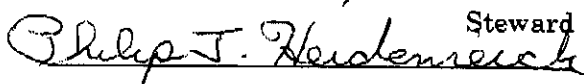
PERMIT: # 13866 Owner/Trainer

Owner/Trainer Nick Joseph Caruso is hereby restored for paying his fines.

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

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

RULING #193

DATE: 11/26/2018

NAME: Ben Delong

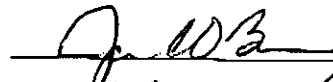

DOB: 11/4/1985

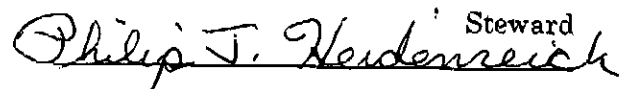
PERMIT: # 17483 Trainer

Trainer Ben Delong is hereby restored for having paid his fines.

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

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

RULING #194

DATE: 11/27/2018

NAME: Scott Nicks

DOB: 4/20/1968

PERMIT: # 21149 Trainer

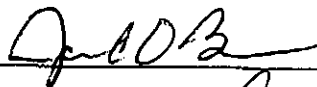
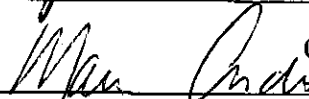
The Stewards hereby impose the following penalty:


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

Failure to have the horse "Quick Graduate" present in the paddock for the 8<sup>th</sup> race on Monday, November 26, 2018, necessitating a late scratch.

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

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

  
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Chief Steward

  
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Steward  
Steward

**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

RULING #195

DATE: 11/27/2018

NAME: Walter Bish

DOB: 10/12/1946

PERMIT: # 15841 Owner/Trainer

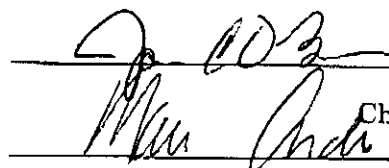
The Stewards hereby impose the following penalty:


Owner/Trainer Walter Bish is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.17.

Mr. Bish failed to have a current Coggins on file with the racing office for the horse "Quietly Cuba" in the 1<sup>st</sup> race on Monday, November 26, 2018, necessitating a late scratch.

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

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

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

  
\_\_\_\_\_  
Steward  
Steward

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

RULING #196

DATE: 12/3/2018

NAME: Donna Zook

DOB: 10/28/1955

PERMIT: # 22370 Owner/Trainer



The Stewards hereby impose the following penalty:

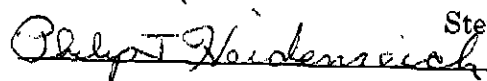
Owner/Trainer Donna Zook is hereby fined two hundred dollars (\$200.00) for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered."

Failure to have the horse "R Rousey" present in the paddock for the 4<sup>th</sup> race on Sunday, December 2, 2018, necessitating a late scratch.

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

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

  
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Chief Steward

  
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Steward  
Steward

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

RULING #197

DATE: 12/9/2018

NAME: Sam Spanovich

DOB: 6/19/1961

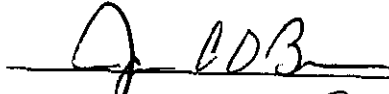
PERMIT: # 19760 Dealer

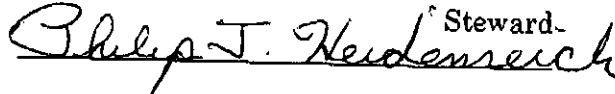
The Stewards hereby impose the following penalty:

Dealer Sam Spanovich is hereby summarily suspended for violation of WV Rule of Racing 178-1-24.3.b.6, testing positive for Benzodiazepines, pending a hearing on Monday, December 17, 2018 at 10:00 AM.

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.

  
\_\_\_\_\_  
Robert E. Reed Chief Steward

  
\_\_\_\_\_  
Philip J. Heidenreich Steward



**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

RULING #198

DATE: 12/10/2018

NAME: Miles H. Heinen

DOB: 4/23/1967

PERMIT: # 16126 Owner/Trainer


The Stewards hereby impose the following penalty:


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

Failure to have the horse "Charlie's Rainbow" present in the paddock for the 9<sup>th</sup> race on Sunday, December 9, 2018, necessitating a late scratch.

