

FINES AND SUSPENSIONS BULLETIN

Fri, Nov 24 - Thu, Nov 30

PART ONE

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

NORRIS, SYLVIA J
USTA on 8/9/2017

LEBANON, OH **YOB 1968**
RESTORED TO GOOD STANDING(RES)
AS OF 11/28/2017

USTA MEMBERSHIP ACTION

Membership denied for failure to answer correspondence regarding financial responsibility complaint.

Status as of 11/28/2017 - Subsequent Ruling - Restored to good standing.

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.

BERKELEY, DOUGLAS

MONTGOMERY, NY

YOB
1962

PcD on 5/13/2017

FINED: \$500
FULL - 15 DAYS, 3/17/2018 THRU
3/31/2018
HORSE DISQUALIFIED, PURSE
REDISTRIBUTION

POSITIVE TEST- POST RACE

PA Code 58-183.336.352.355.357 Sample #297504 collected after race #6 on 5/13/17 from the horse Can I Say was found to contain clenbuterol. This is in violation of the Pennsylvania medication rules. As trainer Mr. Berkeley is fined \$500.00 and suspended 15 days (full) starting on 7/21/17 and continuing through 8/4/17. There is also a loss of the purse (\$7000.00). 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 during this suspension he cannot transfer any horses he owns or trains unless approved by the judges at Pocono Downs or The State Horse Racing Commission. You can appeal this ruling within 10 days

of notice of this decision as set forth in PA Code**58-183.404(a). The address for an appeal is: The State Horse Racing Commission 2301 N. Cameron St.-Room 301-Harrisburg,PA 17110 ATTN: Brett Revington Phone (717)- (787)-5196

Status as of 11/28/2017 - Subsequent Ruling - Ruling# 17081C The State Horse Racing Commission, Bureau of Standardbred Horse Racing, has received in writing that Douglas Berkeley has withdrawn his appeal of Pocono Downs Board of Judges Ruling No. 17076PD. Accordingly, Mr. Berkeley will serve a fifteen (15) day suspension beginning March 17, 2018 through and including March 31, 2018. The original fine of \$500.00 is due no later than March 31, 2018. Any and all purse money received shall be returned no later than December 7, 2017.

CARLO, ANDREW J
DTN on 10/26/2017

LEBANON, OH
FINED: \$500
FULL - 5 DAYS, 11/21/2017 THRU
11/25/2017

YOB 1988

POSITIVE TEST- POST RACE

Dayton Raceway O.S.R.C. 3769-18.01(B)(4)(d) Trainer ANDREW J CARLO is hereby fined the sum of five hundred dollars (\$500.00)and suspended five (5) days from November 21, 2017 through November 25, 2015 (inclusive) for violation of Ohio State Racing Commission Rule 3769-18-.01(B)(4)(d). Blood Sample #866975 tested by the Analytical Toxicology Laboratory at the Ohio Department of Agriculture on October 30, 2017 showed a concentration of TCO2 at 38.7 +/- 1.4 mmol/L, which exceeds the O.S.R.C. regulatory threshold of 37.0 mmol/L. In addition, NO.2 ATOKA MILLIONAIRE is disqualified from first and placed last. Any purse money earned by ATOKA MILLIONAIRE in the race must be returned and redistributed. During the period of this suspension Mr. Carlo is denied access to all grounds under the jurisdiction of the Ohio State Racing Commission. Furthermore, during the suspension Mr. Carlo may not transfer any horse under his care over to another trainer without permission from the judges.

DOWDALL, MICHAEL J
Mea on 11/16/2017

RAVENNA, OH
FINED: \$1,500
FULL - 45 DAYS, 11/28/2017 THRU
1/11/2018

YOB 1968

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

PA Code Title 58-183.362. A search was conducted of the vehicle used to transport Mr. Dowdall`s horse that was programmed to qualify at The Meadows on November 16, 2017. Meadows Security found a hypodermic syringe with needle attached. As the trainer, Mr. Dowdall is responsible for the contents of the vehicle used to transport his horse. Due to his current conditional license agreement with the PSHRC, Mr. Dowdall is hereby issued a full suspension of his occupational license for a period of 45 days, beginning November 28, 2017 through and including January 11, 2018. In addition, Mr. Dowdall is hereby fined \$1,500, which is due by January 11, 2018. During the term of his suspension, Mr. Dowdall is ruled off all grounds under the jurisdiction of the PSHRC. Any trainer transfers of horses currently under his care must be approved by the Judges at The Meadows or the PSHRC. Mr. Dowdall has 10 days to appeal this decision to the PSHRC, Bureau of Standardbred Racing.

