

FINES AND SUSPENSIONS BULLETIN

Fri, Jul 10 - Thu, Jul 16

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, 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.

BERGERON, EVE

Stga on 2/12/2020

POSITIVE TEST- POST RACE

Eve Bergeron is the trainer of record for her entry MORNING CAM who participated in a qualifying race at Saratoga Gaming on 2/12/2020. A post race positive test found an overage of the medication phenylbutazone. Mrs. Bergeron has been fined \$ 500.00 reduced to \$ 250.00 with a signed waiver of her right to an appeal.

MALTA, NY

FINED: \$250

YOB 1974

HARE, DANIEL J

PHL on 12/11/2019

FAILURE TO OBTAIN PROPER LICENSE

PA Code 58- 203.11(a) 203.11(e) 203.23(b) Failure to complete Pennsylvania license requirements. The penalties are a \$50 fine (fines are due within ten days of ruling) and an indefinite full suspension (beginning December 22, 2019). Appeals are due within ten days of ruling and must be submitted in writing to: The Pennsylvania State Horse Racing Commission, 2301 N. Cameron St., Room 301, Harrisburg, PA 17110 ATTN: Anthony Salerno

Status as of 7/11/2020 - Subsequent Ruling - PA Title 7- 203.11(e) Mr. Hare has completed his licensing requirements and has paid his fine for 2019. As of 7/11/20 he is restored to good standing in Pennsylvania.

ROCHESTER, NY

RESTORED TO GOOD STANDING(RES) AS OF
7/11/2020

YOB 1980

NISONGER, JEFFREY S

Rchwd on 8/31/2019

POSITIVE TEST- POST RACE

Richwood Independent Fair Trainer JEFF NISONGER is hereby fined the sum of five hundred dollars (\$500.00) and issued a fifteen day full suspension from October 7, 2019 through October 21, 2019 for violation of O.S.R.C. Rule 3769-18.01(A)(2), 3769-18-01(B)(1),3769-18-01(B)(15-16-17),3769-18-02 & 3769-18-99. In addition purse money

LEBANON, OH

FINED: \$500
HORSE DISQUALIFIED, PURSE
REDISTRIBUTION

YOB 1981

of twenty five hundred and forty-four dollars (\$2,544.00) must be returned to Richwood Independent Fair. Blood Sample #853033 on the horse T DEGENGOLD tested by the Analytical Toxicology Laboratory at the Ohio Department of Agriculture on September 16, 2019 revealed a presence of Gabapentin, an anticonvulsant. During his suspension Mr. Nisonger is denied the use and privileges of all grounds sanctioned by the OSRC. All horses trained by Mr. Nisonger are suspended and may only be transferred with permission from the judges or the director at the OSRC. If the fine is not paid and purse is not returned to the judges by 10/10/2019 you may be suspended or r

Status as of 5/6/2020 - Subsequent Ruling - Mr. JEFF NISONGER has agreed to a settlement with the Ohio State Racing Commission regarding Case #2019-23. He agrees to pay a \$500.00 fine by March 16, 2020 and return the purse (\$2,544.00) to Richwood Independent Fair by March 16, 2020. O.S.R.C.-3769-18-01(A)(2) 18-01(B)(1), (10)&(13) 18-02 18-99 If the fine is not paid to the judges by 5/22/20 you may be suspended and or license revoked by the commission. If the purse money is not returned by 5/22/20 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.

POLLOCK, JIM J JR
Dela on 9/19/2019

ASHVILLE, OH
FINED: \$500
HORSE DISQUALIFIED, PURSE
REDISTRIBUTION

YOB 1964

POSITIVE TEST- POST RACE

Delaware County Fair Trainer JIM POLLACK JR is hereby fined the sum of five hundred dollars (\$500.00) and issued a fifteen day full suspension from November 1, 2019 through November 15, 2019 for violation of O.S.R.C. Rule 3769-18.01(A)(2), 3769-18-01(B)(1), 3769-18-01(B)(15-16-17), 3769-18-02 & 3769-18-99. In addition purse money of fifty thousand (\$50,000.00) dollars must be returned to Delaware County Fair. Urine Sample #880096 on the horse TWINSBURG tested at the Ohio Department of Agriculture on September 19, 2019 revealed a presence of O-desmethylvenlafaxine, an antidepressant. During his suspension Mr. Pollock Jr is denied the use and privileges of all grounds sanctioned by the OSRC. All horses trained by Mr. Pollock Jr are suspended and may only be transferred with permission from the judges at Dayton Raceway or the executive director at the OSRC. If the fine is not paid and purse is not returned to the judges by 11/15/2019 your license may be suspended or revoked.

