

FINES AND SUSPENSIONS BULLETIN

Fri, Jul 26 - Thu, Aug 1

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.

BROWN, DAVID L

HARRISBURG, IL

YOB 1958

BgD on 6/16/2019

FINED: \$250

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

810 KAR 8:010 Sec.8 (1)(a). Industrial laboratory reported to the Kentucky Horse Racing Commission that Blood sample E295045 given by the horse "Melancholy Rose" following its First place finish in the 2nd race on June 16, 2019 revealed Phenylbutazone in an amount exceeding that permitted by the KHRC. Therefore, Trainer David L Brown is assessed a civil penalty of \$250.00 and the purse money or \$750.00 is hereby ordered forfeited, returned and redistributed in the following manner; "Melancholy Rose" finished first placed last. "Orange Slice" finished 2nd. placed first. "Andorlena" finished 3rd. placed 2nd. "Tawni Hall" finished 4th. placed 3rd. "Clay Hill Catalina" finished 5th. placed 4th.

FALCICCHIO, DONATO

HOWARD BEACH, NY

YOB 1946

Stga on 7/25/2019

FAILURE TO OBTAIN PROPER LICENSE

THE HORSE, WE`RE IN TROUBLE, OWNED IN PART BY YOU, RACED ON 07/07/19. ONE OF THE OWNERS DID NOT HAVE A VALID CURRENT OWNER`S LICENSE AT THAT TIME. THE PURSE MONEY RECIEVED FROM THAT RACE, \$3,625, HAS TO BE RETURNED AND REDESTRIBUTED.

FRY, MARLIN DEAN

ALEXANDRIA, IN

YOB 1975

HoP on 7/24/2019

FINED: \$200

DRIVING - 7 DAYS, 7/27/2019 THRU 8/2/2019

FAILURE TO PASS THE BREATH ANALYZER TEST

71 IAC 8-11-3(b) On 7/24/2019 driver Marlin Fry failed the PBT with a reading of .041 which was confirmed by a .038 reading on the Intoximeter. Mr. Fry was removed from his drive, fined and suspended from driving only.

GARCIA, MISAEL H

CRETE, IL

YOB 1968

HoP on 7/27/2019

FINED: \$900

CONDUCT DETRIMENTAL TO THE BEST INTEREST OF HORSE RACING

71 IAC 5-1-14(a)(10)Trainer Misael Garcia had two horses, BLUE GEM and LUCKY JEWEL, in to race at Harrah`s Hoosier Park on 7/27/2019, prior to racing it was discovered that the same horses were entered to race at another track under a different trainer. This brings into question who the Bona Fide trainer is. Mr. Garcia has been fined for Jeopardizing the integrity of racing and the horses were scratched.

GRASSO, JOHN J

PcD on 6/5/2019

HAWTHORNE, NY

RESTORED TO GOOD STANDING(RES) AS OF 7/30/2019

YOB 1953

FAILURE TO OBTAIN PROPER LICENSE

PA Code 58-183.256 Mr. Grasso has failed to complete his licensing in Pennsylvania for 2019. He is suspended indefinitely starting on 7/25/19 and is fined \$50.00. He will remain suspended until he pays his fine and completes his licensing requirements.

Status as of 7/30/2019 - Subsequent Ruling - PA Code 58-183.256 Mr. Grasso has completed his licensing requirements in Pennsylvania and has paid his fine. As of 7/30/19 he is restored to good standing.

GRAY, MARK S

OD on 7/15/2019

CHESTER, MD

**FINED: \$2,500...*STAYED*
FULL - 180 DAYS, 8/1/2019 THRU
1/27/2020...*STAYED***

**HORSE DISQUALIFIED - PLACED 8, PURSE
REDISTRIBUTION...*STAYED***

YOB 1962

POSITIVE TEST- PRE RACE

Mark Gray the "trainer of record" on blood sample #14945 taken on 7/15/2019 (MOTEL MOLLY, 11th race at Ocean Downs). The sample contained a total Carbon Dioxide (TCO2) concentration of 41.7 mmol/L (+/-) 0.7 mmol/L. This is his 2nd offense within a year. Mr. Gray is fined \$2,500 and his M.R.C. license as an "Owner-Trainer-Driver" is suspended for 180 days, starting August 1, 2019. During this suspension he and all horses Owned or Trained by him are barred from all grounds under the jurisdiction of the M.R.C. MOTEL MOLLY finished 4th but is disqualified and placed 8th, purse monies to be returned within 72 hours of the issuance of this ruling. MOTEL MOLLY is also precluded from racing for 30 days (Eligible 8/31/19) and must "re-qualify" before being allowed to enter a race. COMAR: 09.10.03 Addendum A-11, notification February 18, 2018 and MRC Medication Guidelines 9/1/18.

