

## FINES AND SUSPENSIONS BULLETIN

Fri, Apr 30 - Thu, May 6

### PART ONE

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

**PEVION, PHILIP J**

**USTA** on 5/4/2021

#### **USTA MEMBERSHIP ACTION**

Membership denied pursuant to the provisions of Article 1, Section 4(a) of the Association bylaws.

**CRETE, IL**

**DENIAL(DEN)** AS OF 5/1/2021

**YOB 1981**

**SHEHAN, TYLER G**

**USTA** on 3/29/2021

#### **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 5/4/2021 - Subsequent Ruling - Restored to good standing.**

**HOPKINSVILLE, KY**

**RESTORED TO GOOD STANDING(RES)** AS OF 5/4/2021

**YOB 1982**

### 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.*

**BURKE, RONALD J**

**M** on 12/12/2020

**CANONSBURG, PA**

**FINED: \$500**

**FULL - 15 DAYS, 5/11/2021 THRU 5/25/2021**

**HORSE DISQUALIFIED, PURSE**

**REDISTRIBUTION**

**YOB 1969**

#### **POSITIVE TEST- POST RACE**

Ronald Burke was programmed trainer of the horse TRU LOU when he raced in the 1st race at the Meadowlands Racetrack on Saturday, December 12, 2020. Following the race, TRU LOU was required to submit a urine sample for analysis. A report from ALS Global Laboratories identified the presence of Dextrophan. Mr. Burke requested a split sample be sent; the urine sample submitted was received in good condition and Dextrophan was present in the sample. As a result, Mr. Burke is issued a full suspension of his NJRC license for a period of 15 days and fined the sum of \$500.00. Suspension shall begin on May 11, 2021 and run through May 25, 2021, inclusive. During the period of suspension, Mr. Burke is denied all access to all grounds under the jurisdiction of the NJRC for any and all purposes. Consistent with NJAC rules, the horse the horse TRU LOU is hereby disqualified from sharing in the purse from the 1st race on Saturday, Saturday, December 12, 2020. MMV points 1/2 point

**CLEGG, BETTY JO**  
Nfld on 3/27/2021

**NORTHFIELD, OH**  
FINED: \$1,000  
HORSE DISQUALIFIED, PURSE  
REDISTRIBUTION

**YOB 1973**

**POSITIVE TEST- POST RACE**

Urine sample #887612 collected at Northfield Park on 3/27/21 from the horse Dixie Star N was found to contain Methocarbamol at a concentration of 20.3+-2.0 micrograms per milliliter of urine. This exceeds the Regulatory Threshold of 1.0 micrograms per milliliter adopted by the OSRC. All purse money must be returned for redistribution (\$1,800.00). O.S.R.C.-3769-18-01(B)(10)&(13) 18-02 18-99 If the fine is not paid to the judges by 5/14/21 you shall be suspended and your license may be revoked by the commission. If the purse money is not returned by 5/14/21 the owner shall stand suspended until all purse money is 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 is returned.

**LARE, KEVIN**  
PcD on 2/14/2021

**HARRINGTON, DE**  
FINED: \$10,000  
FULL - 365 DAYS, 5/13/2021 THRU 5/12/2022  
HORSE DISQUALIFIED, PURSE  
REDISTRIBUTION

**YOB 1969**

**POSITIVE TEST- POST RACE**

PA Title 7-203.22 401.3(a)(b) Sample number 366289 collected from the horse Big Boy Frasier after race # 7 on 2/14/21 was found to contain Oxycodone. This is in violation of the PA medication rules. He is suspended 365 days(5/13/21-5/12/2022). He is fined \$10,000.00 and there is a loss of the purse(\$600.00). The horse is placed on the judges list for 180 days. During this suspension he and all horses owned and trained by him are barred from all tracks under the jurisdiction of the SHRC. Any transfer of horses must be approved by the judges at Pocono Downs or the SHRC. You may appeal this decision in writing to the SHRC within 10 days of notice of this decision. The address for an appeal is: SHRC 2301 N. Cameron St. Room 301 Harrisburg, PA 17110. ATTN Anthony Salerno Phone number: 717-787-5196

