

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #151

DATE: 10/21/2020

NAME: Crystal Pickett

DOB: 9/24/1980

PERMIT: # 32616 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Crystal Pickett is hereby reinstated to good standing after having paid her two hundred dollar (\$200.00) fine owed to the West Virginia Racing Commission.

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.

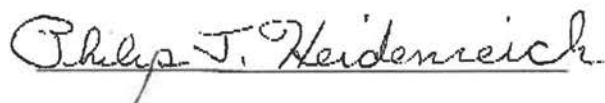
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #153

DATE: 10/27/2020

NAME: Elis Roque

DOB: 12/7/1966

PERMIT: # 39656 Owner/Trainer

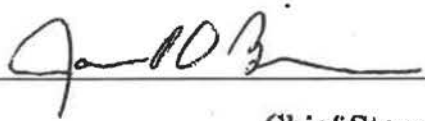
The Stewards hereby impose the following penalty:

Owner/Trainer Elis Roque is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-24.1.a.

Mr. Roque failed to have his owner Angel Montanez licensed with a valid occupational permit issued by the West Virginia Racing Commission for the running of #1 "Emperor's Gold" in the 5th race on Tuesday, October 27, 2020, 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



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #154

DATE: 11/1/2020

TO: Tara Reffner

DOB: 2/3/1977

PERMIT #: 35441 Trainer & #37576 Owner

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E339114 taken from the horse "Pleasant Buffy" which finished 1st in the 3rd race on Monday, October 12, 2020 did contain Phenylbutazone confirmed in blood (4.0 ug/ml.) The measurement uncertainty is +/- 0.4 ug/ml at the 2 ug/ml threshold. Phenylbutazone is a class 4 drug carrying a C penalty.

Ms. Reffner waived her right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Ms. Reffner 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 second violation in a 365-day period for medication/prohibited substance carrying a C penalty. The permit holder has accumulated (0) zero points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/prohibited substance violation are (½) one-half, giving a total of (½) one-half points pursuant to section 178-1-49.3.m of the Thoroughbred Racing Rules.

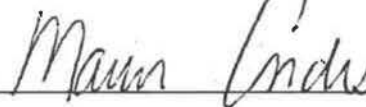
Based on the guidelines set forth in table 178-1 of the Thoroughbred Racing Rules, the Board of Stewards hereby fine Ms. Reffner two hundred and fifty (\$250.00) dollars.

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

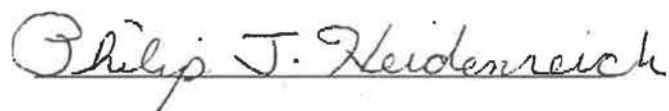
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #155

DATE: 11/2/2020

NAME: David Gaydos

DOB: 5/21/1984

PERMIT: # 37119 Maintenance

The Stewards hereby impose the following penalty:

Maintenance employee David Gaydos is hereby summarily suspended pending a hearing on Wednesday, November 11, 2020 at 10:00 AM for testing positive for Benzodiazepines. A violation of WV Rule of Racing #178-1-24.3.b.6.

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 #156

DATE: 11/1/2020

TO: Gregory Viands

DOB: 4/5/1988

PERMIT #: 36469 Owner/Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E339089 taken from the horse "Makemie Park" which finished 4th in the 2nd race on Wednesday, October 21, 2020 did contain Phenylbutazone confirmed in blood at 9.0 ug/ml. The measurement uncertainty is +/- 0.4 ug/ml at the 2 ug/ml threshold. Phenylbutazone is a class 4 drug carrying a C penalty.

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

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


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

- 1st) Brodytheoxman
- 2nd) Stop Making Sense
- 3rd) Bigdaddy'sflyinghi
- 4th) Lion Lion
- 5th) Appcailing Groom
- 6th) Lil Pistola
- 7th) Donegal Aces
- 8th) Old Fort
- 9th) Regal Cross


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

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

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



Chief Steward



Steward



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #157

DATE: 11/3/2020

NAME: Yendri J Pena-Acosta

DOB: 7/21/1983

PERMIT: # 39582 Owner

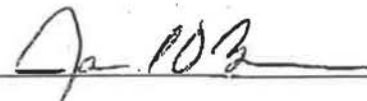
The Stewards hereby impose the following penalty:

Yendri Pena-Acosta's owner's permit is hereby revoked for violation of WV Rule of Racing #178-24.11.h. Having written a check for his owner permit which was returned for insufficient funds.

Mr. Pena-Acosta is denied the grounds under the jurisdiction of the WV Racing Commission.