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

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

  
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Main Andis Chief Steward

  
\_\_\_\_\_  
Philip J. Henderson Steward  
Steward

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

**RULING #199**

**DATE: 12/11/2018**

**NAME: Miles H. Heinen**

**DOB: 4/23/1967**

**PERMIT: # 16126 Owner/Trainer**

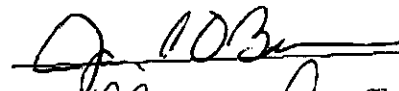
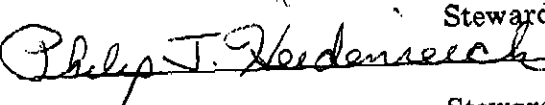
The Stewards hereby impose the following penalty:

Owner/Trainer Miles H. Heinen is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered."

Failure to have the horse "Excelisberg" present in the paddock for the 1<sup>st</sup> race on Monday, December 10, 2018, 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 within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.

  
\_\_\_\_\_  
Mark Andis Chief Steward  
  
\_\_\_\_\_  
Philip J. Hedensack Steward  
Steward

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

RULING #200

DATE: 12/11/2018

NAME: J. Michael Baird

DOB: 4/20/1971

PERMIT: # 16910 Owner/Trainer

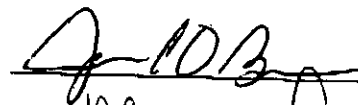

The Stewards hereby impose the following penalty:

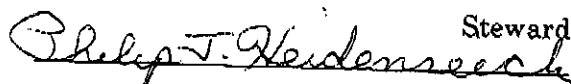
Owner/Trainer J. Michael Baird is hereby fined two hundred dollars (\$200.00) for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered."

Failure to have the horse "Cobra Kid" present in the paddock for the 3<sup>rd</sup> race on Monday, December 10, 2018, 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.

  
Mam  Chief Steward

  
Philip J. Heidenseck Steward  
Steward

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

RULING #201

DATE: 12/11/2018

NAME: Christi Flores

DOB: 10/11/1968

PERMIT: # 22417 Owner/Trainer


The Stewards hereby impose the following penalty:


Owner/Trainer Christi Flores is hereby fined two hundred dollars (\$200.00) for violation of WV Rule of Racing 178-1-8.5.n "Each entrainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered."

Failure to have the horse "Big Nono" present in the paddock for the 9<sup>th</sup> race on Tuesday, December 11, 2018, 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.

  
Philip J. Heidenreich Chief Steward

  
Philip J. Heidenreich Steward

BEFORE THE BOARD OF STEWARDS  
MOUNTAINEER RACETRACK  
MULTIPLE MEDICATION VIOLATION RULING

DATE: December 15, 2018

RULING #: 202

TO: Richard Zielinski

DOB: 8/28/1964

PERMIT #: 16287 Owner/Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample E274604 taken from the horse "Deputy Wanda" which finished 1<sup>st</sup> in the 8<sup>th</sup> race on Monday, July 29, 2018 did contain Gabapentin (approximately 1.27 ug/ml) confirmed in urine, above the legal threshold. Gabapentin is a class 3 drug carrying a B penalty. A split sample was sent to Texas A&M Veterinary Medical Diagnostic Laboratory, Collage Station, Texas. Detection, identification and quantitation were performed utilizing liquid chromatography-tandem mass spectrometry (LC-MS/MS). Gabapentin was detected in urine, in the sample by LC-MS/MS at a concentration of 922 +/- 34 nanograms per milliliter.

The Board of Stewards concludes that Mr. Zielinski has violated section 178-1-49.4.a.2 of the Thoroughbred Racing Rule 178 C.S.R.1. "Controlled therapeutic medications in excess of established threshold concentrations as set forth in the Association of Racing Commissions International Controlled Therapeutic Medication Schedule." The medication/prohibited substance violation is the permit holders 1<sup>st</sup> offense in a 365 day period for a medication/substance carrying a B 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/substance violation are four (4) points pursuant to section 178-1-49.3.m of the Thoroughbred Racing Rules.

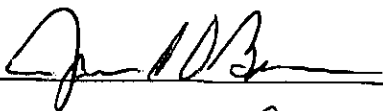
Based on the guidelines set forth in table 178-1 of the Thoroughbred Racing Rules and considering mitigating circumstances, the Board of Stewards hereby fine Mr. Zielinski one thousand five hundred dollars (\$1,500.00).

