BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #301-H
DATE: 11/11/2022
NAME: Jose M. Davila
DOB: 8/16/1983
PERMIT: # 56262 Jockey
HISA ID: # P-000-017-185

During the running of the 3rd race on Sunday, November 6, 2022, Jockey Jose M. Davila used the riding crop to strike his mount #1 "Grito de Pablito" with his wrist over the helmet, which is a violation of HISA Rule # 2280 (c)(1).

Mr. Davila is hereby fined two hundred fifty ($250.00) dollars for this violation.

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #302-H
DATE: 11/11/2022
NAME: Jose M. Davila
DOB: 8/16/1983
PERMIT: # 56262 Jockey
HISA ID: # P-000-017-185

During the running of the 4th race on Sunday, November 6, 2022, Jockey Jose M. Davila used the riding crop to strike his mount #4 "Gallipolis" with his wrist over the helmet, which is a violation of HISA Rule # 2280 (c)(1).

Mr. Davila is hereby fined two hundred fifty ($250.00) dollars for this violation.

Chief Steward

Steward

Signature of receipt
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #303-H
DATE: 11/11/2022
NAME: Yuri Yaranga
DOB: 9/9/1961
PERMIT: # 52313 Jockey
HISA ID: # P-000-008-619

During the running of the 3rd race on Tuesday, November 8, 2022, Jockey Yuri Yaranga used the riding crop to strike his mount #3 “Wee Monie Creek” with his wrist over the helmet, which is a violation of HISA Rule # 2280 (c)(1).

Mr. Yaranga is hereby fined two hundred fifty ($250.00) dollars for this violation.

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Chief Steward

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Steward

Signature of receipt
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #304
DATE: 11/11/2022
NAME: Agustin Gomez
DOB: 1/14/1985
PERMIT: # 52984 Jockey

The Stewards hereby impose the following penalty:

After a race review the Board of Stewards hereby find, Jockey Agustin Gomez in violation of WV Rule of Racing, section 178-1-28.3.a. "A jockey shall give a best effort during a race, and each horse shall be ridden to win. A jockey shall not ease up or coast to the finish, without reasonable cause, even if the horse has no apparent chance to win prize money."

Mr. Gomez is hereby fined one hundred ($100.00) dollars for standing up strides before the wire on #3 "A.P. Avatar" in the 1st race, Tuesday, November 8, 2022. This is his first offense for 2022.

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

Signature of receipt
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #305
DATE: 11/11/2022
NAME: Gregory R Viands
DOB: 4/5/1988
PERMIT: # 52196 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/trainer Gregory R. Viands is hereby fined one hundred dollars ($100.00) for violation of WV Rule of Racing 178-1-1.44.1 “its breed registration certificate is not on file with the association’s racing secretary one-half (1/2) hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward’s satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race.”

Mr. Viands failed to have the foal registration papers on file with the Racing Secretary’s office for the horse “Suleman” for the running of the 7th race (Allowance) on Wednesday, November 9, 2022. This is his first offense for the horse “Suleman.”

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

Signature of receipt

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #306-H
DATE: 11/11/2022
NAME: Fernando Salazar Becarra
PERMIT: # 53014 Jockey
HISA ID: # P-000-029-215

During the running of the 5th race on Sunday, November 6, 2022, Jockey Fernando Salazar Becarra struck his mount #2 “Emperor’s Song” ten (10) times with the riding crop, which is a violation of HISA Rule # 2280.

Per HISA penalty/class 2 violation 2282, Mr. Salazar Becarra is fined five hundred ($500.00) dollars and is suspended three (3) Mountaineer racing days, effective Sunday, November 13, 2022, Monday, November 14, 2022, and Tuesday November 15, 2022.

Mr. Salazar Becarra is assessed five (5) HISA points.

