

FINES AND SUSPENSIONS BULLETIN

Fri, Nov 30 - Thu, Dec 6

PART ONE

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

SIMPSON, GARY E
USTA on 11/27/2018

DENTON, MD **YOB 1950**
RESTORED TO GOOD STANDING(RES)
AS OF 12/6/2018

USTA MEMBERSHIP ACTION

Indefinite suspension for violation of Rule 20, Section 9, issuing a dishonored check to USTA in payment of fees.

Status as of 12/6/2018 - 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.

BERRY, TRACI L
PHL on 11/28/2018

MONROE TWP, NJ **YOB 1974**
FINED: \$1,000
FULL - 30 DAYS, 12/3/2018 THRU
1/1/2019

POSITIVE TEST- POST RACE

PA Code 58- 183.357 183.351 183.336 183.355 183.264(b) Ms. Berry was the trainer of the horse CYAMACH N for the 8th race on November 28, 2018 at Harrah's Philadelphia. CYAMACH N was deemed "unfit for competition" and scratched due to metabolic alkalosis levels above the levels established by the PA State Horse Racing Commission (PSHRC). As the trainer, Ms. Berry is responsible for the high levels. CYAMACH N has been placed on the stewards' list for 30 days. Ms. Berry is issued a \$1,000 fine (fines are due within 10 days of ruling) and a thirty (30) day full suspension (December 3, 2018 up to and including January 1, 2019). During the time of the suspension all horses owned and/or trained by Ms. Berry shall also be suspended unless transferred to an owner/trainer in good standing. All owner/trainer transfers for Ms. Berry must be approved by the judges at Harrah's Philadelphia and/or the PSHRC. Ms. Berry has

waived her hearing/appeal rights.

BURKE, RONALD J
Mea on 1/22/2018

CANONSBURG, PA
FINED: \$2,500
FULL - 15 DAYS, 1/1/2018 THRU
1/15/2018

YOB 1969

POSITIVE TEST- PRE RACE

PA Code Title 58-183.336,183.351,183.355,183.357. Mr. Burke was the trainer of record for the horse TJ BLAST which was programmed to race in the 3rd Race at The Meadows on January 22, 2018. TJ BLAST failed the pre-race blood gas test, and was scratched. As the trainer, Mr. Burke is hereby issued a \$1,000 fine and is issued a full suspension of his PSHRC license for a period of 30 days, beginning February 12, 2018 through and including March 13, 2018. The fine is due by March 13, 2018. During the term of his suspension, Mr. Burke is ruled off all grounds under the jurisdiction of the PSHRC. Any trainer transfers of horses under his care must be approved by the Judges at The Meadows or the PSHRC. Mr. Burke has 10 days to appeal this decision to the Pennsylvania State Horse Racing Commission, Bureau of Standardbred Racing. The address to appeal is PA State Horse Racing Commission, Bureau of Standardbred Racing, attention Brett Revington,2301 North Cameron St., Room 301,Harrisburg,PA 17110
Status as of 12/5/2018 - Subsequent Ruling - ruling# 18066C Pursuant to an agreement between the State Horse Racing Commission, Bureau of Standardbred Horse Racing and Ronald J. Burke; the Meadows Board of Judges Ruling No. 18009M is hereby modified as follows: Mr. Burke shall serve a 15-day suspension beginning January 1, 2019 through and including January 15, 2019. Mr. Burke shall pay a fine of \$2,500.00 which is due no later than January 16, 2019.

COHEN, MONIQUE
PRc on 10/15/2018

ELLINGTON, CT
FULL - 30 DAYS, 4/8/2019 THRU 5/7/2019
HORSE DISQUALIFIED, PURSE
REDISTRIBUTION

YOB 1963

POSITIVE TEST- PRE RACE

On October 24, 2018, Industrial Labs reported a TCO2 overage, for, MY MIND IS MADEUP , from a pre-race sample taken at PRC on 10/15/18, for Race 11. After a hearing on 11/26/18, Trainer Monique Cohen is hereby suspended for 30 days beginning Monday, April 8, 2019, thru and including May 07, 2019. In addition all purse monies, if any, must be forfeited. All

appeals must be made in writing to the MGC within 10 days of ruling.

