FINES AND SUSPENSIONS BULLETIN

Fri, Oct 2 - Thu, Oct 8

PART ONE

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

GLISPIE, K DEAN USTA on 9/29/2020 SEDALIA, OH

YOB 1962

INDEFINITE SUSPENSION(IND) AS OF

9/29/2020

APPEALED - 10/2/2020

USTA MEMBERSHIP ACTION

Membership suspended for failure to answer correspondence regarding financial responsibility complaint (civil court judgment).

Status as of 10/2/2020 - Appeal

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, Sections 7 and 8 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 these published penalties. Please note that the following action is in an abbreviated form and that the USTA is not responsible for the accuracy or timeliness of reported penalties. Further information may be available by contacting the racing commission where the ruling was issued to determine the accuracy of the information.

ANTHROP, GEORGE F

UNION CITY, MI

YOB 1955

Nor on 10/2/2020

FINED: \$200

FAILURE TO OBTAIN PROPER LICENSE

MGCB Ruling 7279 - Mr. Anthrop was responsible for having two unlicensed people in the restricted area of the barn area on October 2, 2020. One hundred for each offense.

BEACHY, HENRY E

LOUDONVILLE, OH

YOB 1959

Nfld on 9/2/2020

FINED: \$1,000

POSITIVE TEST- POST RACE

Blood sample #876172 collected at Northfield Park on 9/2/20 from the horse Mansion On The Hill was found to contain phenylbutazone at a concentration of 5.3+-0.3 micrograms per milliliter of plasma. This exceeds the Regulatory Threshold of 2.0 micrograms per milliliter adopted by the OSRC. O.S.R.C.-3769-18-01(B)(1)(a) 18-02 18-99 If the fine is not paid to the judges by 10/7/20 you may be suspended and or license revoked by the commission.

BEVILACQUA, STEVE J

OSWEGO, IL

YOB 1965

PcD on 3/8/2020

RESTORED TO GOOD STANDING(RES) AS OF

10/8/2020

OTHER

PA Title 7-203.11(e) Mr. Bevilacqua has completed his licensing requirements in Pennsylvania and has paid his fine. As of 10/8/20 he is restored to good standing.

EICHER, SAMUEL M

COLDWATER, MI

YOB 1989

Nor on 9/4/2020

FINED: \$500

HORSE DISQUALIFIED, PURSE

REDISTRIBUTION

POSITIVE TEST- POST RACE

MGCB Ruling 7273 - Samuel Eicher was the trainer of record of the horse #9 DERECHO, who was the 1st place finisher in the 12th race on 9/04/2020 at Northville Downs, when the post-race sample was found to contain Dexamethasone. #9 DERECHO finished 1st, was disqualified and placed 9th. Purse earnings to be returned and redistributed.

FITZGERALD, KEVIN R

RcR on 9/23/2020

BISHOPVILLE, MD

YOB 1983

FINED: \$1,000...*STAYED*

TRAINING - 30 DAYS, 10/8/2020 THRU

11/6/2020...*STAYED*

HORSE DISQUALIFIED - PLACED 8, PURSE

REDISTRIBUTION...STAYED

POSITIVE TEST- POST RACE

Kevin Fitzgerald, for being trainer of record on sample #36755 taken from "ALWAYS PERSEVERE" on September 23, 2020 at Rosecroft Raceway was found to contain Total Carbon Dioxide (TC02) concentration of 40.15 +/- 0.89 mmol/L. Mr. Fitzgerald is fined \$1,000 and suspended from training for 30 days (10/8/20 - 11/6/20). Horse "ALWAYS PERSEVERE" is disqualified and suspended from racing privileges for 30 days (10/8/20 - 11/6/20) After the suspension is complete, horse must requalify. All purse monies to be returned within 72 hours of this issuance. Purse to be redistributed. COMAR: .09.10.02 Addendum A-11

Status as of 10/7/2020 - Stay - Stay has been granted.