Mr. Salazar Becarra’s mount #2 “Emperor’s Song”, which finished 6th is disqualified from all purse monies and is to be redistributed as follows:

1st Bourbon Social
2nd Show Me the Best
3rd Tara Dawn
4th Lara’s Lady
5th Little Lucerito

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

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Chief Steward

____________________
Steward

____________________
Signature of receipt

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Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #307
DATE: 11/14/2022
NAME: Jose A. Leon
DOB: 1/13/1999

The Stewards hereby impose the following penalty:

Jockey Jose A. Leon is hereby suspended for failure to pay his fines totaling three hundred ($300.00) dollars. #86 dated 5/31/2022 in the amount of one hundred ($100.00) dollars and #74 dated 5/25/2022 in the amount of two hundred ($200.00) dollars.

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

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

[Signatures]
Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #308
DATE: 11/13/2022
NAME: Wilfrido Montano
DOB: 7/30/1969
PERMIT: # 56202 Owner/Trainer

The Stewards hereby impose the following penalty:

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

Mr. Montano failed to have the horse “Weld” present in the paddock for the 7th race Sunday, November 13, 2022, 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

Signature of receipt
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #309
DATE: 11/13/2022
NAME: Jesus Esquivel
DOB: 1/1/1977
PERMIT: # 57087 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/trainer Jesus Esquivel is hereby fined one hundred dollars ($100.00) for violation of WV Rule of Racing 178-1.1.44.1 “its breed registration certificate is not on file with the association’s racing secretary one-half (1/2) hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward’s satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race.”

Mr. Esquivel failed to have the foal registration papers on file with the Racing Secretary’s office for the horse “Two Last Words” which was scheduled to run in the 7th race on Sunday, November 13, 2022, 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.

[Signatures]

Chief Steward

Steward

Signature of receipt

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #310
DATE: 11/13/2022
NAME: John C. Carlisle
DOB: 7/7/1980
PERMIT: # 56073 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer John Carlisle is hereby fined two hundred ($200.00) dollars for violation of WV Rule of Racing 178-1-44.16. “There is no current negative test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate or proof of a negative certificate in not otherwise available.”

Mr. Carlisle failed to have a current negative Coggins certificate for the horse “New South” which was scheduled to run in the 8th race on Sunday, November 13, 2022, necessitating a late scratch.

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

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

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Chief Steward  Steward  Steward

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Signature of receipt
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #311
DATE: 11/14/2022
NAME: Monica Krummen
DOB: 10/13/1963
PERMIT: # 57623 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/trainer Monica Krummen is hereby fined one hundred dollars ($100.00) for violation of WV Rule of Racing 178-1-1.44.1 “its breed registration certificate is not on file with the association’s racing secretary one-half (1/2) hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward’s satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race.”

Ms. Krummen failed to have the foal registration papers (digital paper transfer) on file with the Racing Secretary’s office for the horse “Hero of the Best” for the running of the 6th race on Sunday, November 14, 2022, 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

Signature of receipt

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #312-H
DATE: 11/14/2022
NAME: Marco Ccamaque
DOB: 10/16/1973
PERMIT: # 52411 Jockey
HISA ID: # P-000-001-969

During the running of the 8th race on Sunday, November 13, 2022, Jockey Marco Ccamaque used the riding crop one (1) time to strike his mount #3 “Americanaed” with his wrist above his helmet, which is a violation of HISA Rule # 2280 (C)(1).

Mr. Ccamaque is hereby fined two hundred fifty ($250.00) dollars for this violation.

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Chief Steward

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Steward

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Signature of receipt

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Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #313
DATE: 11/16/2022
NAME: Mauro Cedillo
DOB: 10/6/1998
PERMIT: # 55028 Apprentice Jockey

The Stewards hereby impose the following penalty:

Apprentice Jockey Mauro Cedillo is hereby fined one hundred ($100.00) dollars for violation of WV Rule of Racing 178-1-28.3.b “A jockey shall faithfully fulfill all engagements in respect to racing.”