**PcD on 3/7/2021**

FINED: \$10,000  
FULL - 365 DAYS, 5/13/2022 THRU 5/12/2023  
HORSE DISQUALIFIED, PURSE  
REDISTRIBUTION

**POSITIVE TEST- POST RACE**

PA Title 7-203.22 401.3(a)(b) Sample #366448 collected from the horse Durant after the 2nd race on 3/7/21 was found to contain Oxycodone. This is in violation of the PA Medication rules. He is fined \$10,000.00 and suspended(full) for 365 days(5/13/22-5/12/23). The horse is also placed on the judges list for 180 days. During this suspension he and all horses owned and trained by him are barred from all grounds under the jurisdiction of the SHRC. There is also a loss of the purse(\$2400.00). Any transfer of horses must be approved by the judges at Pocono Downs or the SHRC. You may appeal this decision in writing within 10 days of notice of the decision. The address for an appeal is: SHRC 2301

N. Cameron St. Room 301 Harrisburg, PA 17110 ATTN: Anthony Salerno Phone number is: 717-787-5196.

**PcD** on 3/22/2021

FINED: \$10,000  
FULL - INDEFINITELY AS OF 5/13/2024  
HORSE DISQUALIFIED, PURSE  
REDISTRIBUTION

**POSITIVE TEST- POST RACE**

PA Title 7-203.22 401.3(a)((b) Sample number 365632 collected from the horse Golden Son after race #10 on 3/22/21 was found to contain Oxycodone This is in violation of the PA Medication rules. He is fined \$10,000.00 and suspended(full) for 365 days(5/13/2023-5/11/2024). There is also a loss of the purse(\$7500.00). The horse is placed on the judges list for 180 days. During this suspension he and all horses owned and trained by him are barred from all grounds under the jurisdiction of the SHRC. Any transfer of horses must be approved by the judges at Pocono Downs or the SHRC. You may appeal this decision within 10 days of notice of this decision. The address for an appeal is: SHRC 2301 N. Cameron St. Room 301 Harrisburg, PA 17110 ATTN: Anthony Salerno Phone number is: 717-787-5196.

**LOY, TYE R**

**Nfld** on 1/24/2021

**COLUMBIA STATION, OH**

**YOB 1955**

FINED: \$1,000  
HORSE DISQUALIFIED, PURSE  
REDISTRIBUTION

**POSITIVE TEST- POST RACE**

Urine sample #899293 collected at Northfield Park on 1/24/21 from the horse Twentyfour K Magic was found to contain Methocarbamol at a concentration of 1.30+-0.04 micrograms per milliliter of urine. This exceeds the Regulatory Threshold of 1.0 microgram per milliliter adopted by the OSRC. All purse money must be returned for redistribution (\$4,000.00). O.S.R.C.-3769-18-01(A)(2) 18-01(B)(1),(10),(13),(15)(16)&(17) 18-02 18-99 If the fine is not paid to the judges by 3/5/21 you shall be suspended and your license may be revoked by the commission.

***Status as of 4/29/2021 - Subsequent Ruling - Mr. Loy has dropped his appeal of ruling NFLD-2021-026 and the penalty is revised. O.S.R.C.-3769-18-01(B)(10)&(13) 18-02 18-99 The fine has been paid and purse money returned.***

**MILLER, BRIAN JAY**

**Nfld** on 3/31/2021

**DUNDEE, OH**

**YOB 1996**

FINED: \$1,000  
HORSE DISQUALIFIED, PURSE  
REDISTRIBUTION

**POSITIVE TEST- POST RACE**

Blood sample #887659 collected at Northfield Park on 3/31/21 from the horse Master Malin was found to contain Dexamethasone at a concentration of 103+-5 picograms per milliliter of plasma. This exceeds the Regulatory Threshold of 5 picograms per milliliter adopted by the OSRC. All purse money must be returned for redistribution (\$4,000.00). O.S.R.C.-3769-18-01(B)(10)&(13) 18-02 18-99 The fine has been paid and purse money returned.

