

FINES AND SUSPENSIONS BULLETIN

Fri, Apr 7 - Thu, Apr 13

PART ONE

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

YODER, JOSEPH A
USTA on 7/26/2022

MILLERSBURG, OH **YOB 2003**
RESTORED TO GOOD STANDING(RES) AS OF
4/11/2023

USTA MEMBERSHIP ACTION

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

Status as of 4/11/2023 - 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, 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.

BLYSTONE, SAMANTHA J
PSHRC on 4/4/2023

CARNEGIE, PA **YOB 1994**
DENIAL(DEN) AS OF 3/23/2023

OTHER

RULING# 23003C On March 23, 2023, the Pennsylvania State Horse Racing Commission, Bureau of Standardbred Horse Racing ("Commission"), received a license application from Samantha J. Blystone seeking to be licensed as a Groom. In accordance with Section 9323 (g.1) of the Race Horse Industry Reform Act (3 Pa.C.S. § 9323 (g.1)), the Commission hereby DENIES Ms. Blystone's license application for the following reasons: Applicant is denied due to her conviction of any violation or attempt to violate any law, rule or regulation of horse racing in any jurisdiction. Applicant is denied due to violating a rule, regulation or order of the Commission. Applicant is denied due to her failure to demonstrate by clear and convincing evidence that she is a person of good character, honesty and integrity. Applicant is denied due to being a person whose prior activities, reputation, habits, and associations pose a threat to the public interest or the effective control and regulation of horse racing. Applicant is denied due to being a person whose prior activities, reputation, habits, and associations create or enhance the danger of unsuitable, unfair, or illegal practices, methods and activities in the conduct of horse racing or the carrying on of the business and financial arrangements incidental to the conduct of horse racing. To the extent this denial is based on pending criminal charges against Applicant for her role in an alleged criminal scheme of artifice involving the horse racing industry, the applicant may reapply if and when those charges are resolved.

DEPIETRO, ANN L
Fhld on 11/28/2020

CREAM RIDGE, NJ **YOB 1966**
FINED: \$500
FULL - 15 DAYS, 4/12/2021 THRU 4/26/2021

HORSE DISQUALIFIED, PURSE
REDISTRIBUTION

OTHER

Ann Depietro was the programmed trainer of the horse "Shaving Mug" when he raced in the eleventh race at Freehold Raceway on November 28, 2020. Following this race, "Shaving Mug" was required to submit a urine sample for analysis. A report from ALS Group, USA laboratories identified the presence of the drug Dextrorphan. As a result, Ms. Depietro is issued a full suspension of her New Jersey Racing Commission license for a period of fifteen (15) days and fined the sum of five-hundred (\$500.00) dollars. Said suspension shall begin on April 12, 2021 and run through April 26, 2021 inclusive. During the period of suspension, Ms. Depietro is denied access to all grounds that are under the jurisdiction of the New Jersey Racing Commission for any and all purposes. Consistent with N.J.A.C. 13:71-23.7, the horse "Shaving Mug" is disqualified from sharing in all purse monies earned on November 28, 2020. MMV points incurred: 2 points Violation of N.J.A.C. 13:71-23.1 (a) (b) Violation of

Status as of 4/13/2023 - Subsequent Ruling - By Ruling No. 21FRE37, dated March 24, 2021, the Board of Judges found trainer Ann DePietro to be in violation of N.J.A.C. 13:71-23.1(a)(b), N.J.A.C. 13:71-23.6(a)(b)(c)(d), and N.J.A.C. 13:71-23.7(a)(b)(c)(d) in connection with a post-race positive test result revealing the presence of Dextrorphan in the horse "SHAVING MUG" after the 11th race at Freehold Raceway on November 28, 2020. The Board of Judges imposed a 15-day suspension, \$500 fine, 2 Multiple Medication Violation points and disqualified the horse from sharing in all purse monies. Ms. DePietro appealed the decision of the Board of Judges and requested a stay of the penalties. By ruling 21TRH7, dated April 9, 2021, a stay was granted and the matter was transmitted to the Office of Administrative Law for a de novo hearing as a contested case. As a result of an agreed upon disposition of the appeal, trainer Ann DePietro is hereby suspended for 20 days and will receive 1 Multiple Medication Violation point. Said suspension will be served from May 12, 2023, through and including May 31, 2023. The horse "SHAVING MUG" is hereby disqualified from sharing in the purse from the 11th race on November 28, 2020. The Horsemen's Bookkeeper is hereby ordered to redistribute the purse monies from the 11th race on November 28, 2020 at Freehold Raceway accordingly. During the period of suspension, Ann DePietro is denied access to all grounds that are under the jurisdiction of the New Jersey Racing Commission for any and all purposes. Related rulings: 21FRE37, dated March 24, 2021 and 21TRH7, dated April 9, 2021