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



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #158

DATE: 11/1/2020

NAME: Shane Spiess

DOB: 6/8/1957

PERMIT: # 38973 Owner/Trainer


The Stewards hereby impose the following penalty:

Owner/Trainer Shane Spiess is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-44.16 "There is no current negative test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate or proof of a negative certificate in not otherwise available."

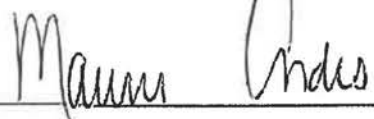
Mr. Spiess failed to have a current negative Coggins certificate on file in the Racing Secretaries office for the horse "Cipherin Sue" resulting in a late scratch from the 5th race on Sunday, November 1, 2020.

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



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #159

DATE: 11/3/2020

NAME: Ben Delong

DOB: 11/4/1985

PERMIT: # 34407 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Ben Delong 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; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward's satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race."

Mr. Delong failed to have the foal registration papers on file with the Racing Secretary's office for the horse "Saffron Girl" for the running of the 7th race on Tuesday, November 3, 2020.

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

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



Chief Steward



Steward



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #160

DATE: 11/4/2020

NAME: Yendri J Pena-Acosta

DOB: 7/21/1983

PERMIT: # 39582 Owner

The Stewards hereby impose the following penalty:


Yendri Pena-Acosta's owner's permit is hereby reinstated after having paid fees owed for check returned for insufficient funds.

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.

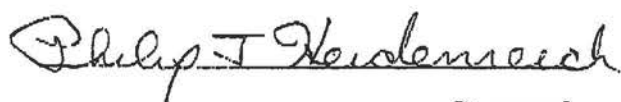
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Chief Steward



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #161

DATE: 11/4/2020

NAME: Luis Colon

DOB: 10/16/1973

PERMIT: # 36236 Jockey

The Stewards hereby impose the following penalty:


After a review in the jock's room, Jockey Luis Colon is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-24.11.gg.

In race #2 on Tuesday, November 3, 2020, Mr. Colon continued to hit his mount #7 "Adolfo" when the gelding was last and well out of contention. "Adolfo" was beat by 11 ¼ lengths.

This is Mr. Colon's first violation of the year.

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



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #162

DATE: 11/8/2020

NAME: Bart Baird

DOB: 7/16/1964

PERMIT: # 39002 Owner/Trainer

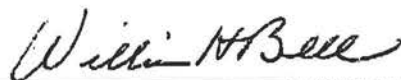
The Stewards hereby impose the following penalty:

Owner/Trainer Bart Baird is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-49.7.e.5 "A trainer or his or her designee shall be responsible for the guarding, condition, care and handling of the horse at all times and the trainer or his or her designee shall be present to handle the horse and serve as a witness to the furosemide (Lasix) administration."

Mr. Baird failed to be present and available at the appropriate time for the treatment of Lasix for the horse "Teatoe" in the 9th race on Sunday, November 8, 2020, resulting in 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.

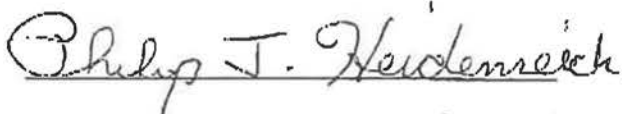
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Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #163

DATE: 11/9/2020

NAME: Elis Roque

DOB: 12/7/1966

PERMIT: # 39656 Owner/Trainer

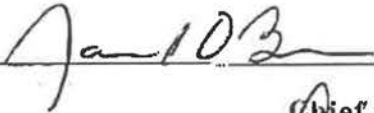
The Stewards hereby impose the following penalty:

Owner/Trainer Elis Roque is hereby fined two hundred dollars (\$200.00) 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."

Following a telephonic hearing on Monday, November 9, 2020, the Board of Stewards find that Mr. Roque's (not present) use of profane language towards a Veterinarian is unacceptable and will not be tolerated.

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

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



Chief Steward



Steward



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #64

DATE: 11/10/2020

NAME: Carlos Vizcarrondo

DOB: 11/5/1985


PERMIT: # 34878 Owner & #39677 Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Carlos Vizcarrondo is hereby summarily suspended pending a hearing on Monday, November 23, 2020 at 10:00 AM for violation of WV Rule of Racing # 178-1-24.3.b.6. Testing positive for THC.

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.

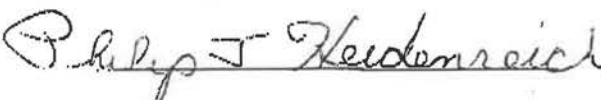
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Chief Steward



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #165

DATE: 11/10/2020

NAME: James Chapman

DOB: 9/11/1971

PERMIT: # 34542 Owner/Trainer


The Stewards hereby impose the following penalty:

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

Mr. Chapman failed to have the horse "Harbor Boy" present in the paddock for the 1st race on Wednesday, November 4, 2020, 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.