COLASANTI, JOHN
NJRC on 10/12/2018
OTHER

OLD BRIDGE, NJ
DENIAL(DEN) AS OF 11/29/2018

YOB 1968

On or about August 10, 2018, John Colasanti applied for a standardbred stable employee license. The NJRC conducted an informal hearing with John Colasanti on October 12, 2018 and the Commission determined that John Colasanti had failed to meet his burden of establishing his qualification for licensure in accordance with NJAC 13:71-7.7 and 13:71-7.28. Therefore, for the reasons set forth in the Commission's letter dated November 29, 2018, the application of John Colasanti for licensure in New Jersey as a stable employee is hereby denied. John Colasanti is denied access to all grounds that are under the jurisdiction of the NJRC for any and all purposes except for those areas of racetracks that are open to the public.

DALEY, NOEL M
Fhd on 5/13/2018

BORDENTOWN, NJ
FINED: \$10,000
FULL - 90 DAYS, 11/25/2018 THRU
2/22/2019

YOB 1961

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

As a result of the evidence and testimony presented in the administrative hearing conducted on Thursday, October 18, 2018, the Board of Judges has determined that Noel Daley: On May 13, 2018 did possess a shockwave therapy machine in his stabling area at Magical Acres Farm, which is an off-track stabling facility that is licensed by and under the jurisdiction of the New Jersey Racing Commission. The possession of a shockwave therapy machine by any person other than a licensed veterinarian at any racetrack, off-track stabling facility, or other location subject to the jurisdiction of the New Jersey Racing Commission is in direct violation of N.J.A.C. 13:71-23.17a. As a result, Mr. Daley is hereby issued a full suspension of his New Jersey Racing Commission license for a period of thirty (30) days and fined the sum of two thousand five hundred (\$2,500.00) dollars. On May 13, 2018 Mr. Daley did possess in his stabling area at Magical Acres Farm numerous bottles of injectable therapeutic

GEBHART, TAYLOR
Mea on 11/23/2018

MCDONALD, PA
FINED: \$1,000

YOB
UNKN

FULL - 180 DAYS, 12/14/2018 THRU
6/11/2019

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

PA Code Title 58-183.255(14),183.336,183.344. A vehicle search was conducted by Commission personal of Ms. Taylor Gebhart`s vehicle at The Meadows on November 23, 2018. Ms. Gebhart was found to be in possession of a non-permitted sound wave device. During her hearing, Ms. Gebhart admitted while under oath to treating racehorses with the device. As she is not a licensed veterinarian, this is considered conduct detrimental to the best interest of racing. Ms. Gebhart is hereby issued a \$1,000 fine, and a full suspension of her license for a period of 180 days, beginning December 14, 2018 through and including June 11, 2019. The fine is due by June 11, 2019. During the term of her suspension, Ms. Gebhart is ruled off all grounds under the jurisdiction of the PSHRC. Ms. Gebhart has 10 days to appeal this decision to the Pennsylvania State Horse Racing Commission, Bureau of Standardbred Racing.

JONES, DANIEL T

LEWIS CENTER, OH

YOB 1963

Nfld on 10/31/2018

FINED: \$500

POSITIVE TEST- POST RACE

Blood sample #850247 collected at Northfield Park on 10/31/18 from the horse Wizard Of Odds was found to contain flunixin at a concentration of 13+-1 nanograms per milliliter of plasma and phenylbutazone at a concentration of 0.41+-0.01 micrograms per milliliter of plasma. OSRC rules prohibit the presence of more than one regulatory NSAID in a blood sample. O.S.R.C-18-01(B)(1)(a) 18-02 18-99

Nfld on 10/31/2018

FINED: \$750

POSITIVE TEST- POST RACE

Blood sample #850252 collected at Northfield Park on 10/31/18 from the horse Vanessa Valentine was found to contain flunixin at a concentration of 14+-3 nanograms per milliliter of plasma and phenylbutazone at a concentration of 0.42+-0.03 micrograms per milliliter of plasma. 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 18-99

MAIER, DANIEL R

LEBANON, OH

YOB 1984

DTN on 10/26/2018

FINED: \$1,000

FULL - 60 DAYS, 1/2/2019 THRU

3/2/2019

APPEALED - 11/30/2018

POSITIVE TEST- POST RACE

Dayton Raceway O.S.R.C. 3769-18-01(B)(10&13) 18-02 18-99 Trainer DAN MAIER has been fined one thousand dollars (\$1,000.00) and issued a 60-day full suspension from January 2, 2019 thru March 2, 2019. Blood sample #869274 on the horse DESIRE ONE collected at Dayton Raceway on October 26, 2018 was found to contain presence of Ambroxol, an expectorant. In addition, Mr. Maier is required to return purse money earned two thousand two hundred and fifty dollars (\$2,250). During his suspension Mr. Maier is denied the use and privileges of all grounds sanctioned by the OSRC. All horses owned and/or trained by Mr. Maier are suspended and may only be transferred by the judges at Dayton Raceway and/or the OSRC in accordance to its policy.