Mr. Cedillo failed to fulfill his riding engagement for the 8th race, #9 “Wicked Valentine” on Tuesday, November 15, 2022, necessitating a late rider change.

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

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

Chief Steward

Steward

Signature of receipt
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #314
DATE: 11/22/2022
NAME: Marion L Cuttino
DOB: 8/12/1968
PERMIT: # 55960 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/Trainer Marion Cuttino is hereby fined two hundred ($200.00) dollars for violation of WV Rule of Racing 178-1-26.3.g.

"Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

Mr. Cuttino failed to have the horse #5 "Manchen's Ridge" present in the paddock for the 5th race on Tuesday, November 22, 2022, which resulted 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]

Chief Steward

Steward

Signature of receipt

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #315
DATE: 11/22/2022
NAME: Gregory R. Viands
DOB: 4/5/1988
PERMIT: # 52196 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/trainer Gregory Viands is hereby fined one hundred dollars ($100.00) for violation of WV Rule of Racing 178-1-1.44.1 “its breed registration certificate is not on file with the association’s racing secretary one-half (1/2) hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward’s satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race.”

Mr. Viands failed to have the foal registration papers on file with the Racing Secretary’s office for the horse “Suleman” for the running of the 5th race (Allowance) on Tuesday, November 22, 2022.

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

Signature of receipt
RULING #316
DATE: 11/23/2022
NAME: Ben Delong
PERMIT: # 53830 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 178-1-1.44.1 “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 “Two Bit Kid” for the running of the 7th race (Allowance) on Wednesday, November 23, 2022.

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

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

Chief Steward

[Signature]

Steward

[Signature]

Steward

[Signature]
RULING #317

DATE: 11/23/2022

NAME: Dave Treharne

DOB: 1/11/1979

PERMIT: # 53220 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/trainer Dave Treharne is hereby fined one hundred dollars ($100.00) for violation of WV Rule of Racing 178-1-1.44.1 “its breed registration certificate is not on file with the association’s racing secretary one-half (1/2) hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward’s satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race.”

Mr. Treharne failed to have the foal registration papers on file with the Racing Secretary’s office for the horse “Energizer” for the running of the 7th race (Allowance) on Wednesday, November 23, 2022. This is his first offense for the horse “Energizer.”

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

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

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Chief Steward

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Steward

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Signature of receipt

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #318
DATE: 11/14/2022
NAME: Jose A. Leon
DOB: 1/13/1999

The Stewards hereby impose the following penalty:

Jockey Jose Leon is hereby restored to good standing after having paid his fines totaling three hundred ($300.00) dollars

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

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

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Chief Steward

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Steward

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Steward
RULING #319
DATE: 11/30/2022
NAME: Ben DeLong
DOB: 11/04/1985
PERMIT: # 53830 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 178-1-1.44.1 “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 “Mind Your Own” for the running of the 7th race (allowance) on Wednesday, November 30, 2022.

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

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

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Chief Steward

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Steward

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Steward
BEFORE THE BOARD OF STEWARDS  
MOUNTAINEER RACETRACK  

RULING

RULING #320  
DATE: 12/5/2022  
NAME: Patrick Beaver  
DOB: 11/4/1966  
PERMIT: # Groom

The West Virginia Racing Commission held a meeting on Monday, November 14, 2022. Patrick Beaver was scheduled on the meeting asking to be reinstated to good standing. The Commissioners directed the Board of Stewards to lift the summary suspension which was ruling #93 dated July 9, 2021. Mr. Beaver is hereby restored to good standing.

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

Signature of receipt
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #321

DATE: December 4, 2022

TO: Marcus Kocijan

DOB: 9/7/1974

PERMIT #: 55271 Owner/Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E480397 taken from the horse “Chargina” which finished 1st in the 6th race on Sunday, November 6, 2022 did contain Furosemide confirmed in blood at (270 ng/ml.) The measurement of uncertainty for the method is (9 ng/ml) at the (100 ng/ml) threshold. Furosemide is a class 4 drug carrying a C penalty.

