FINES AND SUSPENSIONS BULLETIN

Fri, Apr 14 - Thu, Apr 20

PART ONE

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

ROSS, ALLEN S

USTA on 4/18/2023

AKRON, OH

YOB 1959 INDEFINITE SUSPENSION(IND) AS OF 4/18/2023

USTA MEMBERSHIP ACTION

Indefinite suspension for violation of Rule 20, Section 9 - financial responsibility to the USTA.

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.

BUFORD, ARCHIE N

Wdstk on 4/2/2023

TERRY, MS FINED: \$500 HORSE DISQUALIFIED, PURSE REDISTRIBUTION

YOB 1986

POSITIVE TEST- POST RACE

Trainer Archie Buford, for being the trainer of record on sample #E603245 taken from IDEAL BIG GUY in the 7th race on April 2nd, 2023 at Shenandoah Downs, was found to contain the drug Methocarbamol at a concentration of 3.13 +- 0.17 ng/mL. The ARCI threshold for this drug is 1 ng/mL. As a result, Buford is fined \$500.00 and must return all purse monies. Additionally, IDEAL BIG GUY is disgualified, finishing 2nd placed 6th. All purse monies must be returned within 72 hours of this issuance, and all fines are due within 10 days of the ruling. 11VAC10-180-60-4. 1/2 Multiple Medication Violation (MMV) points assessed.

COLLINS, JANET L YR on 4/17/2023	BELLE VERNON, PA FINED: \$500	YOB 1971
FAILURE TO OBTAIN PROPER LIC	ENSE	
CROFTCHECK, KAREN YR on 4/17/2023 FAILURE TO OBTAIN PROPER LIC	GRINDSTONE, PA FINED: \$500 ENSE	YOB 1966
CROFTCHECK, SCOTT YR on 4/17/2023 FAILURE TO OBTAIN PROPER LIC	GRINDSTONE, PA FINED: \$500 ENSE	YOB 1967
DALEY, NOEL M	CHESTERFIELD, NJ	YOB 1961

M on 3/31/2023 FAILURE TO OBTAIN PROPER LICENSE

Trainer Noel Daley is hereby fined the sum of one hundred (\$100.00) dollars. Mr. Daley did employ an individual in the capacity of Stable Employee in the paddock at the Meadowlands Racetrack on March 31, 2023 while that individual was not licensed by the New Jersey Racing Commission. Mr. Daleys` employment of a caretaker who is not licensed by the New Jersey Racing Commission while on the grounds of a facility licensed by and under the jurisdiction of the New Jersey Racing Commission is in direct Violation of N.J.A.C 13:71-7.26(d), which states: It shall be the responsibility of the trainer to insure that only individuals licensed by the New Jersey Racing Commission are employed in any capacity of caretaker, groom or other attendant with respect to the care-custody and training of such horse. The payment of the fine associated with this ruling must be received by the New Jerey Racing Commission on or before on or before May 11, 2023.

GOLDIN, ALEXANDRA

NEW EGYPT, NJ FINED: \$1,000

YOB 1991

M on 9/25/2020

FULL - 30 DAYS, 5/12/2023 THRU 6/10/2023

POSITIVE TEST- POST RACE

By Amended Ruling No. 21MDH80, dated November 12, 2021, trainer Alexandra Goldin was issued a 30-day suspension, \$1,000 fine, disqualification of the horse "CHEYENNE RYAN LEE", loss of purse and 1 Multiple Medication Violation points for violation of N.J.A.C. 13:71-23.1, N.J.A.C. 13:71-23.6, and N.J.A.C. 13:71-23.8 in connection with postrace positive test results revealing the presence of Phenylbutazone and Flunixin in the horse "CHEYENNE RYAN LEE" after the 5th race on September 25, 2020 and after the 8th race on October 31, 2020 at the Meadowlands Racetrack. Ms. Goldin appealed the decision of the Board of Judges and requested a stay of the penalties. By Ruling No. 21TRH33, dated December 1, 2021, a stay was granted and the matter was transmitted to the Office of Administrative Law ("OAL") as a contested case. On February 1, 2023, Administrative Law Judge Joann Candido ("ALJ") issued an initial decision, which affirmed the determination of the Board of Judges regarding the rules violated and the penalties imposed. At its March 22, 2023 meeting, the New Jersey Racing Commission determined to adopt the initial decision. Having adopted the initial decision, the penalties issued in Ruling No. 21MDH80 are reinstated. Alexandra Golden is hereby suspended from May 12, 2023 through and including June 10, 2023. Payment of the fine is due on or before June 10, 2023. The Horsemen's Bookkeeper is hereby ordered to redistribute the purse monies from the 5th race on September 25, 2020 and the 8th race on October 31, 2020 at the Meadowlands Racetrack accordingly. During the period of suspension, Alexandra Golden is denied access to all grounds that are under the jurisdiction of the New Jersey Racing Commission for any and all purposes. Related rulings: 21MDH80, dated November 12, 2021 (Amended) and 21TRH33, dated December 1, 2021