HUBBLE, COLBY D
RcR on 3/23/2023

IJAMSVILLE, MD
FINED: \$500
HORSE DISQUALIFIED - PLACED 8, PURSE
REDISTRIBUTION

YOB 1964

POSITIVE TEST- POST RACE

Trainer Colby Hubble, for being the trainer of record on sample #E538390 taken from CRYSTAL BEACH in the 7th race on March 23rd, 2023 at Rosecroft Raceway, was found to contain the drug Flunixin, at a concentration of 12.20 ng/mL. The ARCI threshold for this

medication is 5 ng/mL. As a result, Hubble is fined \$500.00, and must forfeit all purse monies. CRYSTAL BEACH finished 1st and was placed eighth. All fines are due within 10 days of ruling, and all purse monies must be returned within 72 hours of this issuance. COMAR: 09.10.03.04B. 1/2 multiple medication violation (MMV) point assessed.

MOORE, AARON CHRIS

Haw on 9/4/2021

ASHLAND, KY

RESTORED TO GOOD STANDING(RES) AS OF
4/6/2023

YOB 1971

FAILURE TO OBTAIN PROPER LICENSE

suspend- failure to submit permanent application

Status as of 4/6/2023 - Subsequent Ruling - Having submitted required 2021 license application documents, owner Aaron Moore is hereby restored to good standing in the state of Illinois.

PACHECO, CRISTIAN

HoP on 3/27/2023

ANDERSON, IN

FINED: \$500
PROBATIONARY(PRO) AS OF 4/6/2023

YOB 1995

ANY ACT OF CRUELTY TO A HORSE

71 IAC 5-14-(b)(9) While in barn 10 at Hoosier Park on the morning of March 27, 2023, groom Cristian Pacheco was observed on video acting inappropriately when attempting to return a horse to it's stall. Mr. Pacheco appeared before the judges on April 5, 2023 for a hearing regarding this incident. For violation of Indiana Horse Racing Commission rules Mr. Pacheco is fined \$500.00 which is due 7 days from the date of this ruling. He is also placed on probation for the remainder of 2023.

PECK, GREGORY B

M on 4/6/2023

NEWTOWN, PA

INDEFINITE SUSPENSION(IND) AS OF 4/7/2023

YOB 1964

FAILURE TO APPEAR FOR A HEARING

New Jersey Racing Commission ("NJRC") licensee, Greg Peck, was scheduled to appear at a hearing before the Board of Judges at the Meadowlands Racetrack on April 6, 2023 at 1:00 PM. The purpose of this hearing was to accept evidence and testimony relating to the allegations that Mr. Peck failed to cooperate with an ongoing investigation conducted by the NJRC, actions which are in possible violation of N.J.A.C. 13:71-7.29(a)1,13, N.J.A.C. 13:71-23.12 , N.J.A.C. 13:71-26.7 and N.J.A.C. 13:71-7.32 (a) 1, 3. Having failed to appear at the April 6, 2023 hearing, the Board of Judges hereby order a full suspension of any and all NJRC licenses issued to Greg Peck, effective immediately as of today, April 7, 2023. This suspension shall continue through such time that Mr. Peck does appear and participate at a hearing relating to the allegations that he failed to cooperate with an ongoing investigation conducted by the NJRC, actions which are in possible violation of NJRC rules including: N.J.A.C. 13:71-7.29(a)1,13 N.J.A.C. 13:71-23.12 N.J.A.C. 13:71-26.7 N.J.A.C 13:71-7.32 (a) 1, 3

