

FINES AND SUSPENSIONS BULLETIN

Fri, Mar 25 - Thu, Mar 31

PART ONE

The following action has been taken by the United States Trotting Association. This information is in an abbreviated form.

***** NO RECORDS FOUND *****

PART TWO - MAJOR PENALTIES

The following actions published herein and imposed pursuant to the rules and regulations of the Racing Commissions of the various states and provinces are given full faith and credit and strictly enforced by the United States Trotting Association consistent with the provisions of USTA Rule 22, Section 13 and 14 relative to RECIPROCITY OF PENALTIES. The fact that there is no separate action taken by the USTA in the form of a "ruling of reciprocity" shall not be construed as a failure to recognize and/or reciprocate with those published penalties.

Please note that the following action is in an abbreviated form. Further information may be available by contacting the Racing Commissions or their representatives.

CALLAHAN, BRIAN L

DD on 3/21/2016

POSITIVE TEST- PRE RACE

In the 10th race at Dover Downs on March 21, 2016 #1, ABELARD HANOVER failed the pre-race blood gas test with a Base Excess of 13.8, first test and a 14.6, second test. Trainer Brian Callahan is in violation of DHRC rules: 8.9 15; 8.9.15.1; 8.9.15.1.1; 8.9.15.1.2. ABELARD HANOVER is placed on the Stewards List for 14 days, until April 4, must pass a re-qualifying test and re-qualify to compete in purse events. Trainer Brian Callahan is fined \$1000.00 to be paid within 10 days of ruling and his "Conditional License" will be referred to the DHRC Commission. Mr. Callahan had a judge`s hearing on March 24, 2016.

QUEEN ANN, MD

FINED: \$1,000

YOB 1970

DESSUREAULT, NORMAND

PPk on 1/11/2016

POSITIVE TEST- POST RACE

Trainer NORMAND DESSUREAULT is hereby fined the sum of ONE HUNDRED DOLLARS (\$100.00) for a post race positive test on winner of the first race at Isle Casino Racing Pompano Park on January 11th, 2016. The horse DO IT FOR ANNIE was found to contain Dexamethasone a class 4 prohibited substance in its system.

PPk on 1/11/2016

FINED: \$100

POMPANO BEACH, FL

FINED: \$100

YOB 1948

POSITIVE TEST- POST RACE

Trainer NORMAND DESSUREAULT is hereby fined the sum of ONE

HUNDRED DOLLARS (\$100.00) for a post race positive test on winner of the eighth race at Isle Casino Racing Pompano Park on January 11th, 2016. The horse SELENA was found to contain Dexamethasone a class 4 prohibited substance in its system.

FARINA, ANTHONY R
Nfld on 2/2/2016

MIDDLETOWN, NY

YOB 1991

FINED: \$1,000
FULL - 15 DAYS, 4/1/2016 THRU
4/15/2016
HORSE DISQUALIFIED, PURSE
REDISTRIBUTION
APPEALED - 3/25/2016

POSITIVE TEST- POST RACE

Urine sample #832417 collected at Northfield Park on 2/2/16 from the horse CC Stormey was found to contain Methocarbamol at a concentration of 1.8+-0.3 micrograms per milliliter of urine. This exceeds the Regulatory Threshold of 1.0 microgram per milliliter adopted by the OSRC. All purse money must be returned (\$1,600.00). O.S.R.C.-3769-18-01(A)(2) 18-01(B)(1) 18-01(B)(10)&(13) 3769-18-02 18-99 3769-17-30(B) 17-33(A)&(B) Subject is barred from all tracks governed by the OSRC during his suspension. Any horses under subjects care that he wants to transfer must be approved by the judges or the OSRC.

Status as of 3/25/2016 - Appeal

PcD on 3/19/2016

FINED: \$1,000
FULL - 30 DAYS, 4/12/2016 THRU
5/11/2016

POSITIVE TEST- POST RACE

PA Code 58-183.336 .352 .355 .357 Mr. Farina`s horse Smokey`s Luck failed the pre-race blood gas test for race #13 on 3/19/2016. The horse was scratched. Mr. Farino is fined \$1000.00 which must be paid before he is allowed to race again. He is also suspended 30 days(full) starting on 4/12/2016 and will continue through 5/11/2016. During this suspension he and all horses owned and trained by him are barred from all grounds under the jurisdiction of the PSHRC. Any transfer of horses during this suspension must be approved by the judges at Pocono downs or the PSHRC. You can appeal this decision in writing within 10 days of notice of this decision as set forth in PA Code 58-183.404(a). The mailing address for an appeal is: PSHRC 2301 N. Cameron St.-Room 301-Harrisburg,PA 17110 ATTN: George Crawford Phone: 717-787-5196