Status as of 8/1/2019 - Stay - Mark Gray, Ruling OD 19-015, stay granted.

JESSOP, PAUL A

Stga on 7/25/2019

COLTS NECK, NJ

YOB 1953

FAILURE TO OBTAIN PROPER LICENSE

THE HORSE, WE`RE IN TROUBLE, OWNED IN PART BY YOU, RACED ON 07/07/19. ONE OF THE OWNERS DID NOT HAVE A VALID CURRENT OWNER`S LICENSE AT THAT TIME. THE PURSE MONEY RECIEVED FROM THAT RACE, \$3,625, HAS TO BE RETURNED AND REDESTRIBUTED.

SHELL, DAVID M

ELK GROVE, CA

YOB 1946

Haw on 7/28/2019

FAILURE TO OBTAIN PROPER LICENSE

HAVING FAILED TO COMPLETE THE 2019 ILLINOIS RACING BOARD LICENSING REQUIREMENTS THE TEMPORARY OWNER'S LICENSE OF DAVID M. SHELL IS HEREBY SUSPENDED. ALL HORSES OWNED WHOLLY OR IN PART BY MR. SHELL ARE INELIGIBLE TO PARTICIPATE PENDING A STEWARDS' APPROVED OWNERSHIP TRANSFER.

SVENDSEN, LEMOYNE D

SACRAMENTO, CA

YOB 1958

Aces on 7/21/2019

FINED: \$500

FAILURE TO PASS THE BREATH ANALYZER TEST

Narrative:The Running Aces security breath test prior to each race program.The testing is performed using a portable intoximeter breath testing device.The date of the reported violation was on July 21,2019.Driver Lemoyne Svendsen tested positive for alcohol with a reading of.028%,allowed limit is .04% .Driver Svendsen who took the breath test a second time registered .027% ,MRC Rule 7897.0110 Subpart 1-Should a licensee who is a driver be found to have any level of prohibited medication or alcohol,the licensee is subject to disciplinary actions by the Judges.Driver Svendsen is hereby fined the sum of five hundred(\$500.00)dollars and was removed from his drives on July21,2019. MRC Rule 7897.0200 Subpart 1 (A) (B) - Judges Authority . MRC Rule 7897.0110 SUBPART 1 -Use of Alcohol

WARD, FREDERICK H JR

BRUNSWICK, ME

YOB 1956

Nfld on 2/23/2019

FINED: \$1,000

FULL - 15 DAYS, 8/11/2019 THRU 8/25/2019

HORSE DISQUALIFIED, PURSE

REDISTRIBUTION

POSITIVE TEST- POST RACE

Mr. Ward has agreed to a settlement with the Ohio State Racing Commission for Case Number: 2019-08. He agrees to a 15-day suspension, a \$1,000.00 fine and return of the purse (\$3,250.00). He agrees to pay the fine and purse money by 9/25/19. O.S.R.C.-3769-18-01(A)(2) 18-01(B)(1),(10),(13),(15),(16)&(17) 18-02 18-99 Mr. Ward 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. If the fine is not paid to the judges by 9/25/19 you may be suspended and or license revoked by the commission. If the purse money is not returned by 9/25/19 the owner shall stand suspended until all purse money has been returned to the permit holder. Horses owned wholly or in part by the owner shall also be suspended and are not transferable until the purse money has been returned.

Nfld on 3/18/2019

FINED: \$1,000

FULL - 30 DAYS, 8/26/2019 THRU 9/24/2019

HORSE DISQUALIFIED, PURSE

REDISTRIBUTION

POSITIVE TEST- POST RACE

Mr. Ward has agreed to a settlement with the Ohio State Racing Commission for Case Number: 2019-11. He agrees to a 30-day suspension, a \$1,000.00 fine and return of the purse (\$5,500.00). He agrees to pay the fine and purse money by 9/25/19. O.S.R.C.-3769-18-01(A)(2) 18-01(B)(1),(10),(13),(15),(16)&(17) 18-02 18-99 Mr. Ward 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. If the fine is not paid to the judges by 9/25/19 you may be suspended and or license revoked by the commission. If the purse money is not returned by 9/25/19 the owner shall stand suspended until all purse money has been returned to the permit holder. Horses owned wholly or in part by the owner shall also be suspended and are not transferable until the purse money has been returned.