Status as of 6/22/2020 - Subsequent Ruling - Mr. JIM POLLOCK JR has agreed to a settlement with the Ohio State Racing Commission regarding Case #2019-23. He agrees to pay a \$500.00 fine by July 10, 2020 and return the purse (\$50,000.00) to Delaware County Fair by July 10, 2020. O.S.R.C.-3769-18-01(A)(2) 18-01(B)(1), (10)&(13) 18-02 18-99 If the fine is not paid to the judges by 7/10/20 you may be suspended and or license revoked by the commission. If the purse money is not returned by 7/10/20 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.

PART THREE - WHIPPING VIOLATIONS

KAKALEY, MATTHEW DON **MOUNTAIN TOP, PA** **YOB 1988**
PHL on 7/10/2020 **FINED: \$250**

FAILURE TO KEEP A LINE IN EACH HAND

PA Code Title 7- 205.409(b) Mr. Kakaley used his whip in a one-handed fashion, in the stretch, while driving #2, TELL THEM LOU, in the 8th race on July 10, 2020 at Harrah`s Philadelphia. Mr. Kakaley is fined \$250 (fines are due within ten days of ruling) and has waived his hearing/appeal rights.

POLISENO, JOSEPH **PITTSTON, PA** **YOB 1963**
PHL on 7/3/2020 **FINED: \$250**

DRIVING - 3 DAYS, 7/10/2020 THRU 7/12/2020

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

PA Code Title 7- 205.409(c) Mr. Polisenno used his whip in an excessive manner during the stretch drive while driving #7, CAJOLE HANOVER, in the 9th race on July 3, 2020 at Harrah`s Philadelphia. Mr. Polisenno is issued a \$250 fine (fines are due within ten days of ruling) and a three day suspension (July 10,11,12,2020) from driving in overnight events. Appeals are due within ten 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

SMITH, JEREMY R **WASHINGTON CH, OH** **YOB 1980**
ScD on 7/1/2020 **FINED: \$300**

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

Scioto Downs Driver JEREMY SMITH is hereby fined the sum of three hundred dollars (\$300.00) for a violation of the whipping rule - Ohio State Racing Commission Rule 3769-17-17.(L). While driving SARA JANE in the fifteenth race on July 1, 2020 at Scioto Downs, Mr. Smith did uae his whip in an indiscriminate manner by continuously whipping his horse near the finish line when his horse was clearly second best. If the fine is not paid to the judges by 7/21/2020 you may be suspended and or license revoked by the OSRC

STALBAUM, LARRY D **MATAMORAS, PA** **YOB 1963**
Stga on 7/9/2020 **FINED: \$100**

USING THE WHIP IN UNCONVENTIONAL MANNER

While driving # 2 MORE MORE MORE at Saratoga Gaming on 7/9/20 in race # 5 Mr. Stalbaum did use his whip outside the confines of the sulky shaft which is in clear violation of NYSGC rule # 4117.8 {C} 3 in deep stretch. He has been fined \$ 100.00 for this infraction. Any more violations in this area will result in a higher penalty or suspension.

