

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #151

DATE: 07/14/2025

NAME: Greg Harvey

DOB: 02/04/1972

PERMIT#: 78564- Assistant Trainer

The Stewards hereby impose the following:

A hearing was held in the Stewards office at Mountaineer Park on Sunday, July 13, 2025 at 4:15 pm regarding violation of WV Rule of Racing 178-1-48.3.c.

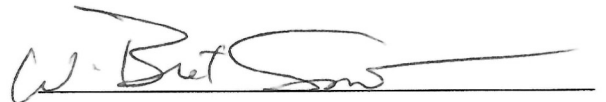
Assistant Trainer Greg Harvey was found to be in possession of needles, syringes and injectable medication in the barn area on Wednesday, July 9, 2025.

Mr. Harvey is hereby suspended fifteen (15) days beginning Friday, August 8, 2025 through and including Friday, August 22, 2025.

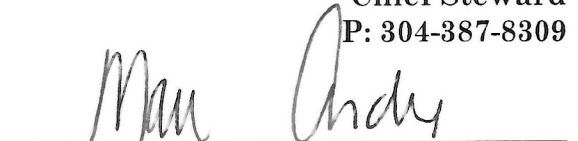
While suspended, Mr. Harvey is denied the grounds.

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.

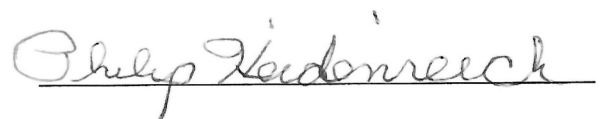
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward
P: 304-387-8309



Steward



Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK

RULING #152

DATE: 07/14/2025

TO: Juan Aguirre

DOB: 11/21/1971

PERMIT #: 79453 Trainer

The Stewards hereby impose the following penalty:

Industrial Laboratories reported sample #E699970 taken from the horse "Scat Shack" which finished 3rd in the 5th race on Tuesday, June 10, 2025, did contain Clenbuterol confirmed in blood. Clenbuterol is a class 3 drug carrying a B penalty.

Mr. Aguirre elected to send a split sample to U.C. Davis Laboratory, which confirmed Clenbuterol in the sample. Mr. Aguirre signed an agreement to abide by the results of the split sample.

The Board of Stewards concludes that Mr. Aguirre 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 offense in a 365-day period for medication/prohibited substance carrying a B penalty.

The permit holder has accumulated zero (0) points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/prohibited substance violation are two (2) points, giving a total of two (2) points pursuant to section 178-1-49.3.m of the Thoroughbred Racing Rules.

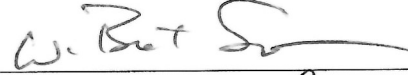
Based on the guidelines set forth in table 178-1 of the Thoroughbred Racing Rules, the Board of Stewards hereby fine Mr. Aguirre five hundred (\$500.00) dollars and suspend him for fifteen (15) days beginning Thursday, July 17, 2025, through and including Thursday, July 31, 2025. While suspended, Mr. Aguirre is denied the privileges of the grounds under the jurisdiction of the WVRC. Mr. Aguirre is permitted to keep all Mountaineer dorm privileges.

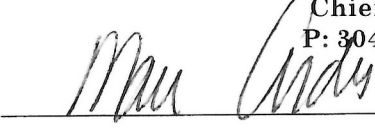
Based on the guidelines set forth in table 178-1.E of the Thoroughbred Racing Rules, the horse "Scat Shack" is disqualified from all purse monies and the purse is to be redistributed as follows:

- 1st) Milano
- 2nd) Distorted Limits
- 3rd) Hippodrome
- 4th) Forloveofcountry
- 5th) Capturethelaughter
- 6th) Skycraft


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

All fines are to be paid within seven (7) days of imposition as per West Virginia Rule of Racing 178-1-8.5.N. You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$500.00.



Chief Steward
P: 304-387-8309


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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #153

DATE: 07/15/2025

NAME: Jay Bernardini

DOB: 09/12/1966

PERMIT: # 79012 Trainer


The Board of Stewards hereby impose the following penalty:

Trainer Jay Bernardini is hereby fined two hundred fifty (\$250.00) 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."

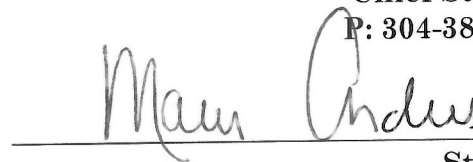
Mr. Bernardini scratched the horse "Lieutenant Stan" which was scheduled to run in the 2nd race on Monday, July 14, 2025.

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

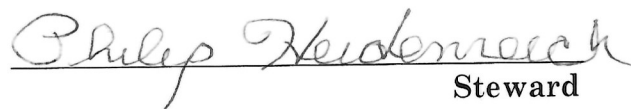
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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #154

DATE: 07/15/2025

NAME: Joe Musarro

DOB: 08/21/1991

PERMIT: # 75757 Trainer


The Board of Stewards hereby impose the following penalty:

Trainer Joe Musarro is hereby fined two hundred fifty (\$250.00) 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."

