

## FINES AND SUSPENSIONS BULLETIN

Fri, Sep 2 - Thu, Sep 8

### PART ONE

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

**BOWDEN, GREG D**

**USTA** on 9/2/2016

#### **USTA MEMBERSHIP ACTION**

Membership denied pursuant to the provisions of Article 1, Section 4(a) of the Association bylaws.

**BRADLEY, ME**

**DENIAL(DEN) AS OF 9/1/2016**

**YOB 1962**

### 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.*

**BRAVERMAN, PAUL**

**PHL** on 7/28/2016

#### **OTHER**

PA CODE 58-183.251 Completed licensing requirements in Pennsylvania and is restored to good standing. (Ruling # 16105CD 8/23/2016)

**BONITA SPRINGS, FL**

**RESTORED TO GOOD STANDING(RES)  
AS OF 9/5/2016**

**YOB 1949**

**CARTER, ROBERT J**

**PcD** on 11/4/2015

**SHREWSBURY, NJ**

**FINED: \$5,000**

**FULL - 3650 DAYS, 11/21/2015 THRU  
11/17/2025**

**YOB 1978**

#### **POSSESSION OF HYPODERMIC NEEDLES, SYRINGES AND/OR INJECTABLE AND/OR OTHER DRUGS**

PA Code 58-183.264(18) .344 .336 During a vehicle search on 11/4/15 at Pocono Downs Mr. Carter was found to have in his possession a shock collar and a remote control that goes with it, a large animal infusion set, 13 injectable bottles, a box of needles, a clear plastic tube, a plastic syringe with a needle and 10ml of unidentified liquid, a Ziplock bag containing 2 tubes and 1 needle and a Hamilton Bell Vangaurd V6500 machine. He is fined \$5000.00 and suspended (full) for 10 years(3650 days). During this suspension he and all horses owned and trained by him are barred from all

tracks under the jurisdiction of the PHRC. He also cannot transfer any horses without permission of the judges at Pocono Downs or the Pennsylvania Harness Racing Commission.

**Status as of 9/6/2016 - Subsequent Ruling - Ruling # 16052C AND NOW, this 30th day of August 2016, upon consideration of the foregoing Findings of Fact, Conclusions of Law and Discussion, it is hereby ORDERED that Ruling No. 15205PD, issued on November 11, 2015, by the Board of Stewards at Pocono Downs Race Track against Robert J. Carter, which suspended Robert J. Carter for 3650 days, from 11/21/2015 through 11/17/2025, and fined him \$5,000.00, is AFFIRMED.**

**CARVALHO, KC C**

**ORANGEVALE, CA**

**YOB  
1961**

**Aces** on 8/27/2016

**INDEFINITE SUSPENSION(IND) AS OF  
9/7/2016**

**UNPAID OBLIGATION**

After having convened a formal hearing on the matter of Kimberly M. Mintell vs. Krib KC Carvalho alleging violation of MRC Rule #7897.0100 Subp. 9 and MRC Rule #7897.0100 Subp. 10, the Running Aces Panel of Judges issue the following order: Krib KC Carvalho is found to be indebted to Kimberly M. Mintell in the amount of four thousand six hundred eleven dollars and ninety-five cents (\$4,611.95). Said amount to be paid or a mutually agreeable payment arrangement be submitted to the Judges on or before 9/3/16. Failure to abide by this ruling will be cause for the Judges to re-open the matter and consider further actions.

**Status as of 9/7/2016 - Subsequent Ruling - Owner Krib KC Carvalho, having failed to reach a mutually satisfactory settlement as ordered by MRC Ruling #R16059, is hereby issued a full and indefinite suspension. Said suspension to remain in full force and effect until the MRC Judges or other regulators in the Agency are advised that a mutually satisfactory arrangement has been reached.**