WILLIAMS, DAVID W **BYRAM, MS** **YOB UNKN**

Haw on 7/28/2019

FAILURE TO OBTAIN PROPER LICENSE

HAVING FAILED TO COMPLETE THE 2019 ILLINOIS RACING BOARD LICENSING REQUIREMENTS THE TEMPORARY OWNER'S LICENSE OF DAVID W. WILLIAMS IS HEREBY SUSPENDED. ALL HORSES OWNED WHOLLY OR IN PART BY MR. WILLIAMS ARE INELIGIBLE TO PARTICIPATE PENDING A STEWARDS' APPROVED OWNERSHIP TRANSFER.

BAILEY, LEON B **BURLINGTON FLATS, NY** **YOB 1986**

VD on 8/1/2019

FINED: \$100

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

DANIELS, JEROME **SPRINGFIELD, IL** **YOB 1982**

Paris on 7/22/2019

FINED: \$100

APPEALED - 7/22/2019

WHIPPING OUT OF CONTENTION

Rule 18.09(b) Whipping a horse after horse is no longer in contention in a race.

Status as of 7/22/2019 - Appeal

DE LONG, JOHN J **ANDERSON, IN** **YOB 1989**

HoP on 7/23/2019

FINED: \$300

OTHER

71 IAC 7-3-13(b)(1) While driving WILLOWUFLYWTHME in the fourth race on 7/23/2019, driver John Delong did whip after the finish of the race.

HANNERS, LUKE **CHILLICOTHE, OH** **YOB 2000**

Lex on 7/25/2019

FINED: \$100

OTHER

810 KAR 5:070 Sec.9(3)(b). Luke Hanners is hereby assessed a civil penalty of \$100 for using the whip in a manner other than wrist and elbow.

KINNEY, RAYMOND C **BAD AXE, MI** **YOB 1960**

Nfld on 7/24/2019

FINED: \$300

FAILURE TO KEEP A LINE IN EACH HAND

While driving #6 Sir James in race 7 on 7/24/19 he failed to keep a line in each hand during the race. O.S.R.C.-3769-17-17(A) 17-99 If the fine is not paid to the judges by 8/1/19 you may be suspended and or license revoked by the commission.

KRUEGER, MATTHEW W **MANTENO, IL** **YOB 1975**

Lex on 7/27/2019

FINED: \$300

BRUTAL USE OF WHIP

810 KAR Sec.9(3)(c). Matt Krueger is hereby assessed a civil penalty of \$300.00 for whipping the colt "Sea Of Life" in such a manner as to leave welts

Lex on 7/27/2019

FINED: \$100

FAILURE TO KEEP A LINE IN EACH HAND

810 KAR 5:070 Sec.9 (3)(d)7(4). Matt Krueger, while driving the Colt "Sea Of Life" whipped with the lines in one hand.

MELLOY, PATRICK M JR

EATON, OH

YOB 1967

ScD on 7/24/2019

FINED: \$300

INAPPROPRIATE USE OF THE WHIP

Scioto Downs Driver PAT MELLOY JR 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 MITY TINO in the eighth race on July 24, 2019 at Scioto Downs, Mr. Melloy Jr did move his arm in an exaggerated manner and used more than his wrist and elbow during the final quarter. This is Mr. Melloy`s first such violation of the whipping rule within the last 365 days in the state of Ohio. If the fine is not paid to the judges by 8/1/2019 you may be suspended and or license revoked by the O.S.R.C.

MILLER, LEWAYNE L

ANDERSON, IN

YOB 1986

HoP on 7/20/2019

FINED: \$200

INAPPROPRIATE USE OF THE WHIP

71 IAC 7-3-13(b) While driving BETTIM JACKIE in the eleventh race on 7/20/2019, driver Lewayne Miller did whip using other than wrist action.

NASON, STEVEN S

FREEDOM, NH

YOB 1990

PRc on 7/28/2019

FINED: \$50

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

USTA 18.08 (I) While driving No.8 HERE`S THE SCOOP in Race 10 at PRC on 7/28/19, Mr. Steven Nason did use his whip in an excessive manner and is hereby fined \$50.00 for the violation. (1st Offense). All fines are due within 48 hours of imposition and all appeals must be made in writing to the Racing Division of the MGC within 10 days.