Status as of 11/28/2017 - Subsequent Ruling - Ruling# 17082C On November 28, 2017, The State Horse Racing Commission, Bureau of Standardbred Horse Racing received a request for an appeal and supersedeas from Michael J. Dowdall of the Meadows Board of Judges Ruling No. 17130M. Upon review, the request for both the appeal and supersedeas are DENIED. The appeal filed by Mr. Dowdall did not comply with the requirements set forth in section 183.404(a), which enumerates that the appeal "...must be based on a specific charge which, if true, would warrant modification or reversal of the decision". Based upon a weighing of the averments of record set forth by Mr. Dowdall and the well-established standards set forth in Pennsylvania Public Utility Commission v. Process Gas Consumers Group, 467 A.2d 805 (1983), the Commission through its Director of Standardbred Horse Racing finds that: 1. Mr. Dowdall failed to present substantial evidence or otherwise make a showing that he is likely to prevail on the merits; 2. Mr. Dowdall failed to

GOLDWATER, PHIL R

STREETSBORO, OH

**YOB
1963**

Nfld on 10/16/2017

**FINED: \$1,000
HORSE DISQUALIFIED, PURSE
REDISTRIBUTION
*APPEALED - 11/25/2017***

POSITIVE TEST- POST RACE

Blood sample #822109 collected at Northfield Park on 10/16/17 from the horse McSpidey was found to contain Naproxen, a non-steroidal anti-inflammatory drug (NSAID) that is not approved by the OSRC. Naproxen is classified as a Category C drug by the RCI. All purse money must be returned (\$3,900.00). O.S.R.C.-3769-18-01(A)(2) 18-01(B)(1) and 18-01(B)(1)(a) 18-01(B)(13),(16) and (17) 18-02 18-99

Status as of 11/25/2017 - Appeal

GRONDIN, VALERIE M
PRc on 10/2/2017

CORINNA, ME **YOB 1965**
FINED: \$750
FULL - 30 DAYS, 11/27/2017 THRU
12/26/2017
HORSE DISQUALIFIED, PURSE
REDISTRIBUTION

POSITIVE TEST- POST RACE

On Oct 12th, 2017, Industrial Labs reported positive test results for PEMBROKE PHAROAH for a LEVAMISOLE (2 B) positive for Race 3 on 10/2/17. PEMBROKE PHAROAH finished 1st. Trainer Valerie Grondin exercised her right to a split sample, which reconfirmed the presence of Levamisole on 11/14/17. A hearing was held on 11/24/17 and the judges have ruled a FULL 30 day suspension(11/27/17 thru 12/26/17) , a \$750.00 fine , and return of all purse monies won totaling \$ 7225.00 All fines are due by Dec 1st. 2017. All appeals must be made in writing to the racing division of the MGC within 10 days.

HOLLAR, CALVIN C
Nfld on 10/11/2017

CUYAHOGA FALLS, OH **YOB 1960**
WARNING ISSUED

POSITIVE TEST- POST RACE

Blood sample #822033 collected at Northfield Park on 10/11/17 from the horse Rose Run Oscar was found to contain flunixin at a concentration of 27+-1 nanograms per milliliter of plasma. This exceeds the Regulatory Threshold of 20 nanograms per milliliter adopted by the OSRC. O.S.R.C.-3769-18-01(B)(1)(a) 18-02 18-99

POSNER, MICHAEL D
PHL on 9/29/2017

JACKSON, NJ **YOB 1954**
RESTORED TO GOOD STANDING(RES)
AS OF 11/25/2017

OTHER

PA CODE 58-183.343 Having paid his fines (Ruling # 17205CD) he is

restored to good standing in PA.