**EVANS, CHRISTINA LYNN**

**DOVER, OH**

**YOB 1986**

**Nfld** on 7/25/2016

**FINED: \$750**

**HORSE DISQUALIFIED, PURSE  
REDISTRIBUTION**

**POSITIVE TEST- POST RACE**

Blood sample #835603 collected at the Knox County Fair (Mt Vernon,

Ohio)on 7/25/16 from the horse Snowson was found to contain flunixin at a concentration of 114+-8 nanograms per milliliter of plasma and furosemide at a concentration of 119+-13 nanograms per milliliter of plasma. This exceeds the Regulatory Thresholds (flunixin: 20 nanograms per milliliter and furosemide: 100 nanograms per milliliter) for these two substances as adopted by the OSRC. All purse money must be returned (\$450.00). A fine of \$500 is for the flunixin overage and a \$250 fine for the furosemide overage. O.S.R.C.-3769-18-01(B)(1)(a) 18-01(B)(4)(b) 18-02 18-99

**HARRIS, CALVIN L**  
TRR on 9/6/2016

**FOREST, MS** **YOB 1994**  
INDEFINITE SUSPENSION(IND) AS OF  
9/6/2016

**FAILURE TO PAY FINE(S)**

Mr. Harris is suspended for failure to pay fines and return purse money from rulings J2016-005 (\$500.00 fine and \$825.00 purse money) and ruling J2016-010 (\$1000.00 fine and \$700.00 purse money)

**JOHNSTON, CHARLES J**  
PHL on 5/14/2013

**DUPONT, PA** **YOB 1935**  
RESTORED TO GOOD STANDING(RES)  
AS OF 9/5/2016

**FAILURE TO OBTAIN PROPER LICENSE**

PA Code 58-183.251 Failed to complete licensing requirements for 2013 in PA.

***Status as of 9/6/2016 - Subsequent Ruling - PA Code 58-183.256 Mr. Johnston has completed his licensing requirements in Pennsylvania and has paid his fine. He is now restored to good standing in Pennsylvania.***

**LANCASTER, SEAN R**  
Aces on 8/17/2016

**LANGLEY, BC** **YOB 1986**  
FINED: \$1,000  
HORSE DISQUALIFIED, PURSE  
REDISTRIBUTION

**POSITIVE TEST- POST RACE**

Trainer Sean Lancaster who competed in the 8th race at Running Aces horse CHEWY BACA on August 17, 2016 finishing 2nd was subject to MRC Protocols resulting in Sample #-216307. Said test was submitted to Industrial Labs. Official test results showing a positive result for the medication FLUMETHASONE at a level of 111 pg/ml serum. (ARCI class4 Penalty Class C. Trainer Lancaster waived his right to a split sample test. Having waived his right to a formal hearing is hereby fined the sum of one

Thousand Dollars and the purse monies are ordered redistributed according to MRC Rule 7892.0150 Subpart 1 Purse redistribution as follows: 1st place #5 - Summons Second place #4 - Great Quote Third place #6 - THEBESTOFJOEL fourth place #1 GRAVELSINMYTRAVELS fifth place #7 Quality Sport - sixth place #2 - DA TERROR. CHEWY BACA - finished 2nd placed-unplaced. MRC Rules 7879.0200 SUBP 1 AB,7877.0170 SUBP 2C, 7890.0110, 7890.0130, 7892.0150.

**THARPS, TRENT E JR**                      **LEBANON, OH**                      **YOB 1981**  
**OSRC** on 9/2/2016                      **PROBATIONARY(PRO) AS OF 9/2/2016**  
**OTHER**

On August 30, 2016, the OSRC unanimously voted to modify the Report and Recommendation of the Hearing Officer to deny your license application for a 2016 driver/trainer license, making you eligible for a Probationary 2016 harness driver/trainer license. Based on this and other facts, the Executive Director of the OSRC enters this Adjudication Order directing that your application for a 2016 harness driver/trainer license be granted as Probationary.