**MURPHY, LEANNE**  
PcD on 2/23/2020

**LASVEGAS, NV** **YOB 1973**  
FINED: \$50  
RESTORED TO GOOD STANDING(RES) AS OF  
5/1/2021

**FAILURE TO OBTAIN PROPER LICENSE**

PA Code Title 7-203.11(e) Ms. Murphy has failed to complete her licensing requirements in Pennsylvania for 2020. She is fined \$50.00 and suspended indefinitely starting on 9/20/20 and will remain suspended until she pays her fine and completes her licensing requirements.

***Status as of 5/1/2021 - Subsequent Ruling - PA Title 7-203.11(e) Ms. Murphy has completed her licensing requirements in Pennsylvania and paid her fine. As of 5/1/21 she is restored to good standing.***

**WALTERS, JASON E**  
RcR on 4/21/2021

**HUGHESVILLE, MD** **YOB 1979**  
FINED: \$2,500...**STAYED**  
TRAINING - 90 DAYS, 4/26/2021 THRU  
7/24/2021...**STAYED**

**REFUSAL TO SUBMIT HORSE TO URINE, SALIVA, OR BLOOD TEST**

Jason Walters for being trainer of record on the mare "TANZANITE LOVE" in the 8th race at Rosecroft Raceway on April 21, 2021 did willfully fail to make the mare "TANZANITE LOVE" available for blood test sampling; Failure to allow or cooperate in the taking of a sample, or any act or threat to impede, prevent, or otherwise interfere with the taking of a sample, constitutes a violation of the Commission's laws and regulations and subjects the licensee to other sanctions. Jason Walters has been issued a \$2,500 fine, training suspension of 90 days (4/26/2021-7/24/2021) and the mare "TANZANITE LOVE" shall be placed on the steward's list for 180 days (4/26/2021-10/22/2021). During this suspension, he and all horses trained by him are barred from the grounds, under the jurisdiction of the Maryland Racing Commission. Any transfer of horses during this suspension must be approved by the Judges at Rosecroft Raceway or MRC. COMAR: 09.10.03.10 (P)(Q) COMAR: 09.10.03.09 (E)

***Status as of 4/26/2021 - Stay - Stay granted.***

**PART THREE - WHIPPING VIOLATIONS**

**ALLARD, SIMON**  
PHL on 4/28/2021

**PITTSTON, PA** **YOB 1982**  
FINED: \$200

**OTHER**

PA Code Title 7-205.49(c) Mr. Allard raised his whip above shoulder level and used his whip with more than just wrist and elbow action, around the 3/4 pole, while driving #4, ROCKEYED OPTIMIST, in the 6th race on April 28, 2021 at Harrah's Philadelphia. Mr. Allard is fined \$200 (fines are due within 10 days of ruling). Appeals are due within 10 days

of ruling and must be submitted in writing to: The PA State Horse Racing Commission, 2301 N. Cameron St., Room 304, Harrisburg, PA 17110 ATTN: Anthony Salerno

**ATHEARN, MATTHEW M** **CUMBERLAND, ME** **YOB 1998**

**PRc** on 4/30/2021

**FINED: \$100**

**EXCESSIVE OR INDISCRIMINATE USE OF WHIP**

USTA 18.00 S18.08(l). On 4/30/2021 at PRC, while driving No.2 LATIN KING in Race 10, driver Matthew Athearn was observed excessively whipping his horse in the stretch. 1st offense. As a result Mr. Athearn is hereby fined \$100.00 for the violation. Subsequent violations may result in additional penalties. All fines are due within 48 hours of imposition.