ROBINSON, STEVEN WALTER

HARTLY, DE

YOB 1964

RcR on 3/30/2023

FINED: \$1,000
FULL - 30 DAYS, 4/14/2023 THRU 5/13/2023
HORSE DISQUALIFIED - PLACED 8, PURSE
REDISTRIBUTION

POSITIVE TEST- PRE RACE

Trainer Steve Robinson, for being trainer of record on sample #E506099 taken on March 30th, 2023 at Rosecroft Raceway, was found to contain a Total Carbon Dioxide (TCO2) concentration of 43.34+-2.55 mmol/L. As a result, Robinson is fined \$1000.00, and must return all purse monies. Robinson will also be issued a full suspension from April 14th, 2023 through May 13th, 2023. During this suspension, he and all horses trained and/or owned by him are barred from the grounds, under jurisdiction of the Maryland Racing Commission. Additionally, CRUSH HANOVER finished first and is placed eighth, and is placed on the stewards list from April 14th, 2023 through May 13th, 2023 as well. All purse monies must be returned within 72 hours of this issuance, and all fines are due within 10 days of ruling. COMAR: 09.10.02 Addendum A-11 "Four Multiple Medication Violation(MMV) points assessed."

PART THREE - WHIPPING VIOLATIONS

BOURGAULT, FREDERICK

MR on 4/10/2023

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

SCOTT, QC

FINED: \$100

YOB 1998

CURTIN, PATRICK M

PRC on 4/10/2023

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

USTA Rule 18.00 S18.08 S18.08 (b)8 (c)3. On 04/10/2023 at PRC while driving No.2 CHECKPOINT CHATTER in Race 8, licensee as driver Patrick Curtin did whip his horse in the stretch in and exaggerated and excessive manner while using other than wrist and elbow action. As a result of the violation Mr. Curtin is hereby fined \$250.00. In addition Mr. Curtin is suspended from driving only for a period of one day 04/13/2023. (1st offense). Subsequent whipping violations will result in additional penalties and days. All fines are due within 48 hours of imposition.

WINCHENDON, MA

FINED: \$250

DRIVING - 1 DAY, 4/13/2023 THRU 4/13/2023

YOB 1981

ROSS, JORDAN M

HoP on 4/1/2023

INAPPROPRIATE USE OF THE WHIP

71 IAC 7-3-13(d)(5) While driving No. 7 FASHION BABY in race 8 on 4/1/2023 at Hoosier Park driver Jordan Ross did cause welts while whipping the horse. Mr. Ross is fined \$200.00 which is due within 7 days of this ruling. *Penalty was mitigated because Mr. Ross was within the IHRC whipping guidelines.*

COVINGTON, TN

FINED: \$200

YOB 1997

PART FOUR - MINOR PENALTIES

| | | |
|--|--|-----------------|
| ATHEARN, MATTHEW M Stga on 4/4/2023 KICKING A HORSE | CUMBERLAND, ME FINED: \$250 DRIVING - 1 DAY, 4/16/2023 THRU 4/16/2023 | YOB 1998 |
| BECKWITH, JOHN M PRc on 4/10/2023 SLOW QUARTER/HALF | MILLINOCKET, ME FINED: \$100 | YOB 1956 |
| BONGIORNO, JOSEPH R M on 3/25/2023 CHANGING COURSE/CAUSING INTERFERENCE | MONROE, NJ FINED: \$500 | YOB 1993 |
| BREWER, JASON J PcD on 4/10/2023 LEAVING HORSE UNATTENDED | MORAIN, OH FINED: \$200 | YOB 1978 |
| BYLER, ANDREW B YR on 4/6/2023 LATE DRIVER CHANGE | SARATOGA SPRINGS, NY FINED: \$100 | YOB 1950 |
| CALLAHAN, COREY PHL on 4/6/2023 FAILURE TO KEEP BOTH FEET IN THE STIRRUPS PHL on 4/6/2023 FAILURE TO KEEP BOTH FEET IN THE STIRRUPS | MIDDLETOWN, DE FINED: \$200 FINED: \$200 | YOB 1978 |
| CARTER, WILLIAM D Wdstk on 4/9/2023 CHANGING COURSE/CAUSING INTERFERENCE | PHILADELPHIA, PA FINED: \$150 HORSE PLACED 4 | YOB 1971 |
| CORNELISON, JENNA PHL on 3/28/2023 NO VACCINATION / COGGINS / HEALTH CERTIFICATE | BELMAR, NJ FINED: \$200 | YOB 1985 |
| CUSHING, MITCHELL D PRc on 4/10/2023 SLOW QUARTER/HALF | ORIENT, OH FINED: \$100 | YOB 1998 |
| DAVIS, BILLY J JR Nfld on 4/10/2023 | GUELPH, ON FINED: \$200 HORSE PLACED 5 | YOB 1986 |