GOODWIN, KELLY F
HoP on 9/6/2014

FOWLerville, MI
FINED: \$250
HORSE DISQUALIFIED - PLACED 10,
PURSE REDISTRIBUTION

YOB 1960

POSITIVE TEST- POST RACE

Sample #48998 collected on 9/6/14 from the horse HALL PASS HELEN was found to contain METHYLPREDNISOLONE at a level above the allowable limit. Tested 231 pg/ml – limit 100 pg/ml. Split sample test was confirmed by UC Davis. Mr. Goodwin as trainer is in violation of IHRC medication rules and the trainer responsibility rule. All purse money earned on 9/6/14 must be returned and redistributed. (Finished 1st -\$37,500.00 to be returned) #7 ANDI'S ALANA finished 2 placed 1 #5 BANKER'S FOR ALL finished 3 placed 2 #4 SUMMIT CITY FLO finished 4 placed 3 #10 JESSE'S CON finished 5 placed 4 #8 SWANSLITTLELADY finished 6 placed 5 #2 SWAN LADY finished 7 placed 6 #6 BLACK SWAN finished 8 placed 7 #1 JUSTICE DREAM finished 9 placed 8 #9 SWAN YANKEE finished 10 placed 9 #3 HALL PASS HELEN finished 1 placed 10

HoP on 10/11/2014

HORSE DISQUALIFIED - PLACED 10,
PURSE REDISTRIBUTION

POSITIVE TEST- POST RACE

Sample #53711 collected on 10/11/14 from the horse HALL PASS HELEN was found to contain METHYLPREDNISOLONE at a level above the allowable limit. Tested 261 pg/ml – limit 100 pg/ml. Mr. Goodwin as trainer is in violation of IHRC medication rules and the trainer responsibility rule. All purse money earned on 10/11/14 must be returned and redistributed. (Finished 1st -\$37,500.00 to be returned) #4 HUDSON JESSE finished 2 placed 1 #9 KWEEN MIGHTUS finished 3 placed 2 #6 BABY STEPS finished 4 placed 3 #2 BANKER'S FOR ALL finished 5 placed 4 #10 KASHMIR QUEEN finished 6 placed 5 #3 SWANSLITTLELADY finished 7 placed 6 #8 SUMMIT CITY FLO finished 8 placed 7 #5 SWAN LADY finished 9 placed 8 #7 JESSE'S CON finished 10 placed 9 #1 HALL PASS HELEN finished 1 placed 10

HYSELL, JAMES E
PPk on 11/28/2015

LIGHTHOUSE POINT, FL
FINED: \$300

YOB 1956

POSITIVE TEST- POST RACE

Trainer JAMES HYSSELL is hereby fined the sum of THREE HUNDRED DOLLARS (\$300.00) for a post race positive test on second place finisher of

the eighth race at Isle Casino Racing Pompano Park on November 28th, 2015. The horse ARTSBRED CAMOTION was found to contain Clenbuterol a class 3 prohibited substance in its system.

KATES, ERIC A

COLTS NECK, NJ

**YOB
UNKN**

M on 4/13/2013

RESTORED TO GOOD STANDING(RES)
AS OF 3/16/2016

**CONDUCT DETRIMENTAL TO THE BEST INTEREST OF HORSE
RACING**

As a result of a hearing conducted on April 7, 2015, the Board of Judges has determined that Dr. Eric Kates failed in his duty and responsibility to establish the necessary standards required to ensure that all NJRC licensed employees of Colts Neck Equine act in compliance with all the rules, regulations, policies, and procedures for the NJRC. Dr. Eric Kates, as Managing partner of Colts Neck Equine Associates, permitted: A NJRC licensed employee of Colts Neck Equine who is not a licensed veterinarian, to possess a shock wave therapy machine and perform a shock wave therapy treatment on a standardbred racehorse on the grounds of a licensed facility on April 12, 2013 and permitted two licensed employees of Colts neck Equine to engage in a conspiracy to circumvent the veterinary reporting requirements of the NJRC by knowingly and willfully submitting a falsified treatment slip to the NJRC. The Board of Judges hereby fine Dr. Kates the sum of five thousand (\$5,000.00) dollars.

Status as of 3/29/2016 - Subsequent Ruling - Dr. Kates subsequently appealed the ruling and requested a stay of the penalties which was granted in ruling #15TRH18. Based on upon the legal advice, ruling #15MDH94 was remanded to the Board of Judges for reconsideration of the determination of violations and penalties imposed. Upon remand and reconsideration, the penalty of the \$5,000 fine issued Dr. Kates id hereby rescinded and Ruling #15MDH94 is hereby rescinded.