PART FOUR - MINOR PENALTIES

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| ALAGNA, TONY P PHL on 7/9/2020 WARMING UP BEFORE PRE-RACE BLOOD TEST | MANALAPAN, NJ FINED: \$500 | YOB 1972 |
| BEATTIE, JASON R ScD on 7/1/2020 CHANGING COURSE/CAUSING INTERFERENCE | OREGONIA, OH FINED: \$200 | YOB 1972 |
| CUMMINGS, KYLE C BR on 7/11/2020 FAILURE TO PARTICIPATE IN THE POST PARADE | HAMBURG, NY FINED: \$50 | YOB 2000 |
| DAVIS, ERIC E OD on 7/15/2020 LATE TO THE LASIX/ DETENTION BARN | HARTLY, DE FINED: \$100 | YOB 1996 |
| DAVIS, RICHARD A Aces on 7/14/2020 DELAYING THE START | MARSHFIELD, WI | YOB 1953 |
| DE LONG, JOHN J HoP on 7/9/2020 INSIDE THE EURO RAIL / PYLON VIOLATION | ANDERSON, IN FINED: \$100 HORSE PLACED 2 | YOB 1989 |
| DI DOMENICO, SCOTT D PcD on 7/8/2020 NO VACCINATION / COGGINS / HEALTH CERTIFICATE | JAMESBURG, NJ FINED: \$100 | YOB 1982 |
| HAIMES, TERRY M HoP on 7/7/2020 USE THIS FOR TRAINER CHANGE | STURGIS, MS FINED: \$200 | YOB 1946 |
| HARMON, DONALD D Aces on 6/20/2020 OTHER | JACKSON, MI | YOB 1966 |
| IRVINE, JUSTIN D Nfld on 7/8/2020 INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK | AURORA, OH FINED: \$350 HORSE PLACED 9 | YOB 2001 |
| MALONE, AMANDA B OD on 7/10/2020 LATE TO THE LASIX/ DETENTION BARN | MILLSBORO, DE FINED: \$100 | YOB 1995 |

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| MILLER, BRETT A Nfld on 7/3/2020 INSIDE THE EURO RAIL / PYLON VIOLATION | BLACKLICK, OH FINED: \$100 | YOB 1973 |
| MONGIELLO, BRANDON L OD on 7/9/2020 LATE TO THE LASIX/ DETENTION BARN | MANALAPAN, NJ FINED: \$100 | YOB 1992 |
| OGLESBY, CLYDE L JR OD on 7/15/2020 LATE TO THE LASIX/ DETENTION BARN | DELMAR, MD FINED: \$100 | YOB 1955 |
| PAGE, CHRIS L Nfld on 7/6/2020 IMPEDING THE PROGRESS OF ANOTHER HORSE | MT VERNON, OH FINED: \$200 HORSE PLACED 5 | YOB 1983 |
| PETRELLI, FRANK Haw on 7/4/2020 INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK | BLOOMINGBURG, NY FINED: \$200 | YOB 1971 |
| PORTER, JAMES TRAE Har on 7/14/2020 JOSTLE, STRIKE OR HOOK WHEELS | SMYRNA, DE FINED: \$200 HORSE PLACED 8 | YOB 2001 |
| RHOADES, WILLIAM Mea on 7/7/2020 NO VACCINATION / COGGINS / HEALTH CERTIFICATE | NORTHFIELD, OH FINED: \$100 | YOB 1987 |
| ROGERS, JOHN J Aces on 7/14/2020 DELAYING THE POST PARADE | FOREST LAKE, MN FINED: \$50 | YOB 1948 |
| ROLAND, DANIEL G Aces on 7/14/2020 HORSE LATE TO THE PADDOCK | GRINNELL, IA FINED: \$100 | YOB 1970 |
| RUIZ, MATIAS S PcD on 7/14/2020 LATE DRIVER CHANGE | WINDGAP, PA FINED: \$200 | YOB 1958 |
| SHORT, ADAM B ScD on 7/4/2020 LATE DRIVER CHANGE | XENIA, OH FINED: \$200 | YOB 1987 |

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| SMITH, JEREMY R ScD on 7/3/2020 INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK | WASHINGTON CH, OH FINED: \$350 | YOB 1980 |
| STOCKWELL, SUE Nfld on 7/9/2020 OTHER | JEFFERSON, OH FINED: \$250 | YOB 1961 |
| TETRICK, TIM A DD on 1/30/2020 INSIDE THE EURO RAIL / PYLON VIOLATION | WOOLWICH TWP, NJ FINED: \$100 | YOB 1981 |
| WIDGER, SAMUEL D HoP on 7/8/2020 IMPEDING THE PROGRESS OF ANOTHER HORSE | BEECHER, IL FINED: \$200 | YOB 1963 |