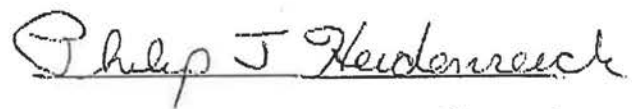
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Chief Steward



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #166

DATE: 11/10/2020

NAME: James Chapman

DOB: 9/11/1971

PERMIT: # 34542 Owner/Trainer

The Stewards hereby impose the following penalty:

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

Mr. Chapman failed to have the horse "The K W Shuffle" present in the paddock for the 5th race on Wednesday, November 4, 2020, 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.

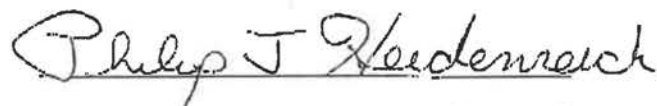
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Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #167

DATE: 11/11/2020

NAME: Mark Tomczak

DOB: 1/20/1954


PERMIT: # 37438 Trainer

The Stewards hereby impose the following penalty:

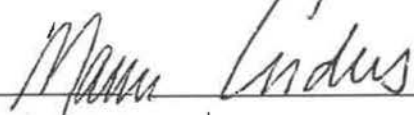
Trainer Mark Tomczak is hereby summarily suspended pending a hearing on Tuesday, November 17, 2020 at 10:00 AM for violation of WV Rule of Racing # 178-1-24.3.b.6. Testing positive for THC.

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.

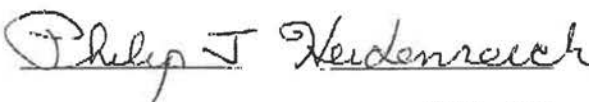
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Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #168

DATE: 11/11/2020

NAME: David Gaydos

DOB: 5/21/1984

PERMIT: # 37119 Maintenance


The Stewards hereby impose the following penalty:

A hearing was scheduled on Wednesday, November 11, 2020 for maintenance employee David Gaydos after testing positive for Benzodiazepines. A notice of hearing was sent to Mr. Gaydos by certified mail, which was signed for. Mr. Gaydos did not attend the hearing.


Mr. Gaydos is found to be in violation of WV Rule of Racing #178-1-24.3.b.6 and is suspended until such time he produces an evaluation to determine whether or not his condition is such that he may hold a permit and participate in race and he must 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.

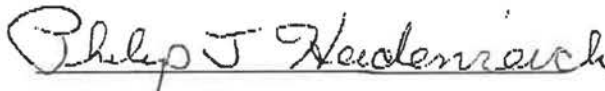
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Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #169

DATE: 11/4/2020

NAME: Osman Santos

DOB: 5/29/1990

PERMIT: # 35531 Jockey

The Stewards hereby impose the following penalty:

A hearing was issued on Wednesday, October 21, 2020 to Jockey Osman Santos for a hearing in the Stewards office at Mountaineer Park Racetrack on Wednesday, November 4, 2020 at 10:00 am. Mr. Santos was hand delivered the hearing notice which he signed showing receipt of notice. Mr. Santos did not attend the hearing nor was he represented by legal counsel.

After conducting a hearing, the Board of Stewards find Mr. Santos in violation of WV Rule of Racing section (s) 178-1-24.11.d, 178-1-24.11.e, 178-1-24.11.cc, 178-1-24.11.dd, 178-1-24.11.gg, 178-1-39.2.e, 178-1-24.1.a and 178-1-25.1.a of the Thoroughbred Racing Rules, 178 C.S.R.1.


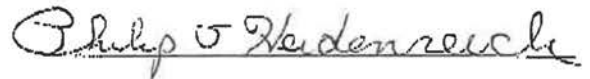
"Failure to disclose true ownership of the horse: La Love, True Honor, High Currency, Athena's Revenge, Zoe My Love, Wild Go, Queen Knowledge, Sweepingthenation, Osmi Slew, Written in Red, Mr P, Classic Run, Bad Student and Jumpn' James which were entered and raced in the owner's name Diana Ronnau."

Mr. Santos is hereby ejected for the remaining of the year effective Wednesday, November 4, 2020 and including Thursday, December 31, 2020 and may not apply for a permit until January 2022.

Mr. Santos is denied access to the grounds under the jurisdiction of the WV Racing Commission until granted a permit by the Board of Stewards or Racing Commission.