MELANDER, MARCUS M	NEW EGYPT, NJ	YOB 1992
M on 3/11/2023	FINED: \$100	
FAILURE TO OBTAIN PROPE	ER LICENSE	

FINED: \$100

Trainer Marcus Melander is hereby fined the sum of one hundred (\$100.00) dollars. Mr. Melander did employ an individual in the capacity of Stable Employee in the paddock at the Meadowlands Racetrack on March 11, 2023 while that individual was not licensed by the New Jersey Racing Commission. Mr. Melanders` employment of a caretaker who is not licensed by the New Jersey Racing Commission while on the grounds of a facility licensed by and under the jurisdiction of the New Jersey Racing Commission is in direct Violation of N.J.A.C 13:71-7.26(d), which states: It shall be the responsibility of the trainer to insure that only individuals licensed by the New Jersey Racing Commission are employed in any capacity of caretaker, groom or other attendant with respect to the care-custody and training of such horse. The payment of the fine associated with this ruling must be received by the New Jersey Racing Commission on or before on or before May 11, 2023. **M** on 3/31/2023 FINED: \$100

FAILURE TO OBTAIN PROPER LICENSE

Trainer Marcus Melander is hereby fined the sum of one hundred (\$100.00) dollars. Mr. Melander did employ an individual in the capacity of Stable Employee in the paddock at the Meadowlands Racetrack on March 31, 2023 while that individual was not licensed by the New Jersey Racing Commission. Mr. Melanders` employment of a caretaker who is not licensed by the New Jersey Racing Commission while on the grounds of a facility licensed by and under the jurisdiction of the New Jersey Racing Commission is in direct Violation of N.J.A.C 13:71-7.26(d), which states: It shall be the responsibility of the trainer to insure that only individuals licensed by the New Jersey Racing Commission are employed in any capacity of caretaker, groom or other attendant with respect to the care-custody and training of such horse. The payment of the fine associated with this ruling must be received by the New Jersey Racing Commission on or before on or before May 11, 2023.

POLISENO, JOSEPH

PITTSTON, PA

YOB 1963

PHL on 11/3/2022 FINED: \$250

CONDUCT DETRIMENTAL TO THE BEST INTEREST OF HORSE RACING

PA Code Title 7-205.501(14) 205.456 205.401(2) Mr. Poliseno drove #5, COCKTAIL FASHION, in the 11th race on November 3, 2022 at Harrah's Philadelphia. At the head of the stretch, Mr. Poliseno engaged in conduct that was un-sportsmanlike, detrimental, and injurious to the sport by elbowing a trailing horse, in the head, at least two times. Mr. Poliseno is fined \$250 (fines are due within ten days of ruling) and issued a five day (November 25,26,27,28, & 29, 2022) suspension from driving in overnight events. Appeals are due within ten days of ruling and must be submitted in writing (accompanied by a \$750 bond) to: The PA State Horse Racing Commission, 2301 N. Cameron St., Room 304, Harrisburg, PA 17110 ATTN: Anthony Salerno

Status as of 4/20/2023 - Subsequent Ruling - RULING #23005C The Pennsylvania State Horse Racing Commission, Bureau of Standardbred Horse Racing has received written notification that Joseph Poliseno has withdrawn his appeal of the Harrah's Philadelphia Board of Judges Ruling No. 22098CD. In consideration of the withdrawal of his appeal, Ruling No. 22098CD is hereby modified as follows: Mr. Poliseno shall pay the originally imposed \$250 fine which is due no later than April *30, 2023. The 5-day driving suspension issued by the Board of Judges is hereby rescinded. The \$750 appeal bond shall be returned.*

ROBERTS, MEGAN R

RcR on 3/30/2023

HENDERSON, MD YOB 1983 FINED: \$500 HORSE DISQUALIFIED - PLACED 9, PURSE REDISTRIBUTION

POSITIVE TEST- POST RACE

Trainer Megan Roberts, for being the trainer of record on sample #E538422 taken from CENTURY HEFNER in the 4th race on March 30th, 2023 at Rosecroft Raceway, was found to contain the drug Triamcinolone Acetonide, at a concentration of 139.00 +-20.64 pg/mL. The ARCI threshold for this drug is 100 pg/mL. As a result, Roberts is fined \$500.00 and must forfeit all purse monies. CENTURY HEFNER is disqualified, finishing 1st and was placed last. All fines are due within 10 days of the 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) points assessed.