GILMOUR, L DALE

LAKE WORTH, FL WARNING ISSUED **YOB 1972**

PcD on 9/8/2020

POSITIVE TEST- POST RACE

PA Title 7-203.22 401-3(a)(b) Sample #364554 Collected from the horse Zapaca after race #5 on 9/8/20 was found to contain Famotidine. This is in violation of the PA medications rules. Mr. Gilmour is issued a written warning.

HANNA, JASON D

MARSHALL, MI

YOB 1970

Hick on 8/27/2020

FINED: \$750

POSITIVE TEST- POST RACE

Blood sample #886560 collected at Defiance County Fair on 8/27/20 from the horse Omyheart was found to contain flunixin at a concentration of 7.0+-0.5 nanograms per milliliter of plasma and phenylbutazone at a concentration of 0.45+-0.02 micrograms per milliliter of plasma. The presence of more than one regulated non-steroidal anti-inflammatory drug is prohibited. O.S.R.C.-3769-18-01(A)(1)(a) 18-02 18-99 If the fine is not paid to the judges by 10/7/20 you may be suspended and or license revoked by the commission.

HERNANDEZ, WILLIAMS Aces on 9/1/2020

SACRAMENTO, CA

YOB 1986

Aces on 9/1/2020

FINED: \$300

OUT OF COMPETITION TESTING

out of competition testing was conducted on 9/1/20 by the Minnesota Racing Commission Chief Veterinarian. Mr Hernandez is the trainer of Quite A Delight N, who tested positive for clenbuterol, a prohibited substance in Minnesota. Mr Hernandez is issued a \$300 fine

KENNEDY, PAUL J

CANONSBURG, PA

YOB 1958

Mea on 12/17/2019

FINED: \$500

FULL - 15 DAYS, 4/6/2020 THRU 4/20/2020 HORSE DISQUALIFIED - PLACED 6, PURSE

REDISTRIBUTION

POSITIVE TEST- POST RACE

PA Code Title 7-401.2(1),401.41,401.42,401.43,401.45,401.46. Mr. Kennedy was the trainer of record for INNOCENT VICTIM in the 7th Race at The Meadows on December 17, 2019. Post race analysis of sample 354656 showed the presence of CLENBUTEROL (Class 3B), which was confirmed by split-sample. INNOCENT VICTIM finished 1st and is placed 6th. Mr. Kennedy is hereby fined \$500 and issued a full suspension beginning April 6, 2020 through and including April 20, 2020. During the term of suspension, Mr. Kennedy is banned from all racing activities otherwise permitted if properly licensed by the Commission. The fine and purse return are due within 10 days. Mr. Kennedy has waived all rights to a formal hearing and any and all rights to appeal this decision.

MC ILMURRAY, ARTHUR L

RIVES JUNCTION, MI

YOB 1958

Nor on 9/29/2020

FINED: \$250

IMPROPER CONDUCT OR LANGUAGE TO AN OFFICIAL

MGCB Ruling 7280 - Mr. McIlmurray did use disrespectful language towards a racing official on September 29, 2020.

MCCANN, JAMES J

HOWARD BEACH, NY

YOB 1993

Fhld on 11/14/2018

RESTORED TO GOOD STANDING(RES) AS OF

10/7/2020

JUDGMENT

Mr. McCann is suspended for financial irresponsibility (outstanding judgment). The effective date of the suspension is November 12, 2018. Violation of N.J.A.C. 13:71-1.21 Status as of 10/7/2020 - Subsequent Ruling - On November 11, 2018 by ruling #18FRE71, Mr. McCann was suspended for financial responsibility. The suspension is terminated. NJAC 13:71-1.21.

MORGAN, VIRGIL V JR

GROVE CITY, OH

YOB 1965

Troy on 8/18/2020

FINED: \$750

POSITIVE TEST- POST RACE

Blood sample #884620 collected at the Miami County Fair on 8/18/20 from the horse

Boujee Girl was found to contain furosemide at a concentration of 234+-41 nanograms per milliliter of plasma. This exceeds the Regulatory Threshold of 100 nanograms per milliliter adopted by the OSRC. O.S.R.C.-3769-18-01(B)(1)(b) 18-02 18-99 The fine has been paid.