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 #170

DATE: 11/11/2020

NAME: Burton Sipp

DOB: 5/15/1944

PERMIT: # 37350 Owner/Trainer

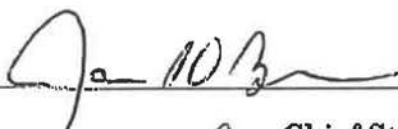
The Stewards hereby impose the following penalty:

Owner/Trainer Burton Sipp is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-49.7.c.5 "A trainer or his or her designee shall be responsible for the guarding, condition, care and handling of the horse at all times and the trainer or his or her designee shall be present to handle the horse and serve as a witness to the furosemide (Lasix) administration."


Mr. Sipp failed to be present and available at the appropriate time for the treatment of Lasix for the horse "Johnny Action" in the 1st race on Wednesday, November 11, 2020, resulting in 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.

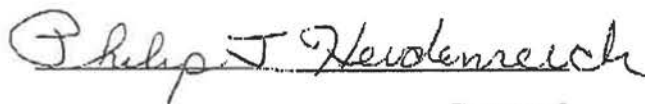
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Chief Steward



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #171

DATE: 11/16/2020

NAME: Mark Tomczak

DOB: 1/20/1954

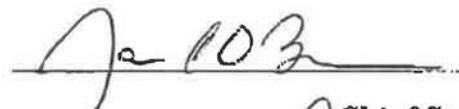
PERMIT: # 37438 Trainer

The Stewards hereby impose the following penalty:

Trainer Mark Tomczak is hereby restored to good standing after having provided an evaluation and negative test. Mr. Tomczak is subject to random testing.

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: 11/17/2020

NAME: Alex Gonzalez

DOB: 10/18/1991

PERMIT: # 35311 Jockey

The Stewards hereby impose the following penalty:


Jockey Alex Gonzalez is hereby summarily suspended pending a hearing on Tuesday, December 1, 2020 for violation of WV Rule of Racing #178-1-24.3.n. "Refusing 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.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #173

DATE: 11/17/2020

NAME: Douglas Shanyfelt

DOB: 5/16/1959

PERMIT: # 38922 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Douglas Shanyfelt is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-49.7.c.5 "A trainer or his or her designee shall be responsible for the guarding, condition, care and handling of the horse at all times and the trainer or his or her designee shall be present to handle the horse and serve as a witness to the furosemide (Lasix) administration."

Mr. Shanyfelt failed to be present and available at the appropriate time for the treatment of Lasix for the horse "Taurus C" in the 1st race on Tuesday, November 17, 2020, resulting in 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 #174

DATE: 11/22/2020

TO: James Watkins

DOB: 12/27/1963

PERMIT #: 39118 Owner/Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E407257 taken from the horse "Foggy Kitten" which finished 1st in the 3rd race on Monday, November 2, 2020 did contain Dexamethasone confirmed in blood at (54.0 pg/ml). The measurement uncertainty is +/- 0.6 pg/ml at the 5 pg/ml threshold. Dexamethasone is a class 4 drug carrying a C penalty.

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

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

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

- 1st) Dec Way to Go
- 2nd) Wec Monic Creek
- 3rd) Roraima
- 4th) Lonely Drifter
- 5th) Carina
- 6th) Cora Anne
- 7th) Have a Taste

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

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

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

Jan 10 3
Chief Steward

Mark Anders
Steward

Philip J. Keedenreich
Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #177

DATE: 11/24/2020

NAME: Raul Salomon

DOB: 8/21/1975

PERMIT: # 38790 Groom & # 38791 Owner


The Stewards hereby impose the following penalty:

Owner/Groom Raul Salomon is hereby summarily suspended pending a hearing on Tuesday, December 8, 2020 at 10:00 am for violation of WV Rule of Racing # 178-1-24.3.n.


Refusing 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.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #179

DATE: 11/24/2020

TO: James Barker

DOB: 7/25/1948

PERMIT #: 38177 Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E407269 taken from the horse "Gifted Justice" which finished 3rd in the 4th race on Wednesday, November 4, 2020 did contain Flunixin confirmed in blood at 9.6 ng/ml. The measurement uncertainty is 0.6 ng/ml (threshold of 3 ng/ml) and Ketoprofen confirmed in blood at 2.7 ng/ml. The measurement uncertainty is 0.3 ng/ml (threshold of 1 ng/ml.) These two drugs are above the accepted threshold which constitutes a class 2 NSAID Stacking Violation with a class C penalty.

Mr. Barker waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Barker has violated section (s) 178-1-49.4.a, 178-1-49.a.2 and 178-1-49.6.c.2.a of the Thoroughbred Racing Rule, 178 C.S.R.1.

The permit holder has accumulated zero (0) points under the Multiple Medication Violation point system prior to this ruling. The points assessed for this medication/prohibited substance violation are one-half (1/2) giving a total of one-half (1/2) 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, the Board of Stewards hereby fine Mr. Barker one thousand dollars (\$1,000.00).