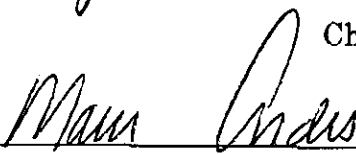
The horse "Deputy Wanda" is disqualified from all purse monies and the purse is to be redistributed as follows:

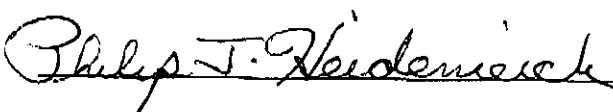
- 1<sup>st</sup>) Tia Celia
- 2<sup>nd</sup>) Learning Curve
- 3<sup>rd</sup>) Rimfox
- 4<sup>th</sup>) Ichtli
- 5<sup>th</sup>) Rockaroo
- 6<sup>th</sup>) Valid Offer
- 7<sup>th</sup>) Siyawee

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

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

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

  
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Steward

  
\_\_\_\_\_  
Steward

BEFORE THE BOARD OF STEWARDS  
MOUNTAINEER RACETRACK  
MULTIPLE MEDICATION VIOLATION RULING

DATE: December 15, 2018

RULING #: 203

TO: Silvano Gonzalez

DOB: 12/15/1949

PERMIT #: 22353 Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample E274997 taken from the horse "Hotspur Harriet" which finished 1<sup>st</sup> in the 2<sup>nd</sup> race on Monday, September 10, 2018 did contain Dexamethasone approximately (19 pg/ml) confirmed in serum, above the legal threshold. Dexamethasone is a class 4 drug carrying a C penalty. A split sample was sent to Texas A&M Veterinary Medical Diagnostic Laboratory, Collage Station, Texas. The sample was subjected to instrumental analysis for the presence of Dexamethasone. Dexamethasone was detected in the sample (serum) by LC-MS/MS at a concentration of 24 pg/ml.

The Board of Stewards concludes that Mr. Gonzalez has violated section 178-1-49.4.a.2 of the Thoroughbred Racing Rule 178 C.S.R.1. "Controlled therapeutic medications in excess of established threshold concentrations as set forth in the Association of Racing Commissions International Controlled Therapeutic Medication Schedule." The medication/prohibited substance violation is the permit holders 1<sup>st</sup> offense in a 365 day period for a medication/substance carrying a C penalty. The permit holder has accumulated two (2) points under the Multiple Medication Violation point system prior to this ruling. The points assessed for this medication/substance violation are one (1) point, giving Mr. Gonzalez a total of three (3) points under the Multiple Medication Violations.

Based on the guidelines set forth in table 178-1 of the Thoroughbred Racing Rules, the Board of Stewards hereby fine Mr. Gonzalez one thousand dollars (\$1,000.00).

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

1<sup>st</sup>) Salt on the Rim

2<sup>nd</sup>) Lucky Stiff

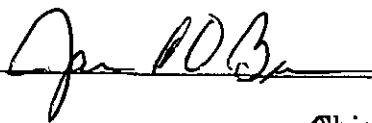
3<sup>rd</sup>) Crazy Wild Bess

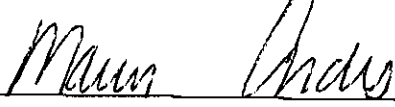
4<sup>th</sup>) Candy Lou

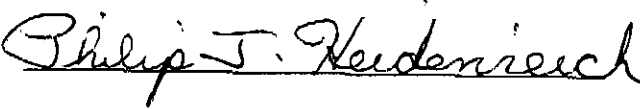
The horsemen's bookkeeper is requested to make the necessary adjustments.

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

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

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

  
\_\_\_\_\_  
Steward

  
\_\_\_\_\_  
Steward



**BEFORE THE BOARD OF STEWARDS  
MOUNTAINEER RACE TRACK**

**RULING**

**RULING #204**

**DATE: 12/12/2018**

**NAME: Eddie Clouston**

**DOB: 7/2/1965**

**PERMIT: # 20156 Owner/Trainer**

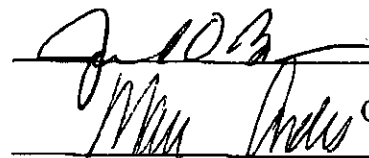
The Stewards hereby impose the following penalty:


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

Failure to have "Simplyirresistible" present in the paddock for the 8<sup>th</sup> race on Wednesday, December 12, 2018, 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

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

RULING #205

DATE: 12/16/2018

NAME: Douglas Shanyfelt

DOB: 5/16/1959

PERMIT: # 21066 Owner/Trainer

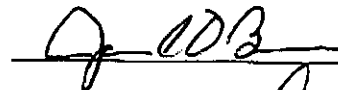
The Stewards hereby impose the following penalty:

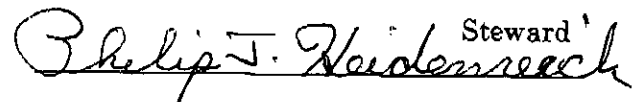
Owner/Trainer Douglas Shanyfelt is hereby fined two hundred dollars (\$200.00) for violation of WV Rule of Racing 178-1-26.3.g. "Each trainer is responsible for presenting his or her horse and being present at a time appointed before post time of the race in which the horse is entered."