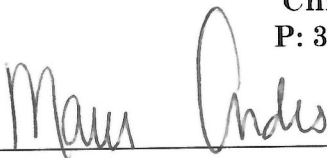
Mr. Musarro scratched the horse "Grace in Excess" which was scheduled to run in the 7th race on Monday, July 14, 2025.

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

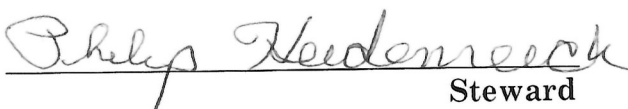
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Chief Steward
P: 304-387-8309



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #155

DATE: 07/18/2025

NAME: Yan Aviles

DOB: 12/29/2001

PERMIT: # 78997 Jockey

The Stewards hereby impose the following penalty:

After a race review in the Stewards stand, the Board of Stewards hereby finds Jockey Yan Aviles in violation of WV Rule of Racing 178-1-45.7.f.5.A. (Use the crop more than six (6) times during the race), 4th race on Sunday, July 13, 2025. This is his 2nd offense at Mountaineer Park in 2025. Mr. Aviles was present for the race review.

Mr. Aviles is hereby fined one hundred (\$100.00) 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.

W. Bret Smith

Chief Steward
304-387-8309

Max And

Steward

Philip Heidenreich

Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #156

DATE: 07/18/2025

NAME: Bailey Weatherly

DOB: 07/09/1998

PERMIT: # 75095 Jockey

The Stewards hereby impose the following penalty:

After a race review in the Stewards stand, the Board of Stewards hereby finds Jockey Bailey Weatherly in violation of WV Rule of Racing 178-1-45.7.f.5.A. (Use the crop more than six (6) times during the race), 2nd race on Sunday, July 13, 2025. This is his 2nd offense at Mountaineer Park in 2025. Mr. Weatherly was present for the race review.

Mr. Weatherly is hereby fined one hundred (\$100.00) 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.

W. Bet Smith

Chief Steward
304-387-8309

Ma Andrews

Steward

Philip Henderson
Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #157

DATE: 07/18/2025

NAME: Bailey Weatherly

DOB: 07/09/1998

PERMIT: # 75095 Jockey

The Stewards hereby impose the following penalty:

After a race review in the Stewards stand, the Board of Stewards hereby finds Jockey Bailey Weatherly in violation of WV Rule of Racing 178-1-45.7.f.5.A. (Use the crop more than six (6) times during the race), 8th race on Monday, July 14, 2025. This is his 3rd offense at Mountaineer Park in 2025. Mr. Weatherly was present for the race review.

Mr. Weatherly is hereby suspended three (3) Mountaineer Park race days, effective Monday, July 21, Tuesday, July 22 and Wednesday, July 23, 2025.

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.

W. But Smith

Chief Steward
304-387-8309

Mike Ards

Steward

Philip Heidenreich
Steward

BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #158

DATE: 07/18/2025

NAME: Jose M. Davila

DOB: 08/16/1983

PERMIT#: 73290 Jockey

The Stewards hereby impose the following penalty:

Jockey Jose M. Davila is hereby fined one hundred (\$100.00) dollars for violation of WV Rule of Racing 178-1-45.5.d. "Any overweight shall be declared by a jockey to the clerk of scales at the time appointed in advance of a race..."


Mr. Davila failed to report his correct riding weight to the clerk of scales on Tuesday, July 15, 2025. Resulting in a rider change. This is Mr. Davila's 2nd offense at Mountaineer Park in 2025.

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

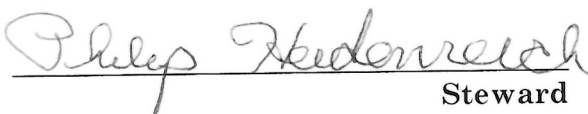
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Chief Steward
P: 304-387-8309



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BEFORE THE BOARD OF STEWARDS
MOUNTAINEER RACETRACK
RULING

RULING #159

DATE: 07/18/2025

NAME: Jason Simpson

DOB: 07/16/1985

PERMIT: # 79720 Jockey

The Stewards hereby impose the following penalty:

Having waived his right to a race review, the Board of Stewards hereby finds Jockey Jason Simpson in violation of WV Rule of Racing 178-1-45.7.f.5.A. (Use the crop more than six (6) times during the race), 7th race on Tuesday, July 15, 2025. This is his 1st offense at Mountaineer Park in 2025.

Mr. Simpson is hereby fined one hundred (\$100.00) 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.

W. But Smith

Chief Steward
304-387-8309

Ma Ards

Steward

Philip Kadenreich
Steward