Status as of 11/30/2018 - Appeal - Trainer DANIEL MAIER has appealed the judges' decision in a timely fashion. Mr. Maier has requested a split sample be sent to an independent laboratory of his choice and a DNA test for the horse DESIRE ONE

PORTER, JEFFREY B
Mea on 11/28/2018

COSHOCTON, OH
INDEFINITE SUSPENSION(IND) AS OF
11/28/2018

YOB 1946

FAILURE TO APPEAR FOR A HEARING

PA Code Title 58-183.485. Mr. Porter failed to appear at a hearing scheduled with The Meadows Judges on November 28, 2018 to answer questions regarding a financial judgment obtained against him related to racing. Mr. Porter's license is hereby indefinitely suspended beginning November 28, 2018 until such time he appears before the Judges at The Meadows. During the term of his suspension, Mr. Porter is barred from any racing activities that would otherwise be permitted if in good standing with the Commission. Mr. Porter has 10 days to appeal this decision to the Pennsylvania State Horse Racing Commission, Bureau of Standardbred Racing.

SURICK, NICK
PHL on 6/24/2018

JACKSON, NJ
FINED: \$3,000
HORSE DISQUALIFIED - PLACED 8,
PURSE REDISTRIBUTION

YOB 1988

POSITIVE TEST- POST RACE

PA Code 58- 183.352 183.355 183.357 183.361 Mr. Surick was the trainer of the horse SWEET TALKIN SATIN for the 6th race on 6/24/2018 at Harrah`s Philadelphia. Blood samples taken (post race) from SWEET TALKIN SATIN were tested & found to contain dexamethasone. A split sample was tested at Industrial Laboratories & the presence of dexamethasone was confirmed. As the trainer, Mr. Surick is responsible for the positive test. SWEET TALKIN SATIN is disqualified & all purse money earned by SWEET TALKIN SATIN on 6/24/2018 must be returned. Mr. Surick (2nd positive within 365 days) is fined \$1,500 (fines are due within 10 days of ruling) & issued a fifteen (15) day full suspension (9/17/2018 up to & including 10/1/2018). During the time of the suspension all horses owned &/or trainer by Mr. Surick shall also stand suspended unless transferred to an owner/trainer in good standing. All of Mr. Surick`s transfers must be approved by the PHRC Judges at Harrah`s Philadelphia or the PHRC.

Status as of 12/5/2018 - Subsequent Ruling - Ruling # 18065C Pursuant to an agreement between the State Horse Racing Commission, Bureau of Standardbred Horse Racing and Nicholas K. Surick, and in consideration of the withdrawal of his appeal filed for Harrah's Philadelphia Board Judges Ruling No. 18109CD, due to mitigating circumstances the ruling is hereby modified as follows: Mr. Surrick shall pay a fine of \$3,000.00 which is due no later than December 17, 2018. The appeal bond shall be returned.

THARPS, TRENT E JR
DTN on 11/27/2018

LEBANON, OH

YOB 1981

FINED: \$250

DRIVING - 5 DAYS, 11/29/2018 THRU
12/3/2018

UNSATISFACTORY DRIVE - CARELESSNESS

Dayton Raceway Driver TRENT THARPS JR is hereby fined two-hundred and fifty (\$250.00) dollars and issued a 5-day driving suspension from November 29, 2018 through December 3, 2018. While driving NO.3 PRINCE OF ART in the seventh race on November 27, 2018 Mr. Tharps Jr failed to take advantage of racing opportunities that would have helped his horse obtain a winning performance. His conduct is against the best interest of racing. O.S.R.C. 3769-17-11 17-99 3769-12-26 (A) (10)

WHITAKER, LADARRIUS
MICHAEL

BEDFORD, OH

YOB 1994

Nfld on 10/15/2018

FINED: \$1,000

FULL - 270 DAYS, 12/5/2018 THRU
8/31/2019

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

Ladarrius Whitaker has dropped his appeal of ruling NFLD-2018-237 and the penalty has been amended. O.S.R.C.-3769-18-01(B)(5) 18-02 18-07(A) 18-99 17-04 17-30(B) 17-99 Subject is barred from all grounds governed by the OSRC during his suspension. Any horses under his care that he wants to transfer must be approved by the judges or the OSRC.