**NAPOLITANO, ANTHONY J** **NESCOPECK, PA** **YOB 1981**

**PcD** on 5/3/2021

**FINED: \$250**

**OTHER**

PA Title 7-205.409(3)(b) While driving #7 Tuff To Be Lindy in race #1 on 5/3/21 he did whip the horse after the finish of the race. He is fined \$250.00 which must be paid by 5/13/21.

**PLUTA, KIM S** **JACKSON, MI** **YOB 1970**

**Nor** on 4/24/2021

**FINED: \$100**

**EXCESSIVE OR INDISCRIMINATE USE OF WHIP**

MGCB Ruling 7323 - While driving #6 PL MCCRACKEN, Mr. Pluta did violate the whipping policy mandated by the MGCB effective 4/06/2018.

**STEVENSON, MICHAEL A** **NEW GLOUCESTER, ME** **YOB 1964**

**PRc** on 4/30/2021

**FINED: \$100**

**WHIPPING OUT OF CONTENTION**

USTA Rule 18.01 S18.08 (i). On 04/30-2021 at PRC while driving No.1 EUPHORIC in Race 3, driver Michael Stevenson did whip his horse after the 1/2 when out of contention. 1st offense. As a result Mr. Stevenson is hereby fined \$100.00. Subsequent violations may result in additional penalties. All fines are due within 48 hours of imposition.

**WIDGER, SAMUEL D** **BEECHER, IL** **YOB 1963**

**HoP** on 4/30/2021

**FINED: \$200**

**INAPPROPRIATE USE OF THE WHIP**

71 IAC 7-3-13(b) While driving in race 7 on 4/30/2021, driver Sam Widger did whip using other than wrist action.

**PART FOUR - MINOR PENALTIES**

**ARMOUR, JAMES THOMAS** **NORTH EAST, MD** **YOB 1949**

**RcR** on 4/28/2021

**FINED: \$100**

**LATE TO THE LASIX/ DETENTION BARN**

<b>CALABRESE, JOHN L</b> M on 4/23/2021 <b>CHANGING COURSE/CAUSING INTERFERENCE</b>	<b>CHESTERFIELD, NJ</b> DRIVING - 3 DAYS, 4/29/2021 THRU 5/1/2021	<b>YOB 1959</b>
<b>CHARTRAND, ALEK R</b> M on 4/24/2021 <b>IMPEDING THE PROGRESS OF ANOTHER HORSE</b>	<b>SARATOGA SPRINGS, NY</b> DRIVING - 3 DAYS, 4/29/2021 THRU 5/1/2021	<b>YOB 1984</b>
<b>CORNELISON, JENNA</b> M on 4/23/2021 <b>FAILURE TO HONOR DECLARATION</b>	<b>SACRAMENTO, CA</b> FINED: \$300	<b>YOB 1985</b>
<b>DALIOUS, BARTON W</b> Har on 5/3/2021 <b>JOSTLE, STRIKE OR HOOK WHEELS</b>	<b>HARRINGTON, DE</b> FINED: \$200 HORSE PLACED 8	<b>YOB 1998</b>
<b>HORSEY, CEBA M</b> Har on 4/28/2021 <b>CHANGING COURSE/CAUSING INTERFERENCE</b>	<b>LAUREL, DE</b> DRIVING - 3 DAYS, 5/10/2021 THRU 5/12/2021	<b>YOB 1976</b>
<b>HUCKABONE, JUSTIN VICTOR</b> MR on 5/4/2021 <b>KICKING A HORSE</b>	<b>UTICA, NY</b> FINED: \$300	<b>YOB 1994</b>
<b>IRVINE, JUSTIN D</b> Nor on 4/24/2021 <b>CHANGING COURSE/CAUSING INTERFERENCE</b>	<b>AURORA, OH</b> FINED: \$100 HORSE PLACED 2	<b>YOB 2001</b>
<b>MALADY, GERALD J</b> Nor on 4/24/2021 <b>INSIDE THE EURO RAIL / PYLON VIOLATION</b>	<b>JACKSON, MI</b> FINED: \$25	<b>YOB 1970</b>
<b>MCELHINEY, SHEENA L</b> PRc on 5/3/2021 <b>LATE TO THE LASIX/ DETENTION BARN</b>	<b>ELLINGTON, CT</b> FINED: \$200	<b>YOB 1983</b>
<b>MELANDER, MARCUS M</b> M on 4/24/2021 <b>LATE DRIVER CHANGE</b>	<b>NEW EGYPT, NJ</b> FINED: \$100	<b>YOB 1992</b>
<b>MILLMAN, KATHY M</b> HoP on 4/22/2021 <b>LEAVING PADDOCK EARLY</b>	<b>LEBANON, OH</b> FINED: \$100	<b>YOB 1966</b>