LINKE, REBECCA A

PRINCETON, NJ

YOB 1977

M on 4/13/2013

FINED: \$2,500...**STAYED**
FULL - 30 DAYS, 4/4/2016 THRU
5/3/2016...**STAYED**

**CONDUCT DETRIMENTAL TO THE BEST INTEREST OF HORSE
RACING**

As a result of an administrative hearing conducted on April 7, 2015, the

Board of Judges determined that Rebecca Linke, DVM had knowledge of a violation of NJRC policy regarding shock wave therapy committed by another NJRC licensee when shock wave treatment was administered to a standardbred racehorse on the grounds of a licensed facility by someone other than a NJRC vet on April 12, 2013. Rather than report said violation to Racing Commission Officials, Dr. Linke chose to conspire with the individual who administered treatment as they knowingly and willfully submitted a falsified vet treatment slip to the NJRC indicating that treatment was administered by Dr. Linke, when in fact it was administered by someone other than a licensed vet. As a result, Rebecca Linke, DVM is hereby suspended for a period of sixty (60) days and fined the sum of five thousand (\$5,000.00) dollars. The period of suspension shall begin on September 14, 2015 and continue through November 12, 2015 (inclusive).

Status as of 3/30/2016 - Stay - Stay granted.

MELANDER, JENNY J

HoP on 12/31/2015

WIND GAP, PA

RESTORED TO GOOD STANDING(RES)

AS OF 3/29/2016

YOB 1975

OTHER

71 IAC 5-1-1(e) Failed to complete licensing requirements for 2015 in Indiana by failing to submit fingerprints.

Status as of 3/29/2016 - Subsequent Ruling - Ms. Melander has completed her fingerprinting requirements and is hereby restored to good standing in the state of Indiana.

MERRIMAN, AARON EDWARD NORTHFIELD, OH

Mea on 3/14/2016

RESTORED TO GOOD STANDING(RES)

AS OF 3/25/2016

YOB 1978

FAILURE TO PASS THE BREATH ANALYZER TEST

PA Code Title 58-183.40. Mr. Merriman was programmed to drive at The Meadows on March 14, 2016. Mr. Merriman failed the breathalyzer test, registering a level of 0.062 BAC. This is above the threshold permitted by the Pennsylvania Horse Racing Commission. Mr. Merriman is hereby suspended for 5 days (driving only) beginning March 26, 2016 through and including March 30, 2016. The fine is due by April 5, 2016. Mr. Merriman has 10 days to appeal this decision to the Pennsylvania Horse Racing Commission, Bureau of Standardbred Racing. The address to appeal appears at the bottom of this ruling.

Status as of 3/25/2016 - Subsequent Ruling - PA Code Title 58-183.256.

***Mr. Merriman is hereby restored to good standing in Pennsylvania.
Meadows Judges Ruling #16031M is rescinded.***

PLANO, RICHARD C

VERNON, NY

YOB 1951

PPk on 12/13/2015

FINED: \$750

POSITIVE TEST- POST RACE

Trainer RICHARD PLANO is hereby fined the sum of SEVEN HUNDRED AND FIFTY DOLLARS (\$750.00) for a post race positive test on winner of the eleventh race at Isle Casino Racing Pompano Park on December 13th, 2015. The horse COOPERS BEACH was found to contain DIMETHYSULFOXIDE a class 4 prohibited substance in its system.

REED, ROBERT Z

CRESTWOOD, KY

YOB 1988

HoP on 12/31/2015

**RESTORED TO GOOD STANDING(RES)
AS OF 3/25/2016**

OTHER

71 IAC 5-1-1(e) Failed to complete licensing requirements for 2015 in Indiana by failing to provide fingerprints.

Status as of 3/25/2016 - Subsequent Ruling - Mr. Reed has completed his fingerprinting requirements and is hereby restored to good standing in the state of Indiana.

RUSSELL, DAVID W

FREEHOLD, NJ

YOB 1948

M on 4/12/2013

**RESTORED TO GOOD STANDING(RES)
AS OF 3/29/2016**

CONDUCT DETRIMENTAL TO THE BEST INTEREST OF HORSE RACING

As a result of an administrative hearing conducted on April 7, 2015, the Board of Judges has determined that on April 12, 2013, David Russell did possess a shock wave therapy machine on the grounds of an off-track training facility licensed by the NJRC and that he did administer shock wave therapy treatment to a standardbred racehorse on said facility. Following the treatment administered by David Russell, who is not a license veterinarian, David Russell did conspire with a NJRC licensed veterinarian as they knowingly and willfully submitted a falsified vet treatment slip to the NJRC indicating that the shock wave treatment was administered by a NJRC licensed vet, when in fact the treatment was administered by Mr. Russell. As a result, Mr. David Russell is hereby suspended for a period of sixty (60) days and fined the sum of five thousand (\$5,000.00) dollars. The period of suspension shall begin on September 14, 2015 and continue through and

including November 12, 2015.