TIGNOR, ELWOOD A CARET, VA YOB 1950

OD on 9/18/2020 FINED: \$1,000...*STAYED*

POSITIVE TEST- POST RACE

Elwood Tignor, for being trainer of record on sample #35016 taken on September 18, 2020 at Ocean Downs was found to contain Total Carbon Dioxide (TC02) concentration of 39.50 +/- 0.89 mmol/L. Mr. Tignor is fined \$1,000 and suspended from training for 30 days (10/4/20 -11/3/20). Horse "WHEP" is also disqualified and suspended from racing priviliges for 30 days (10/4/20 -11/3/20) After the suspension is complete horse must requalify. All purse monies to be returned within 72 hours of this issuance. Purse to be redistributed. COMAR: .09.10.02 Addendum A-11

Status as of 10/4/2020 - Stay - Stay has been granted.

PART THREE - WHIPPING VIOLATIONS

BOLON, KYLE D CANONSBURG, PA YOB 1988

Mea on 9/29/2020 FINED: \$200

INAPPROPRIATE USE OF THE WHIP

PA Code Title 7-205.409(c). Mr. Bolon while driving #8 DRAGON SPARKS in the 4th Race at The Meadows on September 29, 2020, did whip his horse in the stretch using other than wrist and elbow action. The fine is \$200, which is due within 10 days of this ruling. Mr. Bolon has 10 days to appeal this decision to the Pennsylvania State Horse Racing Commission, Bureau of Standardbred Racing.

BOYD, BRAXTEN B JONESVILLE, MI YOB 2000

Aces on 10/3/2020 FINED: \$300

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

Braxten Boyd is issued a \$300 fine for excessive use of the whip and whipping other than wrist action while driving #4 BUNKERHILL PHIL in the 9th race on 10/3/2020. Mn 7884.0260 2T(1&5), Mn 7879.0200 subp 1A, Mn 7897.0130 subp 6.

CUSIMANO, RONALD BOYNTON BEACH, FL YOB 1962

Dela on 9/20/2020 FINED: \$300

INAPPROPRIATE USE OF THE WHIP

Delaware County Fair O.S.R.C 3769-17-17.(A) Driver RONALD CUSIMANO is hereby fined the sum of three-hundred dollars (\$300.00) and for a violation of Ohio State Racing Commission Rule 3769-17-17.(A). While driving No. 7 STORMONT WIZARD in the fourth race on September 20, 2020 at Delaware County Fair, Mr. Cusimano failed to keep a line in each hand and began whipping his horse STORMONT WIZARD one-handed numerous times during the stretch drive. This is Mr Cusimano`s first violation of

this type in the state of Ohio in the last 365 days.

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

Aces on 10/3/2020 FINED: \$200

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

Brian Detgen is issued a \$200 fine for excessive use of the whip and whipping other than wrist action while driving #6 SD ELIMINATOR in the 5th race on 10/3/2020, this is Mr.Detgen's first whipping violation at Running Aces in 2020. Mn 7884.0260 2T(1&5), Mn 7879.0200 subp 1A, Mn 7897.0130 subp 6.

DIBENEDETTO, KYLE **YOB 1966** HONESDALE, PA

MR on 10/1/2020 FINED: \$100

FAILURE TO KEEP A LINE IN EACH HAND

While driving #7 (Book Binge) in Race 1 you did whip one handed before the 3/4 pole. Any further violations of this nature will result in increased penalties.

Status as of 10/8/2020 - Subsequent Ruling

FLUET, PHILLIP JAMES

S
PP on 10/1/2020 SARATOGA SPRINGS, NY YOB 1978

FINED: \$100

FAILURE TO KEEP A LINE IN EACH HAND

On 10/01/2020 at PRC, while driving No.1 BLAISE MM HANOVER in Race 10, driver Phil Fluet failed to keep a line in each hand through the stretch and is hereby fined (one hundred dollars) \$100.00 for the violation. (1st offense). Subsequent violations may result in increased penalties. All fines are due within 48 hours of imposition.