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

- 1st) It's the Journey
- 2nd) O'Prado Perk
- 3rd) Big Game Bob
- 4th) Wandering Kitten
- 5th) Bad Student
- 6th) Muntij

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

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

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

Jan 10 Bui
Chief Steward

Robert C Reed
Steward

Philip J. Heidenreich
Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #180

DATE: 11/25/2020

NAME: Shane Spiess

DOB: 6/8/1957

PERMIT: # 38973 Owner/Trainer

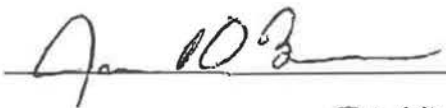
The Stewards hereby impose the following penalty:

Owner/Trainer Shane Spiess is hereby fined one hundred dollars (\$100.00) for violation of WV Rule of Racing 178-1-49.7.c.5 "A trainer or his or her designee shall be responsible for the guarding, condition, care and handling of the horse at all times and the trainer or his or her designee shall be present to handle the horse and serve as a witness to the furosemide (Lasix) administration."

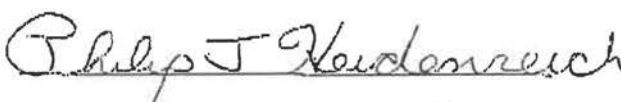
Mr. Spiess failed to be present and available at the appropriate time for the treatment of Lasix for the horse "Sassy Zooman" in the 5th race on Wednesday, November 25, 2020, resulting in a late scratch.

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 #181

DATE: 11/25/2020

TO: Arnulfo Rangel

DOB: 12/25/1967

PERMIT #: 39631 Owner/Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E407204 taken from the horse "Sir Nuisance" which finished 1st in the 3rd race on Sunday, November 1, 2020 did contain Betamethasone confirmed in blood at 54.1 pg/ml. The measurement uncertainty is +/- 1.3 pg/ml (threshold of 10 pg/ml) and Dexamethasone confirmed in blood at 67.1 pg/ml. The measurement uncertainty is +/- 0.6 pg/ml (threshold of 5 pg/ml.) These two drugs are above the accepted threshold. Betamethasone and Dexamethasone are class 4 drugs which constitute a class C penalty.

Mr. Rangel waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Rangel has violated section (s) 178-1-49.4.a and 178-1-49.a.2 of the Thoroughbred Racing Rule, 178 C.S.R.1.

The permit holder has accumulated zero (0) points under the Multiple Medication Violation point system prior to this ruling. The points assessed for this medication/prohibited substance violation are two (2) giving a total of two (2) 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, the Board of Stewards hereby fine Mr. Rangel two thousand dollars (\$2,000.00).

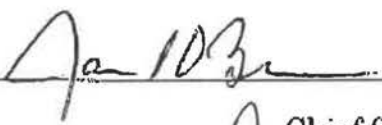
The horse "Sir Neisance" is disqualified from all purse monies and the purse is to be redistributed as follows:

- 1st) One Spur McGirr
- 2nd) Captain Yenner
- 3rd) Rock Solid Truth
- 4th) Whiskyforbreakfast
- 5th) Kitten's World
- 6th) Little Johnny Colony
- 7th) Doctor Strong

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

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

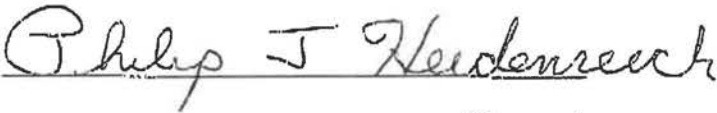
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #182

DATE: 12/1/2020

NAME: Marshall T Campbell

DOB: 8/1/1956

PERMIT: # 38877 Owner/Trainer


The Stewards hereby impose the following penalty:

Owner/Trainer Marshall T Campbell is hereby fined three hundred dollars (\$300.00) for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

Mr. Campbell failed to have the horse "Cape Lookout" present in the paddock for the 8th race on Tuesday, December 1, 2020, necessitating a late scratch. Scratching for re-entry.

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.

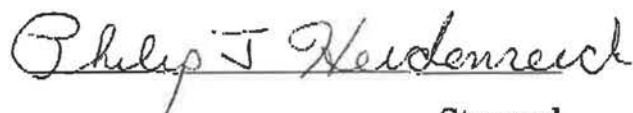
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #183

DATE: 12/1/2020

NAME: Alex Gonzalez

DOB: 10/18/1991

PERMIT: # 35311 Jockey

The Stewards hereby impose the following penalty:


A hearing was convened on Tuesday, December 1, 2020 for Jockey Alex Gonzalez for refusing testing ordered by the Board of Stewards.