**WHITTEMORE, DENNIS J**                      **NORWAY, ME**                      **YOB 1955**  
**PRc** on 8/30/2016                      **FINED: \$500**  
**PURSE REDISTRIBUTION**

**POSITIVE TEST- POST RACE**

205 CMR 3.29 1 (b)(h) On 8/30/2016 Industrial labs reported in a "Certificate Of Analysis" for which sample code 16081807-030 was collected on 08/15/2016 from LOVE LIVE LAUGH who raced in Race 3 at Plainridge Park Casino and finished 2nd. The sample contained ISOFLUPREDONE at a level of 181pg/mL, which is above the allowed limits. On 8/30/2016 via telecon with the judges Mr. Whittemore waived his right to a split sample and also waived his right to a hearing, accepting a penalty of \$500.00 and return of all purse monies. All fines are to be paid to MGC Racing Division within 48 hours of imposition. All appeals must be filed in writing to the offices of the MGC Racing division within 10 days of ruling.

**WISEMAN, STEVEN C**                      **SACRAMENTO, CA**                      **YOB 1967**  
**Aces** on 6/4/2016                      **FINED: \$5,000**  
**HORSE DISQUALIFIED, PURSE**  
**REDISTRIBUTION**

**POSITIVE TEST- POST RACE**

An analysis of the test samples obtained from TAME THE DICE and JIMMY

SHIN following their second place finishes at Running Aces Racetrack on June 4, 2016 and June 7, 2016, respectively, revealed the presence of methamphetamine. As such, the Running Aces Panel of Judges, under direction from the MRC with reference to a stipulated agreement between the MRC and licensee Steve Wiseman, hereby fine driver/trainer Wiseman the sum of five (5) thousand dollars and suspend him for a period of one hundred fifty (150) days. Sixty (60) days of said suspension are stayed on condition of no class I, II or III A medication violations in the next 365 days. Additionally, Wiseman is placed on probation for a period of 365 days. The purse money won by TAME THE DICE and JIMMY SHINN is hereby ordered forfeited and redistributed among the horses according to their order of finish. MRC Rule 7890.0110 and 7877.0170 subpart 2.

**Aces** on 8/9/2016 FINED: \$750

**LOW OR EXCESS LEVEL OF AUTHORIZED MEDICATION  
(BUTE/LASIX)**

An analysis of the test sample obtained from SERIOUS ART following its second place finish in the seventh race at Running Aces Racetrack on August 9, 2016 revealed the presence of phenylbutazone in an amount in excess of the allowable limit. With reference to MRC rules and the RCI Penalty Guidelines and recognizing the fact that trainer Wiseman has had two (2) drug violations in the past three hundred sixty five (365) days, he is hereby issued a fine in the sum of seven hundred fifty dollars (\$750.00). MRC Rules #7890.0100 Subp. 13 A(1)(a), #7879.0200 Subp. 1(A)(B).

**PART THREE - WHIPPING VIOLATIONS**

**BARKER, SHAWN D II**                      **WASHINGTON C H, OH**                      **YOB 1991**

**Lndn** on 7/10/2016                      **FINED: \$100**

**FAILURE TO KEEP A LINE IN EACH HAND**

One-handed whipping after the 3/4 pole while driving T C Beck.

**DEBECK, RODNEY L**                      **NICHOLASVILLE, KY**                      **YOB 1972**

**Lex** on 9/3/2016                      **DRIVING - 3 DAYS, 9/7/2016 THRU**  
**9/9/2016**

**INAPPROPRIATE USE OF THE WHIP**

In the 3rd race on 9/3/2016 Mr. DeBeck did use the whip in an inappropriate manner. Mr. DeBeck is suspended from driving for 3 days 9/7/2016 thru 9/9/2016

**DETGEN, BRIAN W** **MILLINGTON, MI** **YOB 1971**

**Aces** on 8/28/2016

FINED: \$100

**EXCESSIVE OR INDISCRIMINATE USE OF WHIP**

Driver Brian Gesture who drove #4 Empty Gesture in the 10th race at Running Aces on August 28, 2016 finishing 8th is hereby fined the sum of one (1) Hundred Dollars for violation of MRC Rule 7884.0260 Subpart T1 and W Use of the whip, Whipped horse prior to the start. MRC Rule 7879.0200 Subpart 1 (A)(B) - Judges Authority MRC Rule 7884.0260 Subpart T 1 and W - Driving Rules FINES ARE DUE 72 HOURS FROM THE DATE OF THE RULING