CHANGING COURSE/CAUSING INTERFERENCE

| | | |
|--|--|-----------------|
| DENSON, JAMAAL D Wdstk on 4/8/2023 CHANGING COURSE/CAUSING INTERFERENCE | MADISON, MS FINED: \$150 | YOB 1996 |
| ENGBLOM, HELENE M on 3/25/2023 FAILURE TO WEAR/SECURE HELMET | EAST WINDSOR, NJ FINED: \$100 | YOB 1975 |
| FERGUSON, BRAD K HoP on 3/31/2023 SMOKING | ANDERSON, IN FINED: \$50 | YOB 1985 |
| FERRARI, LARRY H Nfld on 4/10/2023 HORSE LATE TO THE Paddock | MACEDONIA, OH FINED: \$300 | YOB 1965 |
| GLASSER, DAVID M on 3/31/2023 FAILURE TO KEEP BOTH FEET IN THE STIRRUPS | RANDOLPH, NJ FINED: \$100 | YOB 1966 |
| HARMON, ROBERT W MR on 4/13/2023 FAILURE TO HONOR DECLARATION | MILFORD, PA FINED: \$250 | YOB 1969 |
| HOWARD, MARK R DD on 2/28/2019 OTHER | FEDERALSBURG, MD RESTORED TO GOOD STANDING(RES) AS OF 4/11/2023 | YOB 1978 |
| HUDSON, LANCE H PHL on 4/2/2023 FAILURE TO HONOR DECLARATION | HUGUENOT, NY FINED: \$500 | YOB 1971 |
| KASH, KEITH J JR Nfld on 3/21/2023 NO VACCINATION / COGGINS / HEALTH CERTIFICATE | MEDINA, OH FINED: \$300 | YOB 1979 |
| MILLER, URIAH H Nfld on 4/2/2023 FAILURE TO DRIVE WHEN PROGRAMMED | NORTHFIELD, OH FINED: \$100 | YOB 2000 |
| MOLLOR, ERIC C PHL on 4/6/2023 | WILKES BARRE, PA FINED: \$200 | YOB 1961 |

NO VACCINATION / COGGINS / HEALTH CERTIFICATE

| | | |
|--|--|-----------------|
| MONACO, MARIANNA C Fhld on 3/31/2023 FAILURE TO HAVE HORSE PROPERLY EQUIPPED | POUGHQUAG, NY FINED: \$100 | YOB 1995 |
| MULLET, MEL N CaIX on 4/7/2023 FAILURE TO COME UP/STAY IN POSITION | EMERALD, WI FINED: \$50 | YOB 1994 |
| PETRELLI, CHRISTOPHER A Stga on 4/3/2023 FAILURE TO HONOR DECLARATION | MONTICELLO, NY FINED: \$250 | YOB 1999 |
| PLANO, LUKE CaIX on 4/2/2023 FAILURE TO KEEP BOTH FEET IN THE STIRRUPS | SACRAMENTO, CA FINED: \$250 | YOB 1980 |
| SILVESTRI, RALPH R III MR on 4/6/2023 CHANGING COURSE/CAUSING INTERFERENCE | PEMBERTON, NJ DRIVING - 3 DAYS, 4/15/2023 THRU 4/17/2023 HORSE PLACED 8 | YOB 1989 |
| SMITH, JEREMY R MVR on 4/11/2023 LATE FOR THE BREATH ANALYZER TEST | WASHINGTON CH, OH FINED: \$100 | YOB 1980 |
| TAYLOR, ROBERT S HoP on 4/5/2023 FAILURE TO DRIVE WHEN PROGRAMMED | MIDDLETOWN, IN FINED: \$100 | YOB 1982 |
| WILFONG, KYLE J HoP on 4/7/2023 PASSING LANE VIOLATION | ANDERSON, IN FINED: \$200 HORSE PLACED 3 | YOB 1991 |
| WILLABUS, TERESA R PcD on 4/9/2023 NO VACCINATION / COGGINS / HEALTH CERTIFICATE | CHURCH HILL, MD FINED: \$100 | YOB 1960 |