RUSSO, MICHAEL J
PcD on 11/18/2017

EAST BRUNSWICK, NJ **YOB 1968**
FINED: \$1,000
FULL - 30 DAYS, 3/17/2018 THRU
4/15/2018

POSITIVE TEST- POST RACE

PA Code 58-183.336 .352 .355 .357 Mr. Russo`s horse The Fire Within failed the pre-race blood gas test for race #7 on 11/18/2017. The horse was scratched. He is fined \$1000.00 and suspended (full) starting on 3/17/18 through 4/15/2018. The horse, The Fire Within, is also suspended 30 days starting on 11/18/17 through 12/18/17. 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. Any transfer of horses by Mr. Russo must be approved by the Judges at Pocono Downs or The State Horse Racing Commission. Mr. Russo may appeal this decision in writing within 10 days of notice of this decision as set forth in PA Code 58-183.404(a). The address for an appeal is: The State Racing Commission-2301 N. Cameron Street-Room 301-Harrisburg,PA 17110 ATTN: Brett Revington Phone 717-787-5196

STECK, RONALD E
Nfld on 10/18/2017

MARENGO, OH **YOB 1968**
FINED: \$1,000
HORSE DISQUALIFIED, PURSE
REDISTRIBUTION

POSITIVE TEST- POST RACE

Blood sample #834098 collected at Northfield Park on 10/18/17 from the horse Hula Shuffle was found to contain Naproxen, a non-steroidal anti-inflammatory drug (NSAID) that is not approved by the OSRC. Naproxen is classified as a Category C drug by the RCI. All purse money must be returned (\$3,250.00). O.S.R.C.-3769-18-01(A)(2) 18-01(B)(1) and (B)(1)(a) 18-01(B)(13),(16) and (17) 18-02 18-99

TAMBOLLEO, ANTHONY J
PRc on 11/10/2017

STERLING, MA **YOB 1941**
FINED: \$100

POSITIVE TEST- POST RACE

On Nov. 21st, 2017, Industrial labs reported a post race positive test for FLUNIXIN (class 4) at a level of 46.6 ng/mL , for IT`s ABOUT TIME from Race 2, on 11/10/17. After waiving his right to a split sample, and a hearing, the trainer of record, Anthony Tambolleo, accepted a fine of \$ 100.00.

Payment is due within 48 hours and all appeals must be made in writing to the racing division of the MGC within 10 days.

WHITTEMORE, DENNIS J
PRc on 9/28/2017

NORWAY, ME **YOB 1955**
FINED: \$3,000
FULL - 150 DAYS, 11/27/2017 THRU
4/25/2018
HORSE DISQUALIFIED - PLACED 6,
PURSE REDISTRIBUTION

POSITIVE TEST- POST RACE

On 10/12/2017 Industrial Labs reported positive post race test results for AMINOREX (class 1) from WINDING HILL who raced at Plainridge Park on 9/28/2017 in Race 3 and finished 1st. Trainer Dennis Whittemore exercised his right to a split sample, which re-confirmed the findings on 11/14/17. A hearing was held on 11/21/17, whereby Mr. James Whittemore represented trainer Dennis Whittemore. Dennis Whittemore, the trainer of record, is hereby suspended for 5 months beginning 11/27/17 thru and including 4/25/18, fined \$3000.00 and ordered to return all purse monies won (USD 7000.00). Fines are due within 48 hours to the racing division of the MGC. All appeals must be filed in writing to the racing division of the MGC within 10 days of imposition.

PART THREE - WHIPPING VIOLATIONS

ATHEARN, MATTHEW M
Scar on 11/26/2017

CUMBERLAND, ME **YOB 1998**
FINED: \$150

FAILURE TO KEEP A LINE IN EACH HAND

Mr. Athearn did fail to keep a line in each hand the entire mile.

BEELEER, PATRICK L
MR on 11/21/2017

LIVINGSTON MANOR, NY **YOB 1968**
FINED: \$100

OTHER

On November 21, 2017, while driving #5, "SO UNEXPECTED," in Race 10 at Monticello Raceway, you failed to obey the whipping rule.

CALLAHAN, COREY
RcR on 11/26/2017

MIDDLETOWN, DE **YOB 1978**
FINED: \$100

INAPPROPRIATE USE OF THE WHIP

Driver Corey Callahan is fined \$100 for whipping his horse GAA GAA

WATIKER, DEREK LEE **ZANESVILLE, OH** **YOB 1985**
DTN on 11/18/2017 **FINED: \$300**

INAPPROPRIATE USE OF THE WHIP

Dayton Raceway Driver DEREK WATIKER 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.4 BETTOR THAN YOU in the seventh race on November 18, 2017 at Dayton Raceway, Mr. Watiker did move his arm in an exaggerated manner by using more than his wrist and elbow action during the final quarter of the mile. This is Mr. Watiker`s first such violation of the use of the whip rule within the last 365 days in the state of Ohio. All fines due within 48 hours of this ruling.