**HERSHBERGER, CRIST W** **PARMA, OH** **YOB 1976**

**Nfld** on 9/6/2016

FINED: \$300

**EXCESSIVE OR INDISCRIMINATE USE OF WHIP**

While driving #2 Connor Hanover in race 6 on 8/30/16 he did whip the horse in an exaggerated manner. O.S.R.C.-3769-17-17(C) 17-99

**HUDSON, TIMOTHY A** **BENTON, ME** **YOB 1962**

**PRc** on 9/1/2016

FINED: \$100

**EXCESSIVE OR INDISCRIMINATE USE OF WHIP**

205 CMR 3.12 (1) USTA 18.09 (a) While driving # 4 HURRIKANEELISHLYN in the 7th race at Plainridge Park Casino On 9/1/16 , Mr. Hudson used his whip in an excessive manner and caused welts as reported by the track vet. 205 CMR 3.10, all fines shall be paid to the racing division within 48 hours after imposition. 205 CMR 3.03 (2) all appeals must be filed in writing at the office of the racing division within 10 days of ruling.

**NASON, STEVEN S** **FREEDOM, NH** **YOB 1990**

**PRc** on 9/1/2016

FINED: \$100

**FAILURE TO KEEP A LINE IN EACH HAND**

205 CMR 312.1 Mr. Nason one handed with his whip and failed to maintain a line in each hand while driving # 2 DIDSOMEONESAYPARTY in the 9th race at Plainridge Park Casino on 9/1/2016. 205 CMR 3.10, all fines shall be paid to the MGC racing division within 48 hours after imposition. 205 CMR 3.03 (2) all appeals must be filed at the office in writing of the MGC within 10 days of ruling.

**PROBBER, BARRY** **MARGATE, FL** **YOB 1950**

**PHL** on 9/5/2016

FINED: \$500

HORSE PLACED 6



**FAILURE TO KEEP A LINE IN EACH HAND**

PA CODE 58-183.264 Violated the PHRC whipping rule (Failure to keep a line in each hand). (Placing) All fines due within 10 days of ruling. Please note further that you have the right to appeal this decision in writing to the State Horse Racing Commission within ten (10) days after notice of this decision. The mailing address for an appeal is: The State Horse Racing Commission 2301 North Cameron Street Room 301 Harrisburg PA, 17110 ATTN: Fred Strathmeyer Phone (717) 787-5196

<b>WIDGER, SAMUEL D</b>	<b>BEECHER, IL</b>	<b>YOB 1963</b>
<b>HoP on 8/26/2016</b>	<b>FINED: \$300</b>	
<b>INAPPROPRIATE USE OF THE WHIP</b>		
71 IAC 7-3-13(b) While driving in race 5 on 8/26/16 he violated the IHRC whipping rule by using other than wrist action.		

**PART FOUR - MINOR PENALTIES**

<b>ALLARD, SIMON</b>	<b>PITTSTON, PA</b>	<b>YOB 1982</b>
<b>PHL on 8/25/2016</b>	<b>FINED: \$200</b>	
<b>INSIDE THE EURO RAIL / PYLON VIOLATION</b>		

<b>AVENATTI, MATTHEW T</b>	<b>CHRISMAN, IL</b>	<b>YOB 1993</b>
<b>Lex on 9/4/2016</b>	<b>FINED: \$25</b>	
<b>OTHER</b>		

<b>BERKELEY, DOUGLAS</b>	<b>MONTGOMERY, NY</b>	<b>YOB 1962</b>
<b>PcD on 9/5/2016</b>	<b>FINED: \$200</b>	
<b>LATE DRIVER CHANGE</b>		

<b>BERRY, PATRICK D</b>	<b>MONROE, NJ</b>	<b>YOB 1976</b>
<b>PHL on 9/4/2016</b>	<b>FINED: \$200</b>	
<b>FAILURE TO KEEP BOTH FEET IN THE STIRRUPS</b>		

