

FINES AND SUSPENSIONS BULLETIN

Fri, Apr 7 - Thu, Apr 13

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.

BATES, TYLER W

GIBSONBURG, OH

YOB 1963

MVR on 3/12/2017

WARNING ISSUED

POSITIVE TEST- POST RACE

Miami Valley Raceway O.S.R.C. Trainer TYLER BATES is hereby issued a warning for violation of Ohio State Racing Commission Rule 3769-18.01(A)(2), 3769-18-01(B)(1),3769-18-01(B)(15-16-17),3769-18-02 & 3769-18-99. Blood Sample #840743 tested by the Analytical Toxicology Laboratory at the Ohio Department of Agriculture on March 30, 2017 revealed a presence of Cobalt. The Cobalt concentration in the blood sample was determined to be at 46 + 1(ppb) of plasma. This exceeds the regulatory threshold of 25 parts per billion adopted by the OSRC. In addition, the horse THREE CARD has been placed on the veterinarians list with removal from this list only after a blood test confirms that the concentration is below 25ppb of blood plasma or serum.

CRISLER, RANDY D

MASON, OH

YOB 1981

MVR on 3/10/2017

WARNING ISSUED

POSITIVE TEST- POST RACE

Miami Valley Raceway O.S.R.C. Trainer RANDY CRISLER is hereby issued a warning for violation of Ohio State Racing Commission Rule 3769-18.01(A)(2), 3769-18-01(B)(1),3769-18-01(B)(15-16-17),3769-18-02 & 3769-18-99. Blood Sample #840714 tested by the Analytical Toxicology Laboratory at the Ohio Department of Agriculture on March 30, 2017 revealed a presence of Cobalt. The Cobalt concentration in the blood sample was determined to be at 35 + 4(ppb) of plasma. This exceeds the

regulatory threshold of 25 parts per billion adopted by the OSRC. In addition, the horse ALWAYS SMOOTH RAIN has been placed on the veterinarians list with removal from this list only after a blood test confirms that the concentration is below 25ppb of blood plasma or serum.

DAVIS, MARTIN J
PHL on 12/7/2016

SMYRNA, DE **YOB 1975**
HORSE DISQUALIFIED - PLACED 8,
PURSE REDISTRIBUTION

POSITIVE TEST- POST RACE

PA Code Title 58-183.352, 183.355, 183.357. Mr. Davis was the trainer of record for THREE SWINGS in the 11th Race at Harrah's Philadelphia on December 7, 2016. Post race analysis of sample #309500 showed the presence of Oxycodone (Class 1, penalty class A). Mr. Davis waived his right to a split sample. Mr. Davis is hereby fined \$5,000 and issued a 365 day full suspension of his occupational license to be served January 27, 2017 through and including January 26, 2018. Mr. Davis is ordered to return all purse monies earned by THREE SWINGS on December 7, 2016. The fine and purse return is due January 27, 2017. During the term of his suspension, Mr. Davis is ruled off all grounds under the jurisdiction of the PSHRC. Any trainer transfers of horses in his care must be approved by the PSHRC. Mr. Davis has 10 days to appeal this decision to the PSHRC, Bureau of Standardbred Racing. The address to appeal appears at the bottom of this ruling.

Status as of 4/7/2017 - Subsequent Ruling - Ruling# 17017C The State Horse Racing Commission, Bureau of Standardbred Horse Racing, after taking into account mitigating circumstances and in consideration of his withdrawal of his appeal of Harrah's Philadelphia Judges Ruling No. 17001CD. The ruling is hereby modified as follows: The fine and suspension imposed against Mr. Davis is hereby rescinded. However, Mr. Davis is not entitled to purse money and the purse shall be returned and redistributed not later than April 17, 2017.