SHAY, TOM R

Fhld on 11/11/2022

TOMS RIVER, NJ

YOB 1964

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

POSITIVE TEST- POST RACE

As a result of the administrative hearing conducted on April 6, 2023 the Board of Judges has determined that; NJRC licensee, Tom Shay was the programmed trainer of the horse BAD MEDICINE when it competed in the 4th race at Freehold Raceway on Friday, November 11, 2022; BAD MEDICINE finished 2nd in the race; Following its performance BAD MEDICINE was selected to submit blood and urine samples for analysis; The urine sample collected identified the presence of the prohibited substance Benzoylecgonine; The presence of Benzoylecgonine is in direct violation of NJRC rule N.J.A.C. 13:71-23.1; Mr. Shay per N.J.A.C. 13:71-23.4(d) requested a split sample of the post-race urine sample collected be sent to Texas A&M Veterinary Diagnostic Laboratory. The lab at Texas A&M Diagnostic Laboratory confirmed the presence of Benzoylecgonine in the sample. As a trainer licensed by the NJRC, Mr. Shay; is the absolute insurer of and responsible for the condition of a horse within his care and custody; shall not enter or start a horse that has in its body any drug or substance foreign to the natural horse; has the duty to be familiar with medication rules of the Commission and with any drug or substance foreign the natural horse administered to said horse at his direction or while in his custody and care; As a result of the positive post-race urine analysis, Mr. Shay is in violation of N.J.A.C. 13:71-23.6(a)(b)(c)(d) and N.J.A.C. 13.71-23.4(d). Mr. Shay is fined the sum of \$1000.00 which must be received by the NJRC on or before May 15, 2023. Mitigating circumstances were used in the deliberation of this penalty. Consistent with N.J.A.C. 1 BAD MEDICINE is hereby disqualified from sharing in the purse from the 4th race on Friday November 11, 2022. The purse is hereby ordered to be redistributed among the remaining finishers. In

addition to the penalty issued, 4 Multiple Medication Violation (MMV) points as recommended ARCI shall be assigned as a result of this Class B violation.

SVRCEK, TOM

YR on 4/17/2023

BELLE VERNON, PA FINED: \$500

FAILURE TO OBTAIN PROPER LICENSE

PART THREE - WHIPPING VIOLATIONS

ALLARD, SIMON

GILBERTSVILLE, PA FINED: \$200

YOB 1982

PHL on 4/16/2023

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

PA Code Title 7-205.409(c) Mr. Allard raised his whipping arm above shoulder height while driving #3, RIVER NESS, in the 9th race on April 16, 2023 at Harrah`s Philadelphia. Mr. Allard is fined \$200 (fines are due within ten days of ruling). Appeals are due within ten days of ruling and must be submitted in writing (accompanied by a \$750 bond) to: The PA State Horse Racing Commission, 2301 N. Cameron St., Room 304, Harrisburg, PA 17110 **ATTN: Anthony Salerno**

COLE, MICHAEL C **PHL** on 4/14/2023

CAMDEN, DE

FINED: \$200

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

PA Code Title 7-205.409(c) Mr. Cole raised his whipping arm above shoulder height while driving #8, LAST GUNFIGHTER, in the 11th race on April 14,2023 at Harrah's Philadelphia. Mr. Cole is fined \$200 (fines are due within ten days of ruling). Appeals are due within ten days of ruling and must be submitted in writing(accompanied by a \$750 Bond) to : The PA State Horse Racing Commission, 2301 N. Cameron St. Room 304, Harrisburg, Pa 17110 ATTN: Anthony Salerno

CUSHING, RONALD L

ALBION, ME

YOB 1964

PRc on 4/17/2023

FINED: \$250 DRIVING - 1 DAY, 4/27/2023 THRU 4/27/2023

INAPPROPRIATE USE OF THE WHIP

USTA Rule 18.00 S18.08 (b)8 (c)3. 2023 Penn Gaming Horsemen's Rule Guide. On 04/17/2023 at PRC while driving No.1 NEWSY N in Race 8, licensee as driver Ronald Cushing did whip his horse in the stretch in an exaggerated manner, while using other than wrist and elbow action. As a result of the violation Mr. Cushing is hereby fined \$250.00. In addition Mr. Cushing is suspended from driving only for one day, 04/27/2023. (1st offense). Subsequent whipping violations will result in additional fines and days. All fines are due within 48 hours of imposition.