GINGRAS, YANNICK ALLENTOWN. NJ YOB 1979

Lex on 10/2/2020 FINED: \$500

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

810 KAR 5:070 9(3)---Whipping in an excessive and indiscriminate manner leaving welts.

HASTINGS, KELLY A
M on 9/25/2020 COLUMBUS, NJ **YOB 1978**

M on 9/25/2020 FINED: \$300

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

MELE, PETER J STATEN ISLAND, NY **YOB 1963**

Stga on 9/29/2020 FINED: \$100

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

While driving # 9 PRETTY BOY B at Saratoga Gaming on 9/29/20 in race # 1 Mr. Mele did use his whip in an unnecessary manner in the stretch drive. His horse was last in the stretch and he continued to strike when clearly the horse was going to finish last. He has been fined \$ 100.00 for this infraction. Any further violations in this area will result in a higher penalty or suspension.

MILLER. ANDY RAY MILLSTONE TOWNSHIP, NJ **YOB 1968**

Lex on 10/4/2020 FINED: \$300

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

810 KAR 5:070 Sec. 9(3)...Whipping in an excessive and indiscriminate manner using other than wrist and minimal elbow movement.

MILLER, DAVID S **YOB 1964** CREAM RIDGE, NJ

Lex on 10/3/2020 FINED: \$300

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

810 KAR 5:070 Sec. 9(3)---Whipping in an excessive and indiscriminate manner using other than wrist and minimal elbow movement.

MILLER, MARCUS DREW **YOB 1989** STROUDSBURG, PA

FINED: \$300

INAPPROPRIATE USE OF THE WHIP

Delaware County Fair O.S.R.C 3769-17-17.(A) Driver MARCUS MILLER is hereby fined the sum of three-hundred dollars (\$300.00) and for a violation of Ohio State Racing Commission Rule 3769-17-17.(A). While driving No. 6 GENIUS MAN in the fifthteenth race on September 24, 2020 at Delaware County Fair, Mr. Miller failed to keep a line in each hand and began whipping his horse GENIUS MAN one-handed numerous times during the stretch drive. This is Mr Miller's first violation of this type in the state of Ohio in the last 365 days. If the fine is not paid to the judges by 10/2/2020 you may be suspended and or license revoked by the O.S.R.C.

NAPOLITANO, GEORGE JR

BOCA RATON, FL

YOB 1966

PcD on 10/3/2020

FINED: \$250

DRIVING - 3 DAYS, 10/13/2020 THRU

10/15/2020

APPEALED - 10/7/2020

USING THE WHIP IN UNCONVENTIONAL MANNER

PA Title 7-205.411 After race #8 on 10/3/20 the horse Mr. Napolitano drove(Pat Matters) was found to have welt marks in the detention area. He is fined \$250.00 and suspended from driving for 3 days starting on 10/13/20 through 10/15/20. He can appeal this decision in writing to the SHRC within 10 days of notice of this decision. The address for an appeal is: 2301 N, Cameron St, Room 301 Harrisburg, PA 17110 Phone:7177875196 ATTN: Anthony Salerno.

Status as of 10/7/2020 - Appeal

OAKES, HUNTER WILLIAM **WILKES-BARRE, PA**

YOB 1998

FINED: \$100 **MR** on 10/1/2020

WHIPPING OUT OF CONTENTION

While driving #4 (Some Gold) in Race 7 you were in clear violation of rule 4117.8 {c} using the whip in an excessive and unnecessary manner after the 3/4 pole repeatedley whipping while out of contention. Any further violations of this nature will result in increased penalties.

OOSTING, MICHAEL J

BEECHER, IL

YOB 1962

HoP on 9/26/2020 FINED: \$200

OTHER

71 IAC 7-3-13(d)(5) While driving NORTHERN VIRGIN in the first race on 9/26/2020, driver Michael Oosting did leave a welt while whipping within the guidelines.