Status as of 3/29/2016 - Subsequent Ruling - Mr. Russell appealed the ruling and requested a stay of penalties which was granted in ruling #15TRH19. Based upon legal advise, ruling #15MDH95 was remanded to the Board of Judges for reconsideration, of the determination of the violations and penalties impose. Upon remand and reconsideration, the penalty of the 60 day license suspension and the \$5,000.00 fine issued to David Russell is hereby vacated and ruling #15MDH95 is here by rescinded.

SEARS, KIM CHIARAMONTE **OSTEEN, FL** **YOB 1953**
PPk on 11/10/2015 FINED: \$500
FULL - 5 DAYS, 1/9/2016 THRU
1/13/2016

POSITIVE TEST- POST RACE

Trainer KIM SEARS is hereby fined the sum of FIVE HUNDRED DOLLARS (\$500.00) and suspended for a period of FIVE days starting January 9th, 2016 inclusive through January 13th, 2016 for a post race positive test on second place finisher of the second race at Isle Casino Racing Pompano Park on November 10th, 2015. The horse DAVITA was found to contain PHENYLBUTAZONE a class 4 prohibited substance in its system.

SIMONS, MICHAEL H **PITTSTON TWP, PA** **YOB 1961**
M on 3/5/2016 FINED: \$250
POSITIVE TEST- POST RACE

WHITTEMORE, STANLEY C **RIPLEY, ME** **YOB 1951**
PPk on 12/1/2015 FINED: \$250

POSITIVE TEST- POST RACE

Trainer STANLEY WHITTEMORE is hereby fined the sum of TWO HUNDRED FIFTY DOLLARS (\$250.00) for a post race positive test on second place finisher of the first race at Isle Casino Racing Pompano Park on December 1st, 2015. The horse FLY AWAY was found to contain Phenylbutazone a class 4 prohibited substance in its system.

PART THREE - WHIPPING VIOLATIONS

ALLARD, SIMON **SAINT-ESPRIT, QC** **YOB 1982**
PcD on 3/26/2016 FINED: \$200

WHIPPING OUT OF CONTENTION

PA Code 58-183.264(b) While driving #1 Hruby`s N Luck he did use an exaggerated movement of his whipping arm. He is fined \$200.00 which must be paid by 4/7/2016.

GASBARRO, LOUIS A III **SACO, ME** **YOB 1978**
Scar on 3/26/2016 **FINED: \$100**
FAILURE TO KEEP A LINE IN EACH HAND
Mr. Gasbarro did fail to keep a line in each hand.

NASON, STEVEN S **FREEDOM, NH** **YOB 1990**
Scar on 3/26/2016 **FINED: \$100**
FAILURE TO KEEP A LINE IN EACH HAND
Mr. Nason did fail to keep a line in each hand.

NOBLE, DANIEL N **XENIA, OH** **YOB 1983**
MVR on 3/26/2016 **FINED: \$300**
INAPPROPRIATE USE OF THE WHIP
Driver DAN NOBLE is hereby fined the sum of three hundred dollars (\$300.00) for a violation of Ohio State Racing Commission Rule 3769-17-17.(c). While driving No. 9 HASTY WESTERN in the thirteenth race on March 26, 2016 at Miami Valley Raceway, Mr. Noble did move his arm in an exaggerated manner during the stretch drive. This is Mr. Noble`s first such violation of the use of the whip rule within the last 365 days in the state of Ohio. All fines are due within forty-eight hours of the date of this ruling.

PLANO, RICHARD C **VERNON, NY** **YOB 1951**
PPk on 3/22/2016 **FINED: \$250**
EXCESSIVE OR INDISCRIMINATE USE OF WHIP
Driver RICK PLANO is hereby fined the sum of TWO HUNDRED AND FIFTY DOLLARS (250.00) while driving BARBIES KORVETT on March 22nd, 2016 in the 3rd race, he failed to pause while whipping in the stretch. Violation of PPI.Rule 160.1500 (4)(8)(A)*Fines are due within 10 days of ruling.