WHITAKER, MICHAEL T
Nfld on 10/15/2018

MANSFIELD, LA
FINED: \$500

YOB 1971

FULL - 180 DAYS, 11/27/2018 THRU
5/25/2019

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

Michael Whitaker has dropped his appeal of ruling NFLD-2018-231 and the penalty has been amended. O.S.R.C.-3769-18-01(B)(5) 18-07(A) 18-02 18-99 17-30(B) 12-26(A)(5)&(10) 12-99 Subject is barred from all grounds governed by the OSRC during his suspension. Any horses under his care that he wants to transfer to another owner or trainer must be approved by the judges or the OSRC.

WHITE, STEPHEN K
Mea on 8/11/2018

CLARKSVILLE, PA
FINED: \$1,000

YOB 1971

HORSE DISQUALIFIED - PLACED 7,
PURSE REDISTRIBUTION

POSITIVE TEST- POST RACE

PA Code Title 58-183.336,183.352,183.355,183.357. Mr. White was the trainer of record for the horse IDEAL ACE in the 9th Race at The Meadows on August 11, 2018. Post race analysis of sample 334916 showed the presence of DEXAMETHASONE above the threshold permitted by the Commission, which was confirmed by split sample. Under the trainer responsibility rule, Mr. White is hereby fined \$1,000 and ordered to return all purse monies earned by IDEAL ACE from the above race. IDEAL ACE finished 1st and is disqualified. The fine and purse redistribution are both due by December 7, 2018. Mr. White has 10 days to appeal this decision to the Pennsylvania State Horse Racing Commission, Bureau of Standardbred Racing.

PART THREE - WHIPPING VIOLATIONS

KASH, KEITH J JR **MEDINA, OH** **YOB 1979**
Nfld on 11/25/2018 FINED: \$300
EXCESSIVE OR INDISCRIMINATE USE OF WHIP
While driving #1 Test Of Will in race 15 on 11/25/18 he did whip the horse excessively. O.S.R.C.-3769-17-17(L) 17-99

WARREN, TODD E **MANHATTEN, IL** **YOB 1965**
DTN on 12/3/2018 FINED: \$300
INAPPROPRIATE USE OF THE WHIP
Dayton Raceway Driver TODD WARREN is hereby fined the sum of three hundred dollars (\$300.00) for a violation of the Ohio State Racing Commission Rule 3769-17-17.(b). While driving No. 3 VANCE BAYAMA in the ninth race on November 3, 2018 at Dayton Raceway, Mr. Warren did use his whip in an inappropriate manner by using more than wrist and elbow action during the final quarter. This is Mr. Warren`s first such violation of the whipping 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.

PART FOUR - MINOR PENALTIES

ALDRICH, BRUCE A JR **THOMPSON RIDGE, NY** **YOB 1968**
MR on 11/28/2018 FINED: \$50
FAILURE TO OBEY THE INSTRUCTIONS OF A RACING OFFICIAL