FARINA, ANTHONY R
PcD on 9/21/2016

MIDDLETOWN, NY **YOB 1991**
FINED: \$3,500
FULL - 30 DAYS, 4/10/2017 THRU
5/9/2017

POSITIVE TEST- POST RACE

PA Code 58-183.336.355.352.357 Sample #296118 collected from the horse Vengeance after the 6th qualifier on 9/21/16 was found to contain

flunixin at a level more than twice the level allowed by The State Horse Racing Commission. The sample also contained dexamethasone. This is a violation of The State Horse Racing Commission medication rules. Mr. Farina is fined \$3500.00 and suspended(full) for 30 days starting on 10/28/16. During this suspension he and all horses owned and trained by him are barred from all grounds under the jurisdiction of The State Horse Racing Commission. Also there can be no transfer of horses without permission of the judges at any track that he may be racing at in PA or by The State Horse Racing Commission. There are aggravating circumstances that led to this penalty. This is his 3rd positive test in 2016. Also the horse Vengeance was on the vet`s list for lameness when he qualified on 9/21/16. The horse would not have been removed from the vet`s list.

Status as of 4/7/2017 - Subsequent Ruling - Ruling # 17016C After failing to appear for a requested hearing before the Commission on March 21, 2017, the penalty imposed against Anthony R. Farina by Pocono Downs Judges Ruling No. 16138PD is hereby AFFIRMED. Mr. Farina will serve the thirty (30) day suspension beginning Monday April 10, 2017 through and including Tuesday May 9, 2017. The fine of three-thousand five-hundred (\$3,500.00) dollars is due no later than May 9, 2017.

FIZELL, JASON L
DD on 4/10/2017

GREENWOOD, DE

YOB 1970

FULL - 90 DAYS, 4/10/2017 THRU
7/8/2017

FAILURE TO PASS THE BREATH ANALYZER TEST

Mr. Jason L Fizell failed the breathalyzer at Dover Downs on April 10, 2017 (0.10). DHRC rule:5.1.8.2.6 (the results of a breathalyzer test showing a reading of more than 0.02 percent of alcohol in the blood shall be the criterion for a finding of alcohol present in the body). Mr. Fizell is issued a "FULL" 90 day suspension from April 10 to and including July 8, 2017 and during this suspension he is not allowed on any DHRC regulated properties in the State of Delaware. Mr. Fizell is placed on probation and is ordered to enroll in and complete, at the licensee's expense, a recognized, appropriately licensed treatment program. DHRC rules: 5.1.8; 5.1.8.1.1; 5.1.8.2.3. This is Mr. Fizell second violation.

GINSBURG, VINCENT A
PcD on 4/9/2017
OTHER

BETHLEHEM, PA
FINED: \$250

YOB 1988

UNKN

DD on 2/7/2017

**INDEFINITE SUSPENSION(IND) AS OF
2/14/2017**

POSITIVE TEST - ILLEGAL SUBSTANCE TEST

Cassie M Lynch is summarily suspended until she attends a hearing in front of the Board of Judges at Dover Downs for failing a human drug test which contained OXYCODONE/OXYMORPHONE. DHRC rule: 10.2.3; 5.1.8; 5.1.8.2; 5.1.8.2.7.

DD on 2/14/2017

**FULL - 365 DAYS, 2/14/2017 THRU
2/13/2018**

POSITIVE TEST - ILLEGAL SUBSTANCE TEST

Cassie M Lynch submitted a urine sample #070466 on February 7, 2017 at Dover Downs. The sample was tested on February 14, 2017 and was positive for Oxycodone/Oxymorphone. A licensee shall not have drugs in their body, in any quantity, while exercising the privileges granted by a DHRC license. This was Cassie Lynch's second drug positive within a two year period and is issued a 365 day "Full Suspension" of her DHRC license from February 14, 2017 to February 13, 2018. If Cassie M Lynch wants to pursue her DHRC license she must continue to attend the Treatment Access Center (TASC) until she is evaluated as being drug free and non dependent on drugs by TASC. Miss Lynch also must pay \$141.50 for the two drugs tests. Cassie M Lynch has 48 hours to appeal the decision of the Judges. DHRC rules: 5.1.8; 5.1.8.1; 5.1.8.2; 5.1.8.2.3; 5.1.8.2.7; 5.1.8.3; 5.1.8.5.5; 5.1.8.5.5.