Mr. Gonzalez is found to be in violation of WV Rule of Racing #178-1-24.3.n and is suspended for thirty (30) days effective Wednesday, November 18, 2020 through and including Thursday, December 17, 2020. He must provide a negative test and an evaluation proving his condition is such that he may hold a permit and participate in racing.


Mr. Gonzalez is subject to further 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.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #184

DATE: 11/30/2020

TO: Alejandro Gonzalez

DOB: 2/20/1976

PERMIT #: 35134 Owner/Trainer

The Stewards hereby impose the following penalty:

A hearing was convened on Monday, November 30, 2020 in the Stewards office for Owner/Trainer Alejandro Gonzalez regarding allegations that you have violated section (s) 178-1-49.4.a, 178-1-49.4.a.1, 178-1-49.2.a and 178-1-26.2 of the Thoroughbred Racing Rules, 178 C.S.R.1. Mr. Gonzalez was present.

Industrial Laboratories reported sample #E338994 taken from the horse "Day Light" which finished 1st in the 3rd race on Monday, October 5, 2020 did contain Amitriptyline and Nortriptyline confirmed in blood and urine. Amitriptyline and Nortriptyline are class 2 drugs which constitute a class A penalty. Due to mitigating circumstances there is no penalty attributed to this violation.

The permit holder has accumulated zero (0) points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/prohibited substance violation are zero (0) giving a total of zero (0) points under the Multiple Medication Violations.

The following is the Stewards' analysis of the mitigating/aggravating factors in this matter:

A.) The permit holder's past record

The permit holder had no positives in the past 4 years

B.) The potential of the drug to influence the horse's racing performance

They all have the potential of affecting the performance of a racehorse.

C.) The legal availability of the drug

Legal by prescription

D.) Whether there is reason to believe the permit holder knew of the administration of the drug or intentionally administered the drug

Trainer says he has no knowledge of the drug

E.) The steps taken by the trainer to safeguard the horse

Trainer does not have stalls at the racetrack. No extraordinary measures taken to safeguard the horse

F.) The probability of environmental contamination or inadvertent exposure due to human drug use

There is a possibility

G.) The purse of the race

\$20,200

H.) Whether the drug found was one for which the horse was receiving treatment as documented by the treating veterinarian's treatment records

The horse was not being treated by a veterinarian with this drug

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 issued by the Racing Commission

The trainer claims he did not give the drugs to the horse and has no knowledge of the drugs

K.) Other factors deemed relevant by the Stewards


The trainer has established a very respectful training career

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


- 1st) I'll Make U Famous
- 2nd) Affect Moment
- 3rd) Eric the Salesman
- 4th) Daddy's On Strike
- 5th) Mister Not Funny
- 6th) Kitten's Man
- 7th) Sacco and Vanzetti

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

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 #185

DATE: 12/1/2020

NAME: Rachel Sells

DOB: 7/22/1983

PERMIT: # 39910 Trainer


The Stewards hereby impose the following penalty:

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


Ms. Sells failed to have the horse "Fleet Irish" present in the paddock for the 8th race on Tuesday, December 1, 2020, 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.

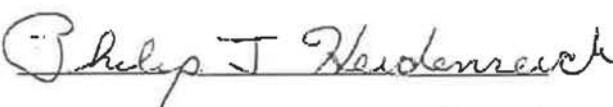
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #186

DATE: 12/6/2020

NAME: Ben Delong

DOB: 11/4/1985

PERMIT: # 34407 Owner/Trainer

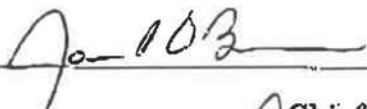
The Stewards hereby impose the following penalty:

Owner/Trainer Ben Delong is hereby fined three hundred dollars (\$300.00) for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."


Mr. Delong failed to have the horse "Si Es Goya" present in the paddock for the 6th race on Sunday, December 6, 2020, necessitating a late scratch. Scratching for re-entry.

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 #187

DATE: 12/6/2020

NAME: Franklin G. Smith

DOB: 2/6/1965

PERMIT: # 38570 Owner/Trainer


The Stewards hereby impose the following penalty:

Owner/Trainer Franklin G. Smith 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; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward's satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race."

Mr. Smith failed to have the foal registration papers on file with the Racing Secretary's office for the horse "Telling Secrets" for the running of the 1st race on Sunday, December 6, 2020, 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.

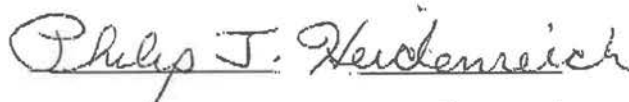
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #188

DATE: 12/6/2020

NAME: Marshall Campbell

DOB: 8/1/1956

PERMIT: # 38877 Owner/Trainer


The Stewards hereby impose the following penalty:

Owner/Trainer Marshall Campbell is hereby fined three hundred dollars (\$300.00) for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."