ALLARD, SIMON **PITTSTON, PA** **YOB 1982**
Nfld on 11/27/2018 FINED: \$50
FAILURE TO DRIVE WHEN PROGRAMMED

BEACH, ERIC J **LAKE WORTH, FL** **YOB 1965**
PPk on 11/26/2018 FINED: \$50
FAILURE TO PARTICIPATE IN THE POST PARADE

BEAMISH, BRENT D **BROOKLYN, MI** **YOB 1936**
Nfld on 12/2/2018 FINED: \$200
HORSE LATE TO THE PADDOCK

BLAIS, LUC **CAMPBELLVILLE, ON** **YOB 1962**
M on 11/24/2018 FINED: \$100

FAILURE TO WEAR/SECURE HELMET

CALLAHAN, COREY PHL on 11/23/2018 KICKING A HORSE	MIDDLETOWN, DE FINED: \$250	YOB 1978
CONRAD, CHARLES M DTN on 12/1/2018 INSIDE THE EURO RAIL / PYLON VIOLATION	MCCORDSVILLE, IN FINED: \$100	YOB 1975
CUSHING, MITCHELL D PRc on 11/27/2018 INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK	ALBION, ME FINED: \$100 HORSE PLACED 2	YOB 1998
DIBENEDETTO, KYLE MR on 11/14/2018 IMPEDING THE PROGRESS OF ANOTHER HORSE	HONESDALE, PA DRIVING - 3 DAYS, 12/9/2018 THRU 12/11/2018	YOB 1966
FREAD, KAREN A Mea on 11/28/2018 LATE TO THE LASIX/ DETENTION BARN	EIGHTY FOUR, PA FINED: \$250	YOB 1954
GIBBS, HEIDI J PRc on 11/29/2018 LATE TO THE LASIX/ DETENTION BARN	ALBION, ME FINED: \$100	YOB 1968
GILLENWATER, MARK D DTN on 11/26/2018 FAILURE TO DRIVE WHEN PROGRAMMED	EATON, OH FINED: \$50	YOB 1978
GINGRAS, YANNICK M on 11/16/2018 INSIDE THE EURO RAIL / PYLON VIOLATION	ALLENTOWN, NJ FINED: \$100	YOB 1979
HAWKINS, ALEX T DTN on 12/3/2018 INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK	MONTROSE, MI FINED: \$250	YOB 2010
HEIJNEN, MICHEL M	CREAM RIDGE, NJ	YOB 1964

M on 11/23/2018 LATE DRIVER CHANGE	FINED: \$100	
LONEY, C BRIAN Nfld on 12/2/2018 LATE DRIVER CHANGE	NORTHFIELD, OH FINED: \$50	YOB 1978
MAROHN, JAMES JR Fhld on 11/30/2018 FAILURE TO DRIVE WHEN PROGRAMMED	PARK RIDGE, NJ FINED: \$50	YOB 1982
MERTON, MICHAEL J M on 11/23/2018 FAILURE TO COME UP/STAY IN POSITION	MONTICELLO, NY FINED: \$300	YOB 1971
MILLER, ERVIN M M on 11/24/2018 FAILURE TO OBEY THE INSTRUCTIONS OF A RACING OFFICIAL	WIND GAP, PA FINED: \$100	YOB 1966
MILLER, MARCUS DREW M on 11/17/2018 CHANGING COURSE/CAUSING INTERFERENCE	STROUDSBURG, PA FINED: \$300	YOB 1989
PAGE, CHRIS L Nfld on 12/3/2018 IMPEDING THE PROGRESS OF ANOTHER HORSE	MT VERNON, OH FINED: \$100	YOB 1983
PALONE, MICHAEL A Mea on 12/1/2018 LATE DRIVER CHANGE	WASHINGTON, PA FINED: \$200	YOB 1968
ROSS, DOUGLAS WAYNE DTN on 11/19/2018 LATE DRIVER CHANGE	LEBANON, OH FINED: \$50	YOB 1958
SEARS, BRYANT K PRc on 11/26/2018 LEAVING HORSE UNATTENDED	NORTON, MA FINED: \$100	YOB 1987
SIEGELMAN, AUSTIN T Fhld on 11/17/2018 INSIDE THE EURO RAIL / PYLON VIOLATION	KINGSTON, PA FINED: \$25	YOB 1992

SMITH, JEREMY R **WASHINGTON CH, OH** **YOB 1980**
DTN on 12/1/2018 **FINED: \$50**
FAILURE TO DRIVE WHEN PROGRAMMED

SMITH, TREVOR GENE **WASHINGTON CH, OH** **YOB 1996**
DTN on 12/3/2018 **FINED: \$50**
FAILURE TO DRIVE WHEN PROGRAMMED

STILTNER, JAMES EDWARD II **VAN LEAR, KY** **YOB 1979**
Nfld on 11/27/2018 **FINED: \$50**
FAILURE TO PROVIDE ADEQUATE OR PROPER DECLARATION
INFORMATION

THARPS, THOMAS ERIC JR. **KETTERING, OH** **YOB 1992**
Nfld on 12/1/2018 **FINED: \$50**
FAILURE TO COME UP/STAY IN POSITION