Mr. Kocijan waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Kocijan has violated section 178-1-49.4.a.2 of the Thoroughbred Racing Rule, 178 C.S.R.1. This medication/prohibited substance violation is the permit holder’s first 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 one-half (1/2) point, giving a total of one-half (1/2) 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. Kocijan two hundred 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.

[Signatures]

Chief Steward

Steward

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING # 322

DATE: December 4, 2022

TO: Alejandro Gomez

DOB: 1/12/1958

PERMIT #: 52931 Owner/Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E480504 taken from the horse "Out for Justice" which finished 1st in the 3rd race on Monday, November 7, 2022 did contain Phenylbutazone confirmed in blood (0.786 ug/ml). The measurement of uncertainty for the method is (0.044 ug/ml) at the (0.3 ug/ml) threshold, Flunixin confirmed in blood at (6.28 ng/ml). The measurement of uncertainty of the method is (0.53 ng/ml) at the (3 ng/ml) threshold. These two drugs constitute a class 3 NSAID Stacking Violation (penalty class C, fines only.)

Mr. Gomez waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Gomez has violated section 178-1-49.6.c.3.a of the Thoroughbred Racing Rule, 178 C.S.R.1. This medication/prohibited substance violation is the permit holder's first violation in a 365-day period for medication/prohibited substance carrying a C penalty. The permit holder has accumulated (0) zero 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) point, giving a total of one-half (1/2) 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. Gomez one thousand ($1,000.00) 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 #323
DATE: 12/06/2022
NAME: Crystal Richison
DOB: 11/10/1978
PERMIT: # 52960 Trainer

The Stewards hereby impose the following penalty:

Trainer Crystal Richison is hereby fined one hundred dollars ($100.00) for violation of WV Rule of Racing 178-1-1.44.1 “its breed registration certificate is not on file with the association’s racing secretary one-half (1/2) hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward’s satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race.”

Ms. Richison failed to have the foal registration papers on file with the Racing Secretary’s office for the horse #7 “Honor Life” for the running of the 7th (seventh) race (Allowance Race) on Tuesday, December 6, 2022.

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

Signature of receipt

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #324
DATE: 12/06/2022
NAME: Jeffrey Skerrett
DOB: 06/28/1978
PERMIT: # 58244 Trainer

The Stewards hereby impose the following penalty:

Trainer Jeffrey Skerrett is hereby fined one hundred dollars ($100.00) for violation of WV Rule of Racing 178-1-1.44.1 “its breed registration certificate is not on file with the association’s racing secretary one-half (1/2) hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward’s satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race.”

Mr. Skerrett failed to have the foal registration papers on file with the Racing Secretary’s office for the horse #7 “King Richie” for the running of the 1st (first) race on Tuesday, December 6, 2022, resulting in a scratch.

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

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

[Signatures]

Chief Steward
Steward
Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #325
DATE: 12/07/2022
NAME: Gregory Viands
DOB: 04/05/1988
PERMIT: # 52196 Owner/Trainer

The Stewards hereby impose the following penalty:

Trainer Gregory Viands is hereby fined one hundred dollars ($100.00) for violation of WV Rule of Racing 178-1.1.44.1 “its breed registration certificate is not on file with the association’s racing secretary one-half (1/2) hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the steward’s satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race.”

Mr. Viands failed to have the foal registration papers on file with the Racing Secretary’s office for the horse #4 “Suleman” for the running of the 4th (fourth) race (Allowance) on Tuesday, December 6, 2022.

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

Signature of receipt

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #326
DATE: 12/07/2022
NAME: Yamarie L. Correa
DOB: 01/28/1994
PERMIT: # 53417 Jockey

The Stewards hereby impose the following penalty:

Jockey Yamarie L. Correa is hereby fined one hundred ($100.00) dollars for violation of WV Rule of Racing 178-1-28.3. b “A jockey shall faithfully fulfill all engagements in respect to racing.”