SHEHAN, TYLER G HOPKINSVILLE, KY YOB 1982

Lex on 9/22/2020 FINED: \$200

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

810 KAR 5:070 Sec.9(3)...Whipping in an excessive and indiscriminate manner using other than wrist and minimal elbow movement. First 2020 KHRC whip violation.

Wdstk on 10/3/2020 FINED: \$100

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

Driver Tyler Shehan, whipped "CAVIART SKIPPER", one-handed in the stretch at Shenandoah Downs during the 1st race on 10/3/2020.resulting in a \$100 fine. USTA 18.08 a.

SMITHPETERS, SEAN G MT VERNON, OH YOB 1982

Dela on 9/23/2020 FINED: \$300

INAPPROPRIATE USE OF THE WHIP

Delaware County Fair Driver SEAN SMITH-PETERS 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. 1 STEEL CHANCE in the seventh race on September 23, 2020 at Delaware County Fair, Mr. Smith-Peters did use his whip in an inappropriate manner by using more than wrist and elbow action during the final quarter. This is Mr. Smith-Peters's first whipping violation within the last 365 days. If the fine is not paid to the judges by 10/2/2020 you may be suspended and or license revoked by the commission.

PART FOUR - MINOR PENALTIES

ATHEARN, MATTHEW M NEW GLOUCESTER, ME YOB 1998

PRc on 10/2/2020 FINED: \$50

HORSE PLACED 8

INSIDE THE EURO RAIL / PYLON VIOLATION

BAILEY, LEON B BURLINGTON FLATS, NY YOB 1986

MR on 9/22/2020 DRIVING - 3 DAYS, 10/3/2020 THRU 10/5/2020

JOSTLE, STRIKE OR HOOK WHEELS

BETTS, SCOTT R WASHINGTON, PA YOB 1992

PcD on 10/4/2020 FINED: \$200

LATE DRIVER CHANGE

PcD on 10/4/2020 FINED: \$200

LATE DRIVER CHANGE

BOWERMASTER, SHANE W
HoP on 9/22/2020
DELEON SPRINGS, FL
FINED: \$500

SELLING OR TRANSFERRING CLAIMED HORSE WITHIN THE SPECIFIED

NUMBER OF DAYS

BOYD, BRAXTEN B Aces on 10/4/2020 **JONESVILLE, MI**DRIVING - 3 DAYS, 10/5/2020 THRU 10/7/2020 **YOB 2000**

IMPEDING THE PROGRESS OF ANOTHER HORSE

YOB 1998

BRANDSTATTER, CANDACE I Bang on 9/30/2020 **BUXTON, ME**FINED: \$100

FAILURE TO HONOR DECLARATION

YOB 1971

CAMPBELL, HEATH R
Bang on 9/27/2020

CORINNA, ME
FINED: \$125

FAILURE TO KEEP BOTH FEET IN THE STIRRUPS

CHARTRAND, ALEK R
M on 9/19/2020 SARATOGA SPRINGS, NY YOB 1984

M on 9/19/2020 FINED: \$100

INSIDE THE EURO RAIL / PYLON VIOLATION

YOB 1998 **CUSHING, MITCHELL D M** on 9/12/2020 **ALBION, ME**FINED: \$100

FAILURE TO DRIVE WHEN PROGRAMMED

 DAVIS, ROBERT J
 SARATOGA SPRINGS, NY
 YOB 1946

 M on 9/18/2020
 DRIVING - 3 DAYS, 9/25/2020 THRU 9/27/2020

FAILURE TO COME UP/STAY IN POSITION

YOB 1971

DETGEN, BRIAN W Aces on 10/3/2020

MILLINGTON, MI
FINED: \$50

FAILURE TO COME UP/STAY IN POSITION