SEARS, BRIAN J

SECAUCUS, NJ

YOB 1968

M on 7/13/2019

FINED: \$300

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

THARPS, TRENT E JR

LEBANON, OH

YOB 1981

Lex on 7/25/2019

FINED: \$100

OTHER

810 KAR 5:070 Sec.(3)(b). Trent Tharps Jr. is hereby assessed a civil penalty of \$100 for using the whip in a manner other than wrist and elbows.

THOMPSON, JASON R

STOW, OH

YOB 1979

ScD on 7/18/2019

FINED: \$300

INAPPROPRIATE USE OF THE WHIP

Scioto Downs Driver JASON THOMPSON 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. 2 OFFICIALLY MY WAY in the second race on July 18, 2019 at Scioto Downs, Mr. Thompson did move his arm in an exaggerated manner and used more than his wrist and elbow during the final quarter. This is Mr. Thompson`s first such violation of the whipping rule within the last 365 days in the state of Ohio. If the fine is not paid to the judges by 7/30/2019 you may be suspended and or license revoked by the O.S.R.C.

ATHEARN, MARK L Scar on 7/28/2019 FAILURE TO DRIVE WHEN PROGRAMMED	CUMBERLAND, ME FINED: \$50	YOB 1966
BEATTY, HUGH J ScD on 7/26/2019 FAILURE TO DRIVE WHEN PROGRAMMED	ORIENT, OH FINED: \$50	YOB 1956
CALLAHAN, COREY PHL on 7/22/2019 CHANGING COURSE/CAUSING INTERFERENCE	MIDDLETOWN, DE FINED: \$200 HORSE PLACED 2	YOB 1978
CAMPBELL, JAMES A M on 7/13/2019 FAILURE TO OBEY THE INSTRUCTIONS OF A RACING OFFICIAL	JACKSON, NJ FINED: \$100	YOB 1962
CAMPBELL, WINSTON D PRc on 7/25/2019 INSIDE THE EURO RAIL / PYLON VIOLATION PRc on 7/26/2019 LAYING BACK IN SULKY	SCARBOROUGH, ME FINED: \$100 FINED: \$100	YOB 1967
CROSS, BRIAN M Stga on 6/30/2019 HORSE LATE TO THE PADDOCK	SARATOGA SPRINGS, NY FINED: \$100	YOB 1967
CUSHING, MITCHELL D PRc on 7/26/2019 INSIDE THE EURO RAIL / PYLON VIOLATION	ALBION, ME HORSE PLACED 9	YOB 1998
DEATON, TIMOTHY J Nfld on 7/19/2019 CROWDING/PUTTING ANOTHER WHEEL UNDER ANOTHER HORSE OR DRIVER	LEBANON, OH FINED: \$100 HORSE PLACED 6	YOB 1996

DESLANDES, DAN S Scar on 7/28/2019 LATE TO THE LASIX/ DETENTION BARN	ORONO, ME FINED: \$50	YOB 1992
FLUET, PHILLIP JAMES Stga on 7/7/2019 CHANGING COURSE/CAUSING INTERFERENCE	SARATOGA SPRINGS, NY DRIVING - 3 DAYS, 7/27/2019 THRU 7/29/2019	YOB 1978
FONSECA, JOSERT J PHL on 7/24/2019 OTHER	ALLENTOWN, NJ FINED: \$200 HORSE PLACED 8	YOB 1988
HARRISON, KELVIN J M on 7/19/2019 DELAYING THE START	BORDENTOWN, NJ FINED: \$100	YOB 1950
IRVINE, BRAD D MR on 7/22/2019 IMPEDING THE PROGRESS OF ANOTHER HORSE	MOUNTAINTOP, PA DRIVING - 3 DAYS, 8/3/2019 THRU 8/5/2019	YOB 1971
JENSON, BRANDON Aces on 7/23/2019 LATE TO THE PADDOCK	OTTOSEN, IA FINED: \$100	YOB 1987
KAUFFMAN, KAYNE K ScD on 7/26/2019 CHANGING COURSE/CAUSING INTERFERENCE	LEBANON, OH FINED: \$100	YOB 1978
KRIKORIAN, K WILLIAM PRc on 7/26/2019 HORSE LATE TO THE PADDOCK	FITCHBURG, MA FINED: \$100	YOB 1943
LAWSON, RUSSELL F PRc on 7/26/2019 HORSE LATE TO THE PADDOCK	MENDON, MA FINED: \$100	YOB 1951
LEMS, CHRISTOPHER E Nfld on 7/26/2019 INSIDE THE EURO RAIL / PYLON VIOLATION Nfld on 7/27/2019 KICKING A HORSE	STREETSBORO, OH FINED: \$50 FINED: \$300	YOB 1986