<b>CALLAHAN, COREY</b>	<b>MIDDLETOWN, DE</b>	<b>YOB 1978</b>
<b>YR on 9/3/2016</b>	<b>DRIVING - 3 DAYS, 9/4/2016 THRU 9/6/2016</b>	
<b>HORSE PLACED 3</b>		
<b>CROWDING/PUTTING ANOTHER WHEEL UNDER ANOTHER HORSE OR DRIVER</b>		

<b>CAMPBELL, GARY R</b> Nfld on 8/30/2016 <b>LATE DRIVER CHANGE</b>	<b>GARDINER, ME</b> FINED: \$50	<b>YOB 1966</b>
<b>CARTER, DAVID E</b> Aces on 9/3/2016 <b>OTHER</b>	<b>EAU CLAIRE, WI</b> FINED: \$200	<b>YOB 1941</b>
<b>CROSS, STEVEN J</b> Nfld on 8/22/2016 <b>LATE DRIVER CHANGE</b>	<b>MACEDONIA, OH</b> FINED: \$50	<b>YOB 1955</b>
<b>DALEY, DANIEL R</b> YR on 9/1/2016	<b>LAKE WORTH, FL</b> DRIVING - 4 DAYS, 9/5/2016 THRU 9/8/2016 HORSE PLACED 6 <b>TAKE UP ABRUPTLY/SIT DOWN IN FRONT OF HORSES CAUSING CONFUSION AMONG TRAILING HORSES</b>	<b>YOB 1958</b>
<b>DALEY, NOEL M</b> Mea on 8/30/2016 <b>FAILURE TO DESIGNATE RESPONSIBLE PERSON/TRAINER IN PADDOCK</b>	<b>YARDLEY, PA</b> FINED: \$100	<b>YOB 1961</b>
<b>DAVIS, DYLAN P</b> YR on 9/3/2016 <b>FAILURE TO HONOR DECLARATION</b>	<b>VIOLA, DE</b> FINED: \$250	<b>YOB 1977</b>
<b>EUBANKS, AMY R</b> Nfld on 8/21/2016 <b>USE THIS FOR TRAINER CHANGE</b>	<b>WOOSTER, OH</b> FINED: \$500	<b>YOB 1980</b>
<b>EVANS, CHRISTINA LYNN</b> Nfld on 8/31/2016 <b>LATE DRIVER CHANGE</b>	<b>DOVER, OH</b> FINED: \$50	<b>YOB 1986</b>
<b>FANNING, THOMAS W</b> YR on 9/1/2016 <b>LATE DRIVER CHANGE</b>	<b>JACKSON, NJ</b> FINED: \$100	<b>YOB 1958</b>
<b>FELLOWS, JOSEPH S</b>	<b>SMYRNA, DE</b>	<b>YOB 1969</b>



**OD** on 9/4/2016 DRIVING - 3 DAYS, 9/6/2016 THRU  
9/8/2016

**FAILURE TO KEEP BOTH FEET IN THE STIRRUPS**

**FINN, JARED D** NEWTON, IL YOB 1987  
HoP on 8/31/2016 FINED: \$100  
**FAILURE TO SET AND MAINTAIN A PROPER PACE**

**GIVENS, LESLIE O** SEAFORD, DE YOB 1960  
PHL on 9/2/2016 FINED: \$400  
HORSE PLACED 7  
**INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK**

**GRAY, SHAWN T** BALLSTON SPA, NY YOB 1973  
Stga on 8/23/2016 FINED: \$50  
**LATE DRIVER CHANGE**

**HARRIS, FRANK E** HUDSON, OH YOB 1966  
Nfld on 8/21/2016 FINED: \$100  
**FAILURE TO HONOR DECLARATION**

**JOHNSON, RICHARD** TOMS RIVER, NJ YOB 1960  
YR on 9/1/2016 FINED: \$250  
**FAILURE TO HONOR DECLARATION**

**KAUFFMAN, KAYNE K** LEBANON, OH YOB 1978  
Nfld on 9/3/2016 FINED: \$250  
**INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK**