PORT JERVIS FINED: \$100 PORT JERVIS, NY **YOB 1967 DEVAUX, JAMES J**

MR on 10/1/2020

KICKING A HORSE

PHL on 10/4/2020 MILLSTONE, NJ FINED: \$200 DUBE, DANIEL **YOB 1969**

INSIDE THE EURO RAIL / PYLON VIOLATION

 HAMMER, ROGER R
 BEDFORD, PA
 YOB 194

 Wdstk on 10/2/2020
 DRIVING - 3 DAYS, 10/5/2020 THRU 10/7/2020
 YOB 1946

INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK

HAWK, ALEXANDER D CIRCLEVILLE, OH **YOB 1992** **Dela** on 9/22/2020 FINED: \$100

FAILURE TO DRIVE WHEN PROGRAMMED

HECHKOFF, ROBERT B
M on 9/18/2020 **NEW YORK, NY YOB 1954**

FINED: \$300 **M** on 9/18/2020

FAILURE TO KEEP BOTH FEET IN THE STIRRUPS

HENSLEY, GEORGE R JR LIVONIA, MI **YOB 1952**

Dela on 9/24/2020 FINED: \$1,000

FULL - 10 DAYS, 10/19/2020 THRU 10/28/2020

PARTICIPATING WITHOUT A VALID LICENSE

KAUFFMAN, KAYNE K LEBANON, OH **YOB 1978**

Dela on 9/24/2020 FINED: \$100

FAILURE TO DRIVE WHEN PROGRAMMED

MACDONALD, ANTHONY A **GUELPH, ON YOB 1976**

Mea on 9/28/2020 FINED: \$200

HORSE PLACED 7

INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK

Mea on 9/29/2020 FINED: \$200

HORSE PLACED 8

JOSTLE, STRIKE OR HOOK WHEELS

MCASSEY, JAYMES SARATOGA SPRINGS, NY **YOB 1991**

FINED: \$50 Stga on 9/29/2020

LATE DRIVER CHANGE

MERRIMAN, AARON E NORTHFIELD, OH **YOB 1978**

Nfld on 9/27/2020 FINED: \$200

HORSE PLACED 8

INSIDE THE EURO RAIL / PYLON VIOLATION

WIND GAP, PA MILLER, ERVIN M **YOB 1966**

PHL on 10/2/2020 FINED: \$250

LATE TO THE LASIX/ DETENTION BARN

MONTI, ANDREW DEPEW, NY **YOB 1994**

PRc on 10/2/2020 FINED: \$100

HORSE PLACED 5

CHANGING COURSE/CAUSING INTERFERENCE

MORGAN, ANTHONY N WARWICK, MD **YOB 1958**

PHL on 10/4/2020 FINED: \$200 **CHANGING COURSE/CAUSING INTERFERENCE**

MOSHER, GARY D Bang on 9/27/2020 FAILURE TO KEEP BOTH FEET I		YOB 1959
NASON, STEVEN S PRc on 9/3/2020 FAILURE TO DRIVE WHEN PROC		YOB 1990
PLUTA, KIM S Nor on 9/26/2020 FAILURE TO KEEP BOTH FEET I		YOB 1970
SCIACCA, MICHAEL J Nor on 9/26/2020 INSIDE THE EURO RAIL / PYLON		YOB 1956
STIMER, BART HUGH Nor on 9/26/2020 INSIDE THE EURO RAIL / PYLON		YOB 1970
VER HAGE, RYAN M Nor on 9/29/2020 INSIDE THE EURO RAIL / PYLON		YOB 1991
VUCINAJ, PASKO HoP on 10/1/2020 FAILURE TO HONOR DECLARA	GREENVILLE, OH FINED: \$200 FION	YOB 1946
WOLFE, CASEY M Nfld on 9/21/2020 NO VACCINATION / COGGINS / H	TOLEDO, OH FINED: \$300 HEALTH CERTIFICATE	YOB 1979
WRENN, RONNIE H JR. Dela on 9/20/2020 FAILURE TO DRIVE WHEN PROC Nfld on 10/3/2020 FAILURE TO DRIVE WHEN PROC	FINED: \$100 GRAMMED FINED: \$100	YOB 1986
WRIGHT, DARRELL LEE Aces on 10/3/2020 KICKING A HORSE	STOCKBRIDGE, MI FINED: \$100	YOB 1962