MANSFIELD, LLOYD K

NORTHFIELD, OH

YOB 1951

Nfld on 3/4/2017

FINED: \$500

POSITIVE TEST- POST RACE

Blood sample #860743 collected at Northfield Park on 3/4/17 from the horse Delightful Syd was found to contain flunixin at a concentration of 13+-2 and phenylbutazone at a concentration of 0.7+-0.2. The OSRC rules prohibit the presence of more than one regulatory NSAID in a blood sample. O.S.R.C.- 3769-18-01(B)(1)(a) 18-02

SHEHAN, TYLER G

HOPKINSVILLE, KY

YOB 1982

Lex on 4/6/2017

**RESTORED TO GOOD STANDING(RES)
AS OF 4/6/2017**

OTHER

Mr. Shehan is restored to good standing for payment of fines to the KHRC.

TACKETT, ZACH

CLARKSBURG, OH

YOB 1989

MVR on 3/4/2017

FINED: \$500

**FULL - 15 DAYS, 4/20/2017 THRU
5/4/2017**

POSITIVE TEST- POST RACE

Miami Valley Gaming O.S.R.C. Trainer ZACK TACKETT is hereby fined the sum of five hundred dollars (\$500.00) and issued a fifteen day full suspension from April 20, 2017 through May 4, 2017 (inclusive) for violation of Ohio State Racing Commission Rule 3769-18.01(A)(2), 3769-18-01(B)(1),3769-18-01(B)(15-16-17),3769-18-02 & 3769-18-99. Blood Sample #840660 tested by the Analytical Toxicology Laboratory at the Ohio Department of Agriculture on March 23, 2017 revealed a presence of clenbuterol at an estimated concentration of 76 + 21 picograms per milliliter of plasma. This exceeds the regulatory threshold of 25 picograms of plasma adopted by the OSRC for this substance In addition, DAKOTA ROADSTER has been disqualified from first and placed last. Any purse money earned by DAKOTA ROADSTER in this race must be returned and redistributed. Any horses under Mr. Tackett`s care that he wants to transfer to another owner or trainer must be approved by the Miami Valley Judges or the OSRC.

PART THREE - WHIPPING VIOLATIONS

DUBE, DANIEL

MILLSTONE, NJ

YOB 1969

YR on 4/6/2017

FINED: \$100

FAILURE TO KEEP A LINE IN EACH HAND

EBERSOLE, LUKE C.

CHESTERVILLE, OH

**YOB
1990**

Nfld on 4/1/2017

FINED: \$300

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

While driving #3 Whole Lotta Evil in race 11 on 4/1/17 he did whip in an exaggerated manner by raising his whipping arm above shoulder height. O.S.R.C.-3769-17-17(C) 17-99

MACDONALD, MARK J

MIDDLETOWN, NY

**YOB
1978**

YR on 4/8/2017

FINED: \$100

FAILURE TO KEEP A LINE IN EACH HAND

PAGE, CHRIS L

MT VERNON, OH

YOB 1983

Nfld on 4/3/2017 FINED: \$300

INAPPROPRIATE USE OF THE WHIP

While driving #1 Bettor`s Choice in race 5 on 4/3/17 he used his whip in an indiscriminate manner by putting the whip between the horses legs.

O.S.R.C.-3769-17-17(E)&(L) 17-99

MVR on 4/7/2017 FINED: \$300

DRIVING - 3 DAYS, 4/16/2017 THRU
4/18/2017

INAPPROPRIATE USE OF THE WHIP

Driver CHRIS PAGE is hereby fined the sum of three hundred dollars (\$300.00) and issued and three day driving suspension on 4/16 , 4/17 & 4/18 for violation of Ohio State Racing Commission Rule 3769-17-17.(c). While driving No. 10 PROSPER in the twelfth race on April 7, 2017 at Miami Valley Raceway, Mr. Page did move his arm in an exaggerated manner during the final quarter. Mr. Page waived his right to a hearing and accepted the penalty as written. All fines are due within forty-eight hours of the date of this ruling.

PLETCHER, STEVEN D

SHIPSHEWANA, IN

**YOB
1955**

HoP on 4/6/2017 FINED: \$300

FAILURE TO KEEP A LINE IN EACH HAND

71 IAC 7-3-13(e) While driving in race 5 on 4/6/17 he violated the IHRC whipping rule by failing to keep a line in each and striking the horse several times.