LOUNSBURY, ROBERT T TgDn on 7/28/2019 LATE DRIVER CHANGE	LIBERTY, NY FINED: \$50	YOB 1951
MCCARTHY, ANDREW JOHN M on 7/19/2019 CHANGING COURSE/CAUSING INTERFERENCE	SWEDESBORO, NJ DRIVING - 3 DAYS, 7/31/2019 THRU 8/2/2019	YOB 1986
MCCOWN, CAMERON L ScD on 7/23/2019 FAILURE TO DRIVE WHEN PROGRAMMED	OSTRANDER, OH FINED: \$50	YOB 1988
MCQUEEN, MELISSA D ScD on 7/10/2019 SMOKING	PORTAGE, OH FINED: \$50	YOB 1984
MILLER, ANDY RAY M on 7/6/2019 INSIDE THE EURO RAIL / PYLON VIOLATION	MILLSTONE TOWNSHIP, NJ FINED: \$100	YOB 1968
MILLER, DAVID S M on 7/13/2019 CHANGING COURSE/CAUSING INTERFERENCE	CREAM RIDGE, NJ DRIVING - 3 DAYS, 7/31/2019 THRU 8/2/2019	YOB 1964
MILLNER, JESSICA E Nfld on 7/22/2019 LATE DRIVER CHANGE	LITCHFIELD, OH FINED: \$50	YOB 1991
NAPOLITANO, GEORGE JR PcD on 7/27/2019 INSIDE THE EURO RAIL / PYLON VIOLATION	BOCA RATON, FL FINED: \$200	YOB 1966
PECK, GREGORY B PHL on 7/18/2019 DELAYING THE START	NEWTOWN, PA DRIVING - 7 DAYS, 8/2/2019 THRU 8/8/2019	YOB 1964
PELLING, BRETT G PcD on 7/30/2019 LEAVING HORSE UNATTENDED	CREAMRIDGE, NJ FINED: \$100	YOB 1958
PETRELLI, CHRISTOPHER A Scar on 7/14/2019 KICKING A HORSE	BLOOMINGBURG, NY FINED: \$250	YOB 1999

ROUGEAUX, ROBERT R III Mea on 7/27/2019 OTHER	MARION CENTER, PA FINED: \$250	YOB 1984
SMITH, JEREMY R ScD on 7/23/2019 CHANGING COURSE/CAUSING INTERFERENCE ScD on 7/26/2019 FAILURE TO DRIVE WHEN PROGRAMMED	WASHINGTON CH, OH FINED: \$100 FINED: \$100	YOB 1980
SOWERS, MCGWIRE P Scar on 7/28/2019 INSIDE THE EURO RAIL / PYLON VIOLATION	WINDSOR, ME FINED: \$100 HORSE PLACED 6	YOB 2000
STAHL, RYAN R Nfld on 7/27/2019 KICKING A HORSE	REPUBLIC, OH FINED: \$300	YOB 1978
SURICK, NICK PcD on 7/30/2019 LEAVING HORSE UNATTENDED	JACKSON, NJ FINED: \$100	YOB 1988
SUTTON, JOSHUA ScD on 7/19/2019 FAILURE TO DRIVE WHEN PROGRAMMED	CLARKSVILLE, OH FINED: \$150	YOB 1982
SUTTON, WILLIAM A Mea on 7/27/2019 OTHER	HOUSTON, PA FINED: \$250	YOB 1962
THOMPSON, JASON R ScD on 7/18/2019 KICKING A HORSE	STOW, OH FINED: \$300	YOB 1979
TURLEY, NICHOLAS O ScD on 7/18/2019 FAILURE TO OBEY THE STARTER'S INSTRUCTIONS	COLUMBUS, OH FINED: \$50	YOB 1994
WARREN, RIDGE J Haw on 7/21/2019 JOSTLE, STRIKE OR HOOK WHEELS	MANTENO, IL FINED: \$200	YOB 1988

WATSON, WALLACE R

PRc on 7/26/2019

INSIDE THE EURO RAIL / PYLON VIOLATION

CUMBERLAND, ME

FINED: \$100

YOB 1970

WRENN, PETER M

HoP on 7/13/2019

INSIDE THE EURO RAIL / PYLON VIOLATION

CARMEL, IN

FINED: \$100

HORSE PLACED 7

YOB 1962