Mr. Campbell failed to have the horse "Cape Lookout" present in the paddock for the 6th race on Sunday, December 6, 2020, necessitating a late scratch. Scratching for re-entry.

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: 12/6/2020

NAME: Cody Hanlon

DOB: 10/12/1998

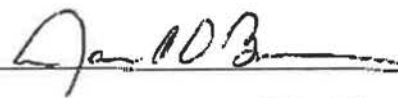
PERMIT: # 40393 Dealer

The Stewards hereby impose the following penalty:


Dealer Cody Hanlon is hereby summarily suspended pending a hearing on Wednesday, December 16, 2020 at 10:00 am for violation of WV Rule of Racing #178-1-24.3.b.6. Testing positive for THC and Benzodiazepines.

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: 12/7/2020

NAME: Ben Delong

DOB: 11/4/1985

PERMIT: # 34407 Owner/Trainer

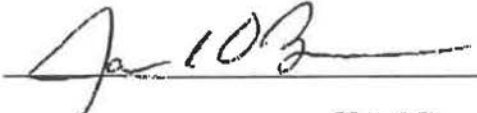
The Stewards hereby impose the following penalty:

Owner/Trainer Ben Delong is hereby fined three hundred dollars (\$300.00) for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."


Mr. Delong failed to have the horse "Dang it Cassie" present in the paddock for the 6th race on Monday, December 7, 2020, necessitating a late scratch. Scratching for re-entry.

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: 12/7/2020

NAME: Ben Delong

DOB: 11/4/1985

PERMIT: # 34407 Owner/Trainer

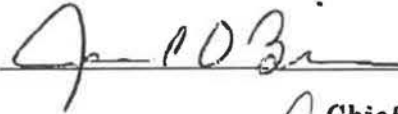
The Stewards hereby impose the following penalty:


Owner/Trainer Ben Delong 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; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward's satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race."

Mr. Delong failed to have the foal registration papers on file with the Racing Secretary's office for the horse "Satellite Storm" for the running of the 8th race on Monday, December 7, 2020. This is Mr. Delong's 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 #192

DATE: 12/08/2020

NAME: James Chapman

DOB: 9/11/1971

PERMIT: # 34542 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer James Chapman 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; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward's satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race."

Mr. Chapman failed to have the foal registration papers on file with the Racing Secretary's office for the horse "For Home" for the running of the 4th race on Tuesday, December 8, 2020, 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.

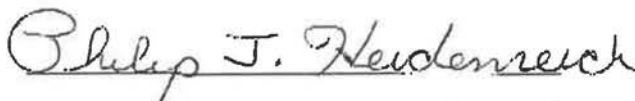
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #193

DATE: 12/8/2020

NAME: Raul Salomon

DOB: 8/21/1975

PERMIT: # 38790 Groom & # 38791 Owner

The Stewards hereby impose the following penalty:

A hearing was conducted, via telephone on Tuesday, December 8, 2020 for Owner/Groom Raul Salomon for refusal of testing ordered by the Board of Stewards.

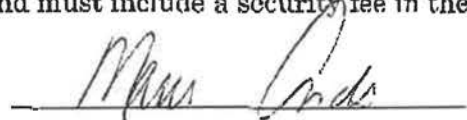
Mr. Salomon was found to be in violation of WV Rule of Racing 178-1-24.3.n. He is hereby suspended thirty (30) days effective Tuesday, November 24, 2020 through and including Wednesday, December 23, 2020. Mr. Salomon is required to get an evaluation from a certified drug and alcohol counselor proving his condition to be non-addictive. As well as provide a negative urinalysis in order to participate in racing.

Mr. Salomon is subject to further testing ordered by the Board of Stewards.

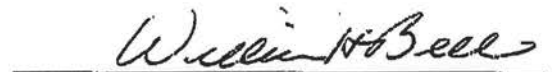
While suspended, Mr. Salomon is denied the grounds.

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.

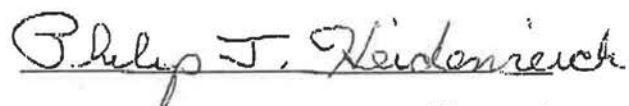
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #194

DATE: 12/8/2020

NAME: Eddie Clouston

DOB: 7/2/1965

PERMIT: # 38798 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Eddie Clouston is hereby fined three hundred dollars (\$300.00) for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

Mr. Clouston failed to have the horse "People's Champ" present in the paddock for the 8th race on Tuesday, December 8, 2020, necessitating a late scratch. Scratching for re-entry.