SUTTON, JOSHUA

CLARKSVILLE, OH

YOB 1982

MVR on 4/7/2017 FINED: \$300

DRIVING - 3 DAYS, 4/16/2017 THRU
4/18/2017

INAPPROPRIATE USE OF THE WHIP

Driver JOSH SUTTON is hereby fined the sum of three hundred dollars (\$300.00) and issued and three day driving suspension on 4/16 , 4/17 & 4/18 for violation of Ohio State Racing Commission Rule 3769-17-17.(c). While driving No.5 YOULOOKHOT in the eleventh race April 7, 2017 at Miami Valley Raceway, Mr. Sutton did move his arm in an exaggerated manner during the stretch dive. This is Mr. Sutton`s second such violation of the use of the whip rule within the last 365 days in the state of Ohio. Mr. Sutton was afforded his due process and has 48 hours to appeal this ruling.

MVR on 4/4/2017 FINED: \$100

JOSTLE, STRIKE OR HOOK WHEELS

MVR on 4/9/2017 FINED: \$50

INSIDE THE EURO RAIL / PYLON VIOLATION

CAROTENUTO, ELIZABETH J **FREEHOLD, NJ** **YOB 1967**
Stga on 3/18/2017 FINED: \$100
LATE TO THE PADDOCK

CASSAVAUGH, RANDY J **NORTHFIELD, OH** **YOB 1956**
Nfld on 3/30/2017 FINED: \$250
OTHER

COHEN, JASON **NEW EAGLE, PA** **YOB UNKN**
Mea on 4/8/2017 FINED: \$50
SMOKING

CRAIB, CLAY A **ANDERSON, IN** **YOB 1995**
HoP on 4/6/2017 FINED: \$200
IMPEDING THE PROGRESS OF ANOTHER HORSE

DANKS, ERNEST D JR **CARNEGIE, PA** **YOB 1948**
Mea on 4/3/2017 FINED: \$50
SMOKING

DERUE, JORDAN **FT EDWARD, NY** **YOB 1990**
Stga on 3/26/2017 FINED: \$50
LATE TO THE PADDOCK

EASH, DONALD J **GREENFIELD, IN** **YOB 1954**
HoP on 4/1/2017 FINED: \$200
HORSE PLACED 6
IMPEDING THE PROGRESS OF ANOTHER HORSE

EBERSOLE, LUKE C. **CHESTERVILLE, OH** **YOB 1990**
Nfld on 4/3/2017 FINED: \$100
FAILURE TO DRIVE WHEN PROGRAMMED

LONG, JEFFREY J MR on 4/12/2017	ENDICOTT, NY DRIVING - 3 DAYS, 4/17/2017 THRU 4/19/2017	YOB 1973
CHANGING COURSE/CAUSING INTERFERENCE		
MERRIMAN, AARON EDWARD Nfld on 4/10/2017	NORTHFIELD, OH FINED: \$200	YOB 1978
FAILURE TO DRIVE WHEN PROGRAMMED		
MERRIMAN, JASON RUSSELL Nfld on 4/1/2017	MONROE, MI FINED: \$100 HORSE PLACED 5	YOB 1986
INSIDE THE EURO RAIL / PYLON VIOLATION		
MILLER, BRETT A YR on 4/7/2017	JOBSTOWN, NJ FINED: \$100	YOB 1973
KICKING A HORSE		
YR on 4/8/2017	FINED: \$200	
KICKING A HORSE		
NAPOLITANO, GEORGE JR PcD on 4/10/2017	BOCA RATON, FL FINED: \$200	YOB 1966
FAILURE TO SET AND MAINTAIN A PROPER PACE		
SMITH, TYLER ALAN MVR on 4/9/2017	WASHINGTON COURT HOU, OH FINED: \$150	YOB 1993
FAILURE TO DRIVE WHEN PROGRAMMED		
WAISHES, EDWARD W DD on 4/5/2017	HARRINGTON, DE DRIVING - 3 DAYS, 4/9/2017 THRU 4/11/2017	YOB 1994
FAILURE TO MAINTAIN REASONABLE CONTROL OF THE HORSE		
WOLFENDEN, ROSS T DD on 4/6/2017	FELTON, DE FINED: \$200 HORSE PLACED 3	YOB 1963
PASSING LANE VIOLATION		