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

Steward

Steward
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 +/- 0.1 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.
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #155
DATE: 11/2/2020
NAME: David Gaydos
DOB: 5/21/1984
PERMIT: # 87119 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) Appealing Groom
6th) Lil Pistol
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 178-1-3.5.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.

[Signatures]
Chief Steward
Steward
Steward
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 178-1-6.5.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.

[Signatures]
Chief Steward

[Signatures]
Steward

[Signatures]
Steward
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.

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

RULING #159

DATE: 11/3/2020

NAME: Ben Delong


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

Steward
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.

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 #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 41 ¾ 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

Steward

Steward
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.a.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.

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 #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

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #64
DATE: 11/10/2020
NAME: Carlos Vizcarondo
DOB: 11/5/1985
PERMIT: #34878 Owner & #39677 Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Carlos Vizcarondo 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.

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.

[Signatures]
Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #165
DATE: 11/10/2020
NAME: James Chapman
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.

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 #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.

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 #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.

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.

[Signatures]

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.h.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.

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: 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.


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

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 178-1-49.7.6.5 “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.

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: 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 STEWARDSS
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) 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) Doc Way to Go
2nd) Woo Monic Crock
3rd) Rosaima
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.

[Signatures]

Chief Steward

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.

[Signatures]

Chief Steward

Steward

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.

[Signatures of Stewards]

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 +/- 1.8 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 Naisance" is disqualified from all purse monies and the purse is to be redistributed as follows:

1st) One Spur McGirr
2nd) Captain Yepper
3rd) Rock Solid Truth
4th) Whiskey for breakfast
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.

[Signatures]

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.

[Signatures]

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.

[Signatures]
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 (c) 178-1-49.4.a, 178-1-49.4.n.1, 178-1-49.2.n and 178-1-26.2 of the Thoroughbred Racing Rules, 178 C.S.R.1. Mr. Gonzalez was present.

Industrial Laboratories reported sample #E388994 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)  Aflcct 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.

[Signatures]
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  
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.

[Signatures]

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 178-1.14.1 "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 final 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: 10/12/1993
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
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
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 telephonic 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 178-1-21.3.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 #E407384 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 moneys 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) Bruhlmeyer
7th) Wildwood's affect
8th) Stop the Parade

The horsemanship'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 #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.

Juan Andres
Chief Steward

Walter Bev
Steward

Philip J. Hendrenick
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.

[Signatures]
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 fined 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.

[Signatures]

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.a.

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