**KRIVELIN, ROBERT J** GOSHEN, NY YOB 1951  
PHL on 8/31/2016 FINED: \$200  
HORSE PLACED 7  
**CHANGING COURSE/CAUSING INTERFERENCE**

**LONG, WILLIAM F** BERLIN, MD YOB 1954  
OD on 9/1/2016 DRIVING - 3 DAYS, 9/6/2016 THRU  
9/8/2016  
HORSE PLACED 2  
**CROWDING/PUTTING ANOTHER WHEEL UNDER ANOTHER HORSE  
OR DRIVER**

<b>MAGEE, RICHARD T</b> Aces on 8/24/2016 OTHER	<b>CLINTONVILLE, WI</b> FINED: \$50	<b>YOB 1978</b>
<b>MAROHN, JAMES JR</b> MR on 8/22/2016	<b>FORT LEE, NJ</b> FULL - 3 DAYS, 9/13/2016 THRU 9/15/2016 <b>IMPEDING THE PROGRESS OF ANOTHER HORSE</b>	<b>YOB 1982</b>
<b>MERRIMAN, AARON EDWARD</b> Nfld on 8/29/2016	<b>NORTHFIELD, OH</b> FINED: \$250 HORSE PLACED 2 <b>INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK</b>	<b>YOB 1978</b>
<b>MERTON, GREGORY</b> VD on 9/3/2016	<b>MONTICELLO, NY</b> DRIVING - 3 DAYS, 9/9/2016 THRU 9/11/2016 <b>CARRY A HORSE OUT</b>	<b>YOB 1973</b>
<b>MILLER, ERVIN M</b> MR on 9/6/2016	<b>WIND GAP, PA</b> FINED: \$100 <b>FAILURE TO HONOR DECLARATION</b>	<b>YOB 1966</b>
<b>MILLER, MARCUS DREW</b> MR on 9/6/2016	<b>STROUDSBURG, PA</b> FINED: \$50 <b>FAILURE TO DRIVE WHEN PROGRAMMED</b>	<b>YOB 1989</b>
<b>NISONGER, JEFFREY S</b> Nfld on 8/27/2016	<b>LEBANON, OH</b> FINED: \$50 <b>LATE DRIVER CHANGE</b>	<b>YOB 1981</b>
<b>PAGE, CHRIS L</b> HoP on 9/1/2016	<b>MT VERNON, OH</b> FINED: \$50 <b>FAILURE TO DRIVE WHEN PROGRAMMED</b>	<b>YOB 1983</b>
<b>PORFILIO, ANGELA G</b> Nfld on 8/24/2016	<b>WASHINGTON, PA</b> FINED: \$200 <b>FAILURE TO HONOR DECLARATION</b>	<b>YOB 1973</b>
<b>RANDALL, RONALD DALE</b> Nfld on 7/30/2016	<b>BERLIN CENTER, OH</b> RESTORED TO GOOD STANDING(RES)	<b>YOB 1943</b>

AS OF 8/30/2016

**OTHER**

<b>ROBERTS, JONATHAN W</b> Har on 8/22/2016 <b>LAYING BACK IN SULKY</b>	<b>DOVER, DE</b> FINED: \$200	<b>YOB 1981</b>
<b>SANSONE, JENNIFER L</b> Stga on 8/17/2016 <b>LATE DRIVER CHANGE</b>	<b>VERNON, NY</b> FINED: \$100	<b>YOB 1991</b>
<b>STECK, RONALD E</b> Mea on 8/30/2016 <b>FAILURE TO DESIGNATE RESPONSIBLE PERSON/TRAINER IN PADDOCK</b>	<b>MARENGO, OH</b> FINED: \$100	<b>YOB 1968</b>
<b>WHITE, ROBERT E</b> OD on 9/2/2016 <b>LATE DRIVER CHANGE</b>	<b>CHINCOTEAGUE, VA</b> FINED: \$50	<b>YOB 1964</b>