Ms. Correa failed to fulfill her riding engagement for the 8th (eighth) race #12 “Vaporized” on Tuesday, December 6, 2022, necessitating a late rider change.

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

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

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Chief Steward

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Steward

Signature of receipt
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #327
DATE: 12/07/2022
NAME: Yuri Yaranga
DOB: 09/09/1961
PERMIT: #52313 Jockey

The Stewards hereby impose the following penalty:

Following a race review on Tuesday, December 6, 2022, the Board of Stewards find Jockey Yuri Yaranga in violation of WV Rule of Racing 178-1-45.7.f.6.C. “Use of the crop from an arm position with the wrist above the helmet.”

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

The incident occurred during the stretch run of the 8th (eighth) race on Monday, December 5, 2022.

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

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

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Chief Steward

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Steward

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Signature of receipt

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Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #328

DATE: 12/07/2022

NAME: Andrew V. Weymes

DOB: 06/23/1962

PERMIT: # 57138 Owner/Trainer

The Stewards hereby impose the following penalty:

Trainer Andrew V. Weymes is hereby fined two hundred ($200.00) dollars for violation of WV Rule of Racing 178-1-44.16. “There is no current negative test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate or proof of a negative certificate in not otherwise available.”

Mr. Weymes failed to have a current negative Coggins certificate for the horse #5 “Super Vision” which was scheduled to run in the 1st (first) race on Tuesday, December 6, 2022, necessitating a late scratch.

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

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

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Chief Steward

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Steward

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Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #329
DATE: 12/09/2022
NAME: Orlando Bocachica
DOB: 06/17/1987
PERMIT: # 56511 Jockey

Following a race review in the steward stand on Wednesday, December 7, 2022, The Board of Stewards hereby find:

Jockey Orlando Bocachica in violation of WV Rule of Racing section 178-1-45.7.f.5.B. (Use the crop more than two (2) times without allowing the horse to respond), during the stretch run of the second (2) race on Tuesday, December 6, 2022.

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

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

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

[Signatures]

Chief Steward

Steward

Signature of receipt

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #330
DATE: 12/09/2022
NAME: Kevin Gonzalez
DOB: 04/27/1993
PERMIT: # 56688 Jockey

Following a race review in the steward stand on Wednesday, December 7, 2022, The Board of Stewards hereby find:

Jockey Kevin Gonzalez in violation of WV Rule of Racing section 178-1-45.7.f.5.B. (Use the crop more than two (2) times without allowing the horse to respond), during the stretch run of the first (1) race on Tuesday, December 6, 2022.

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

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

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

[Signatures]
Chief Steward

[Signature]
Steward

Signature of receipt
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #331
DATE: 12/11/2022
NAME: Arnulfó Rangel
DOB: 12/25/1967
PERMIT: # 52914 Owner/Trainer

The Stewards hereby impose the following penalty:

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

Mr. Rangel failed to have the horse “Willymar” present in the paddock for the 1st (first) race on Sunday, December 11, 2022 necessitating a late scratch. (Scratch to re-enter).

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

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

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Chief Steward

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Steward

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Signature of receipt

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Steward
RULING #332
DATE: 12/11/2022
NAME: Kelsie Calvo
DOB: 10/14/1997
PERMIT: #56289 Trainer

The Stewards hereby impose the following penalty:

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

Mr. Calvo failed to have the horse "Gray Mamba" present in the paddock for the 7th (seventh) race on Sunday, December 11, 2022 necessitating a late scratch. (Scratch to re-enter).

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

Signature of receipt
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #333
DATE: 12/12/2022
NAME: Crystal Richison
DOB: 11/10/1978
PERMIT: # 52960 Trainer

The Stewards hereby rescind ruling # 323 dated 12/6/2022, issued to Trainer Crystal Richison, as it was issued in error.