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 #195

DATE: 12/11/2020

TO: Carlos Inirio

DOB: 5/15/1977

PERMIT #: 39362 Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E107384 taken from the horse "War at Sunrise" which finished 1st in the 6th race on Tuesday, November 24, 2020 did contain Methocarbamol confirmed in blood at (2.37 ng/ml). Methocarbamol is a class 4 drug carrying a C penalty.

Mr. Inirio waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Inirio has violated section 178-1-49.4.a.2 of the Thoroughbred Racing Rule, 178 C.S.R.1. This medication/prohibited substance violation is the permit holder's 1st offense in a 365-day period for multiple medication/prohibited substance carrying a C penalty. The permit holder has accumulated four (4) points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/prohibited substance violation are one-half (1/2) giving a total of four and one-half (4 1/2) 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, the Board of Stewards hereby fine Mr. Inirio one thousand dollars (\$1,000.00).

The horse "War at Sunrise" is disqualified from all purse monies and the purse is to be redistributed as follows:

- 1st) Astute Warrior
- 2nd) Stolen Love
- 3rd) Top Hat Warrior
- 4th) Skydigger Andy
- 5th) Gold Treasure
- 6th) Bruhlmeier
- 7th) Wildwood's affect
- 8th) Stop the Parade

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

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

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

Jan P.O.B.

Chief Steward

Maurice Andrus

Steward

Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #196

DATE: 12/13/2020

NAME: Juan Andres Rodriguez

DOB: 3/11/1965

PERMIT: # 38975 Trainer

The Stewards hereby impose the following penalty:

Trainer Juan Andres Rodriguez 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 in the paddock at a time appointed before post time of the race in which the horse is entered."

Mr. Rodriguez failed to have the horse "Astromelia" present in the paddock for the 1st race on Sunday, December 13, 2020, 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.

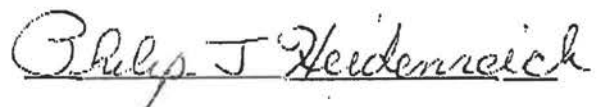
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #197

DATE: 12/13/2020

NAME: Danny Bird

DOB: 8/31/1956

PERMIT: # 38987 Trainer


The Stewards hereby impose the following penalty:

Trainer Danny Bird is hereby fined three hundred dollars (\$300.00) for violation of WV Rule of Racing 178-1-26.3.g "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

Mr. Bird failed to have the horse "Jlo Can Dance" present in the paddock for the 7th race on Sunday, December 13, 2020, 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 #198

DATE: 12/13/2020

NAME: Eric Reed

DOB: 9/12/1964

PERMIT: # 35406 Trainer

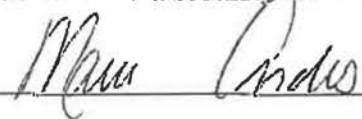
The Stewards hereby impose the following penalty:

Trainer Eric Reed 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; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward's satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race."

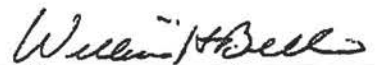
Mr. Reed failed to have the foal registration papers on file with the Racing Secretary's office for the horse "Vintage Ready" for the running of the 7th race on Sunday, December 13, 2020.

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 #199

DATE: 12/14/2020

NAME: Luciano Hernandez

DOB: 1/7/1980


PERMIT: # 35313 Jockey

The Stewards hereby impose the following penalty:

After a telephonic hearing conducted on Monday, December 14, 2020, the Board of Stewards find that jockey Luciano Hernandez is hereby find two hundred dollars (\$200.00) for violation of WV Rule of Racing # 178-1-24.11.gg and 178-1-24.11.f. Having been involved in an altercation in public view while weighing in following the 4th race on Tuesday, December 8, 2020.

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.

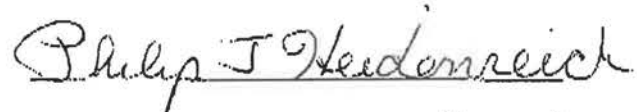
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #200

DATE: 12/14/2020

NAME: Yuri Yaranga

DOB: 9/9/1961

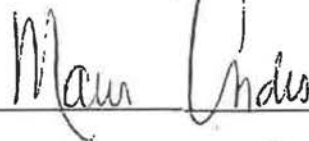
PERMIT: # 35350 Jockey

The Stewards hereby impose the following penalty:

After a telephonic hearing conducted on Monday, December 14, 2020, the Board of Stewards find that jockey Yuri Yaranga is hereby find two hundred dollars (\$200.00) for violation of WV Rule of Racing # 178-1-24.11.gg and 178-1-24.11.f. Having been involved in an altercation in public view while weighing in following the 4th race on Tuesday, December 8, 2020.

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