<b>MONTI, ANDREW</b> Mea on 4/29/2021 <b>CHANGING COURSE/CAUSING INTERFERENCE</b>	<b>DEPEW, NY</b> FINED: \$200	<b>YOB 1994</b>
<b>MOSHER, GARY D</b> Bang on 5/2/2021 <b>FAILURE TO KEEP BOTH FEET IN THE STIRRUPS</b>	<b>BELGRADE LAKES, ME</b> FINED: \$100	<b>YOB 1959</b>
<b>OOSTING, MICHAEL J</b> HoP on 4/30/2021 <b>SLOW QUARTER/HALF</b>	<b>BEECHER, IL</b> FINED: \$100	<b>YOB 1962</b>
<b>PALONE, DAVID M</b> Mea on 4/29/2021 <b>CHANGING COURSE/CAUSING INTERFERENCE</b>	<b>WASHINGTON, PA</b> FINED: \$200	<b>YOB 1962</b>
<b>ROBINSON, JASON M</b> PcD on 5/1/2021 <b>FAILURE TO OBEY THE INSTRUCTIONS OF A RACING OFFICIAL</b>	<b>WASHINGTON, PA</b> FINED: \$100	<b>YOB 1984</b>
<b>ROSENTHAL, IRWIN T</b> PRc on 4/26/2021 <b>LEAVING HORSE UNATTENDED</b>	<b>DANVERS, MA</b> FINED: \$100	<b>YOB 1959</b>
<b>SHEPHERD, PATRICK</b> Nfld on 4/25/2021 <b>FAILURE TO HAVE HORSE PROPERLY EQUIPPED</b>	<b>WATERDOWN, ON</b> FINED: \$200	<b>YOB 1992</b>
<b>SOWERS, MCGWIRE P</b> Bang on 4/25/2021 <b>IMPEDING THE PROGRESS OF ANOTHER HORSE</b> PRc on 4/29/2021	<b>MONTICELLO, NY</b> DRIVING - 3 DAYS, 5/3/2021 THRU 5/5/2021 FINED: \$100 HORSE PLACED 9	<b>YOB 2000</b>
<b>INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK</b>		
<b>STILL, RICK</b> Har on 5/4/2021	<b>CAMDEN WYOMING, DE</b> FINED: \$200 HORSE PLACED 6	<b>YOB 1971</b>
<b>INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK</b>		
<b>SWITZER, KEVIN P JR</b> PRc on 5/3/2021	<b>WATERBORO, ME</b> FINED: \$100 HORSE PLACED 3	<b>YOB 1987</b>
<b>INSIDE THE EURO RAIL / PYLON VIOLATION</b>		

**WINE, TEE**

**PcD** on 5/2/2021

**LATE TO THE LASIX/ DETENTION BARN**

**WILKES-BARRE, PA**

**FINED: \$250**

**YOB 1995**

**WRENN, PETER M**

**HoP** on 5/1/2021

**COMING TO THE GATE OUT OF POSITION**

**CARMEL, IN**

**FINED: \$100**

**YOB 1962**