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

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

Chief Steward
Steward
Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #334

DATE: 12/13/2022

NAME: Bernard G. Dunham

DOB: 11/29/1962

PERMIT: # 50934 Owner/Trainer

The Stewards hereby impose the following penalty:

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

Mr. Dunham failed to have the horse "Super Garner" present in the paddock for the 7th race on Tuesday, December 13, 2022, 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.

Signature of receipt

[Signatures]

Chief Steward

Steward

Steward
RULING #335
DATE: 12/13/2022
NAME: Joe Musarro
DOB: 8/21/1991
PERMIT: # 56813 Jockey

The Stewards hereby impose the following penalty:

Having waived his right to a hearing, Jockey Joe Musarro is hereby fined one hundred ($100.00) dollars for violation of WV Rule of Racing 178-1-45.7.f.6.c "use the crop from an arm position with the wrist above the helmet"

The incident occurred during the stretch run of the 4th race on Monday, December 12, 2022.

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.

Signature of receipt  

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Chief Steward

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Steward

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Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING

RULING #336
DATE: 12/13/2022
NAME: Ben Delong
PERMIT: # 53830 Owner/Trainer

The Stewards hereby impose the following penalty:

Owner/trainer Ben Delong is hereby fined two hundred dollars ($200.00) for violation of WV Rule of Racing 178-1-1.44.1 “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 “Two Bit Kid” for the running of the 7th race (Allowance) on Tuesday, December 13, 2022. Second offense for the horse “Two Bit Kid.”

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

Signature of receipt

Steward
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #337

DATE:  December 21, 2022

TO:  Harry Pease

DOB:  9/29/1964

PERMIT #:  52993 Owner/Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E480638 taken from the horse “Chasing a Payday” which finished 1st in the 1st race on Sunday, December 4, 2022 did contain Phenylbutazone confirmed in blood (4.03 ug/ml.) The measurement of uncertainty for the method is (0.19 ug/ml) at the (2 ug/ml) threshold. Phenylbutazone is a class 4 drug carrying a C penalty.

Mr. Pease waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Pease 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 second violation in a 365-day period for medication/prohibited substance carrying a C penalty. The permit holder has accumulated one-half (1/2) point 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) point, giving a total of one (1) point pursuant to section 178-1-49.3.m of the Thoroughbred Racing Rules.

Based on the guidelines set forth in table 178-1 of the Thoroughbred Racing Rules, the Board of Stewards hereby fine Mr. Pease five hundred ($500.00) 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
BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #338

DATE: December 21, 2022

TO: Michael Simone

DOB: 8/7/1985

PERMIT #: 58268 Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E480584 taken from the horse “Light Work” which finished 1st in the 2nd race on Tuesday, November 29, 2022 did contain Phenylbutazone confirmed in blood (6.56 ug/ml.) The measurement of uncertainty for the method is (0.19 ug/ml) at the (2 ug/ml) threshold. Phenylbutazone is a class 4 drug carrying a C penalty.

Mr. Simone waived his right to a hearing and elected not to send a split sample. The Board of Stewards concludes that Mr. Simone has violated section 178-1-49.4.a.2 of the Thoroughbred Racing Rule, 178 C.S.R.1. Mr. Simone is hereby fined one thousand ($1,000.00) dollars.

This medication/prohibited substance violation is the permit holder’s first violation in a 365-day period for medication/prohibited substance carrying a C penalty. The permit holder has accumulated (0) zero 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) point, giving a total of one-half (1/2) point pursuant to section 178-1-49.3.m of the Thoroughbred Racing Rules.
The horse "Light Work" is disqualified from all purse money and the purse is to be redistributed as follows:

1st) Brave Hilario
2nd) Jack D
3rd) Mister Ransom
4th) Cherokee Wind

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

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

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

[Signatures]

Chief Steward

Steward