PART FOUR - MINOR PENALTIES

ASHER, CARLA M **WAYNESVILLE, OH** **YOB 1973**
DTN on 11/16/2017 **FINED: \$200**
FAILURE TO HONOR DECLARATION

BARKER, SHAWN D II **CHILLICOTHE, OH** **YOB 1991**
DTN on 11/21/2017 **FINED: \$50**
INSIDE THE EURO RAIL / PYLON VIOLATION

CISCO, SCOTT R **LONDON, OH** **YOB 1979**
DTN on 11/20/2017 **FINED: \$100**
CHANGING COURSE/CAUSING INTERFERENCE

COLLINS, DEAN T **WASHINGTON, PA** **YOB 1957**
Mea on 11/20/2017 **FINED: \$250**
KICKING A HORSE

CORNACHIONE, CRAIG A **TOLEDO, OH** **YOB 1951**
Nfld on 11/19/2017 **FINED: \$50**
LATE DRIVER CHANGE

CRIST, STEVEN N **GROVEPORT, OH** **YOB 1970**
Nfld on 11/20/2017 **FINED: \$50**
FAILURE TO PROVIDE ADEQUATE OR PROPER DECLARATION INFORMATION

EBERSOLE, LUKE C. **CHESTERVILLE, OH** **YOB**

		1990
Nfld on 11/21/2017 LATE TO THE PADDOCK	FINED: \$50	
FOSTER, RUSSELL H DD on 11/21/2017	CORDOVA, MD FINED: \$100 HORSE PLACED 7	YOB 1989
INSIDE THE EURO RAIL / PYLON VIOLATION		
HERRERA, JOSE CaIX on 11/18/2017	SACRAMENTO, CA FINED: \$50	YOB 1978
FAILURE TO OBEY THE INSTRUCTIONS OF A RACING OFFICIAL		
HUCKABONE, C L JR MR on 11/29/2017	UTICA, NY FINED: \$50	YOB 1953
INSIDE THE EURO RAIL / PYLON VIOLATION		
KAUFFMAN, KAYNE K DTN on 11/17/2017	LEBANON, OH FINED: \$50	YOB 1978
INSIDE THE EURO RAIL / PYLON VIOLATION		
MERRIMAN, AARON EDWARD Mea on 11/20/2017	NORTHFIELD, OH FINED: \$200 HORSE PLACED 6	YOB 1978
JOSTLE, STRIKE OR HOOK WHEELS		
O'DEA, TODD M PRc on 11/21/2017	WINCHENDON, MA FINED: \$100 HORSE PLACED 6	YOB 1971
INSIDE THE EURO RAIL / PYLON VIOLATION		
PAGE, CHRIS L Nfld on 11/13/2017	MT VERNON, OH FINED: \$50	YOB 1983
LATE TO THE PADDOCK		
PLANO, LUKE CaIX on 11/18/2017	SACRAMENTO, CA FINED: \$100	YOB 1980
KICKING A HORSE		
PLANO, RICHARD C PPk on 11/21/2017	ANDERSON, IN FINED: \$100	YOB 1951

INSIDE THE EURO RAIL / PYLON VIOLATION

REMILLARD, RICHARD A CaIX on 11/17/2017 CROSSING OVER BEFORE THE START	GLADSTONE, MB FINED: \$100	YOB 1954
ROBERTS, JONATHAN W DD on 11/20/2017 LAYING BACK IN SULKY	HARRINGTON, DE FINED: \$200	YOB 1981
SEYMOUR, JASON D Nfld on 11/22/2017 FAILURE TO PROVIDE ADEQUATE OR PROPER DECLARATION INFORMATION	ADRIAN, MI FINED: \$50	YOB 1968
SHORT, CHRISTOPHER LEE Nfld on 11/19/2017 FAILURE TO HONOR DECLARATION	CARDINGTON, OH FINED: \$200	YOB 1968
SMITH, TREVOR GENE DTN on 11/20/2017 FAILURE TO WEAR/SECURE HELMET	WASHINGTON CH, OH FINED: \$50	YOB 1996
THOMPSON, JASON R Nfld on 11/26/2017 INSIDE THE EURO RAIL / PYLON VIOLATION	NORTHFIELD, OH FINED: \$50	YOB 1979
UNGASHICK, PAUL T DTN on 11/17/2017 FAILURE TO HONOR DECLARATION	SUNBURY, OH FINED: \$200	YOB 1974
WATSON, WALLACE R PRc on 11/21/2017 INSIDE THE EURO RAIL / PYLON VIOLATION	CUMBERLAND, ME FINED: \$100 HORSE PLACED 6	YOB 1970