Failure to have "Brad's Destiny" present in the paddock for the 6<sup>th</sup> race on Sunday, December 16, 2018, 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.u.

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

  
\_\_\_\_\_  
Mark Anders Chief Steward

  
\_\_\_\_\_  
Philip J. Henderson Steward  
Steward

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

RULING #207

DATE: 12/17/2018

NAME: Rhonda Langley

DOB: 12/23/1962

PERMIT: # 16905 Owner/Trainer


The Stewards hereby impose the following penalty:


Trainer Rhonda Langley is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.1. "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;"

Failure to have registration papers on file for "Pleasant Truth" necessitating a late scratch from the 6<sup>th</sup> race on Sunday, December 16, 2018.

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.

  
Main Ando Chief Steward

  
Philip J. Hedaniecech Steward  
Steward

**BEFORE THE BOARD OF STEWARDS**

**MOUNTAINEER RACETRACK**

**RULING**

RULING #208

DATE: 12/17/2018

NAME: Miguel Jimenez

DOB: 10/7/1959

PERMIT: # 16755 Owner/Trainer


The Stewards hereby impose the following penalty:

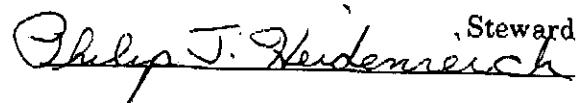
Owner/Trainer Miguel Jimenez is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.17.

Mr. Jimenez failed to have a current Coggins on file with the racing office for the horse "Sweet Sailing" in the 5<sup>th</sup> race on Sunday, December 16, 2018, necessitating a late scratch

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

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

  
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Philip J. Heidenreich Chief Steward

  
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Philip J. Heidenreich Steward

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

RULING #209

DATE: 12/18/2018

NAME: Rhonda Langley

DOB: 12/23/1962

PERMIT: # 16905 Owner/Trainer

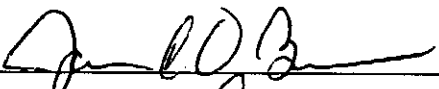
The Stewards hereby impose the following penalty:


Trainer Rhonda Langley is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.1. "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;"

Failure to have registration papers on file for "Thersanakenmyboots" necessitating a late scratch from the 1<sup>st</sup> race on Monday, December 17, 2018.

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

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

**DATE: 12/28/2018**

**RULING #: 210**

**TO: Eric Reed**

**DOB: 9/12/1964**

**PERMIT #: 16046 Trainer**

The Stewards hereby impose the following penalty:

**Having waived his right to a hearing, Trainer Eric Reed is hereby found to be in violation of WV Rule of Racing 178-1-49.4.a.2.**

**Industrial Laboratories reported sample #E284464 taken from the horse "Plumbago" which finished 4<sup>th</sup> in the 8<sup>th</sup> race on Sunday, December 2, 2018 did contain Gabapentin approximately (3.2 ng/ml) confirmed in blood, above the legal threshold. Gabapentin is a Class 3 drug carrying a B penalty. Mr. Reed elected not to send a split sample.**

**Based on the guidelines set forth in table 178-1 of the Thoroughbred Racing Rules and considering the mitigating circumstances, the Board of Stewards hereby fine Mr. Reed five hundred dollars (\$500.00) and is assessed zero (0) points.**

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

**1<sup>st</sup>) Last Confession**

**2<sup>nd</sup>) Big Game Bob**

**3<sup>rd</sup>) Za Woodman**

**4<sup>th</sup>) Haynesfield Best**


**5<sup>th</sup>) Tuba**

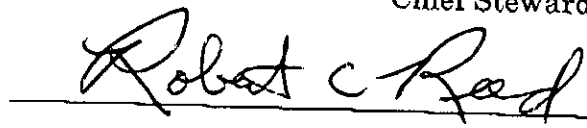
**6<sup>th</sup>) Aggravator**


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

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

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

  
Chief Steward

  
Steward

  
Steward

BEFORE THE BOARD OF STEWARDS  
MOUNTAINEER RACETRACK  
MULTIPLE MEDICATION VIOLATION RULING

DATE: December 30, 2018

RULING #: 211

TO: Kevin Monday

DOB: 8/11/1976

PERMIT #: 20359 Owner/Trainer

The Stewards hereby impose the following penalty:

On Friday, December 28, 2018 the Board of Stewards conducted a hearing regarding allegations set forth in a notice of hearing issued December 26, 2018. After considering the evidence, the Board of Stewards hereby find the following:

Industrial Laboratories reported sample #E284202 taken from the horse "House Key" which finished 1<sup>st</sup> in the 2<sup>nd</sup> race on Monday, October 8, 2018 did contain Dexamethasone above the legal threshold. The Dexamethasone was quantitated at the level of (22 pg/ml) in blood. A split sample was sent to Texas A&M Veterinary Medical Diagnostic Laboratory, College Station, Texas. The sample was subjected to instrumental analysis for the presence of Dexamethasone. Detection, identification and quantitation were performed utilizing liquid chromatography-tandem mass spectrometry (LC-MS/MS). Dexamethasone was detected in the sample at a concentration of (18 pg/ml) in blood.

The Board of Stewards concludes that Mr. Monday 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 holders 1<sup>st</sup> offence in a 365 day period for a medication/substance violation carrying a category (C) penalty as per 178-1-49.3.m.4. The permit hold has accumulated zero (0) points under the Multiple Medication point system prior to this ruling. The points assessed for this medication/substance violation are one-half (1/2) points, giving the permit holder a total of one-half (1/2) points.

Based on the guidelines set forth in table 178-1, Mr. Monday is hereby fined one thousand dollars (\$1,000.00.)




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


- 1<sup>st</sup>) Sudden Riot
- 2<sup>nd</sup>) Mizzen Lynx
- 3<sup>rd</sup>) Callhimfirst
- 4<sup>th</sup>) Peppermint Driven
- 5<sup>th</sup>) Artland
- 6<sup>th</sup>) Bob's Brass Dancer
- 7<sup>th</sup>) Admiral Erv
- 8<sup>th</sup>) Victoryatthewire
- 9<sup>th</sup>) Rejuvenate

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

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

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

  
Chief Steward

  
Steward

BEFORE THE BOARD OF STEWARDS  
MOUNTAINEER RACETRACK  
MULTIPLE MEDICATION VIOLATION RULING

DATE: December 30, 2018

RULING #: 212

TO: Kevin Monday

DOB: 8/11/1976

PERMIT #: 20359 Owner/Trainer

The Stewards hereby impose the following penalty:

On Friday, December 28, 2018 the Board of Stewards conducted a hearing regarding allegations set forth in a notice of hearing issued December 26, 2018. After considering the evidence, the Board of Stewards hereby find the following:

Industrial Laboratories reported sample #E284343 taken from the horse "A Fierce Fight" which finished 1<sup>st</sup> in the 3<sup>rd</sup> race on Monday, October 22, 2018 did contain Dexamethasone above the legal threshold. The Dexamethasone was quantitated at the level of (15.9 pg/ml) in blood. Mr. Monday elected not to send a split sample.

The Board of Stewards concludes that Mr. Monday has violated section 178-1-49.4 a 2 of the Thoroughbred Racing Rules of America. This medication/promoted substance violation is the permit holders 1<sup>st</sup> offence in a 365 day period for a medication/substance violation carrying a category (C) penalty as per 178-1-49.3.m.4. The permit hold has accumulated one-half (1/2) points under the Multiple Medication point system prior to this ruling. The points assessed for this medication/substance violation are zero (0) points, giving the permit holder a total of one-half (1/2) points.

Based on the guidelines set forth in table 178-1, Mr. Monday is hereby fined one thousand dollars (\$1,000.00.)

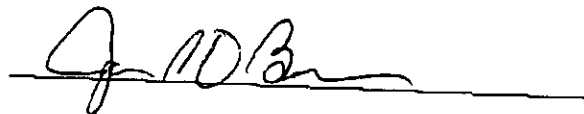
The horse "A Fierce Fight" is disqualified from all purse monies and the purse is to be redistributed as follows:

- 1<sup>st</sup>) Denunciation
- 2<sup>nd</sup>) Rejuvenate
- 3<sup>rd</sup>) Quiet Courage
- 4<sup>th</sup>) Party With Marty

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

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

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



Chief Steward



Steward