SISCO, ALLEN L **SLATE HILL, NY** **YOB 1966**
M on 3/18/2016 **FINED: \$300**
EXCESSIVE OR INDISCRIMINATE USE OF WHIP

PART FOUR - MINOR PENALTIES

ALLARD, RENE M PcD on 3/22/2016 FAILURE TO DESIGNATE RESPONSIBLE PERSON/TRAINER IN Paddock	MATAMORAS, PA FINED: \$100	YOB 1987
AUCIELLO, CARMEN E PcD on 3/22/2016 FAILURE TO DESIGNATE RESPONSIBLE PERSON/TRAINER IN Paddock	STOUFFVILLE, ON FINED: \$100	YOB 1980
BARTLETT, JASON JAMES YR on 3/25/2016 KICKING A HORSE	GOSHEN, NY FINED: \$100	YOB 1981
CALLAHAN, BRIAN L DD on 3/23/2016 FAILURE TO HONOR DECLARATION	QUEEN ANN, MD FINED: \$300	YOB 1970
CAMPBELL, GARY R MVR on 3/21/2016 LATE DRIVER CHANGE	GARDINER, ME FINED: \$50	YOB 1966
CUMMINGS, JOHN PAUL JR PPk on 3/28/2016 INSIDE THE EURO RAIL / Pylon VIOLATION	NICHOLS, NY FINED: \$50 HORSE PLACED 6	YOB 1963
DE LONG, JOHN J MVR on 3/27/2016 INSIDE THE EURO RAIL / Pylon VIOLATION	ANDERSON, IN FINED: \$50	YOB 1989
GALLIERS, BRADY E MVR on 3/26/2016 IMPEDING THE PROGRESS OF ANOTHER HORSE	DEFIANCE, OH FINED: \$100	YOB 1995
GLASSER, DAVID M on 3/25/2016 IMPEDING THE PROGRESS OF ANOTHER HORSE	RANDOLPH, NJ DRIVING - 3 DAYS, 3/31/2016 THRU 4/2/2016	YOB 1966

HINCHCLIFF, KRIS M MVR on 3/26/2016 DELAYING THE POST PARADE	COLUMBUS, OH FINED: \$50	YOB 1979
KARCHER, PATRICK A MVR on 3/21/2016 LATE DRIVER CHANGE	UPPER SANDUSKY, OH FINED: \$50	YOB 1955
MERRIMAN, JASON RUSSELL Nfld on 3/29/2016 INSIDE THE EURO RAIL / PYLON VIOLATION	MONROE, MI FINED: \$25	YOB 1986
MICALLEF, MICHAEL L PPk on 3/27/2016 KICKING A HORSE	POMPANO BCH, FL FINED: \$100	YOB 1973
MILICI, THOMAS G YR on 3/20/2016 FAILURE TO OBEY THE INSTRUCTION OF THE PADDOCK JUDGE	BULLVILLE, NY FINED: \$500	YOB 1955
MORGAN, ANTHONY N DD on 3/29/2016 JOSTLE, STRIKE OR HOOK WHEELS	WARWICK, MD FINED: \$300	YOB 1958
NAPOLITANO, ANTHONY J PcD on 3/26/2016 SLOW QUARTER/HALF	NESCOPECK, PA FINED: \$200	YOB 1981
PAGE, CHRIS L MVR on 3/21/2016 INSIDE THE EURO RAIL / PYLON VIOLATION	MT VERNON, OH FINED: \$50	YOB 1983
RUIZ, MATIAS S YR on 3/22/2016 LATE DRIVER CHANGE	WINDGAP, PA FINED: \$100	YOB 1958
SCHILLACI, SAMUEL J Nfld on 3/21/2016 INSIDE THE EURO RAIL / PYLON VIOLATION	MACEDONIA, OH FINED: \$25	YOB 1962
SIMONS, MICHAEL H	PITTSTON TWP, PA	YOB 1961

M on 3/18/2016 FINED: \$200
FAILURE TO DRIVE WHEN PROGRAMMED

STALBAUM, LARRY D **MATAMORAS, PA** **YOB 1963**
PcD on 3/26/2016 FINED: \$250
LATE TO THE PADDOCK

SUTTON, JOSHUA **LEBANON, OH** **YOB 1982**
MVR on 3/26/2016 FINED: \$50
INSIDE THE EURO RAIL / PYLON VIOLATION

TANNEY, HOWARD **OLD WESTBURY, NY** **YOB 1957**
PSHRC on 12/15/2008 RESTORED TO GOOD STANDING(RES)
AS OF 3/31/2015
FAILURE TO OBTAIN PROPER LICENSE

UMHOLTZ, B CLAIR **SAGAMORE HILLS, OH** **YOB 1956**
Nfld on 3/16/2016 FINED: \$50
LATE DRIVER CHANGE