PANTALEANO, JAMES R

CANONSBURG, PA

YOB 1962

YOB 1979

YOB 1953

PHL on 4/14/2023

FAILURE TO KEEP A LINE IN EACH HAND

PA Code Title 7:205.409(b) Mr. Pantaleano used his whip in a one-handed manner while driving #4, SKY CAPTAIN, in the 3rd race on April 14, 2023 at The Meadows. Mr. Pantaleano is fined \$200 (fines are due within 10 days of ruling) and he has waived his hearing/appeal rights.

PETERSON, MICHAEL G

MVR on 4/16/2023 **FINED: \$500** EXCESSIVE OR INDISCRIMINATE USE OF WHIP

OSRC 3769-17-18. While driving #1 Topville Rustler in race 4 on 4/16/23 at Miami Valley Raceway, Mr. Peterson did excessively whip the horse throughout the stretch. Mr. Peterson is fined \$750, or \$500 if not appealed, which is due within 10 days of this ruling. This is Mr. Peterson's second whipping violation within the last 365 days. Mr. Peterson has 48 hours to appeal this decision to the OSRC.

SMYRNA, DE

FINED: \$200

ANDERSON, IN

PORTER, JAMES TRAE

PHL on 4/14/2023

EXCESSIVE OR INDISCRIMINATE USE OF WHIP

PA Code Title 7-205.409(c) Mr. Porter raised his whipping arm above shoulder height while driving #2, SNOWBALL`S ROMEO, in the 8th race on April 14, 2023 at Harrah`s Philadelphia. Mr. Porter is fined \$200 (fines are due within ten days of ruling). Mr. Porter has waived his hearing/appeal rights.

KETTERING, OH

FINED: \$300

THARPS, THOMAS ERIC JR.

Nfld on 4/11/2023 EXCESSIVE OR INDISCRIMINATE USE OF WHIP

While driving #4 Bombay Bobby in race 1 on 4/11/23 he whipped the excessively during the final half. Mr. Tharps is hereby fined \$500. The penalty will be reduced to a fine of \$300 if not appealed. O.S.R.C.-3769-17-17(L) 17-99 If the fine is not paid to the judges by 4/22/23 he shall be suspended.

PART FOUR - MINOR PENALTIES

BONGIORNO, JENNIFER L	ALPINE, NJ	YOB 1990
YR on 4/14/2023	FINED: \$250	
FAILURE TO REPORT EQU	IPMENT CHANGE	

BONGIORNO, JOSEPH R	MONROE, NJ	YOB 1993
PHL on 4/14/2023	FINED: \$200	
JOSTLE, STRIKE OR HOOK	WHEELS	

YOB 2001

YOB 1978

YOB 1992

FINED: \$200 HORSE PLACED 6

BRIGHT, WILLIAM B RcR on 4/20/2023 LATE DRIVER CHANGE	MILFORD, DE FINED: \$100	YOB 1947
BROWN, BRADY PHL on 4/13/2023	SLIPPERY ROCK, PA FINED: \$200 HORSE PLACED 7	YOB 1993
CHANGING COURSE/CAUSING IN	TERFERENCE	
BURKE, RONALD J PHL on 4/15/2023 LATE TO THE LASIX/ DETENTION	CANONSBURG, PA FINED: \$250 BARN	YOB 1969
CHUPP, MARION W Nfld on 4/12/2023 OTHER	MILLERSBURG, OH FINED: \$100	YOB 1988
CLARK, WILLIAM J JR M on 3/11/2023 FAILURE TO COME UP/STAY IN P	WATERVLIET, NY FINED: \$300 OSITION	YOB 1963
COHEN, SHEENA L PcD on 4/15/2023 RACING A HORSE WHICH IS IMPR	EASTON, PA FINED: \$100 COPERLY EQUIPPED	YOB 1983
CUSHING, MITCHELL D Stga on 4/17/2023 FAILURE TO DRIVE WHEN PROGE	ORIENT, OH FINED: \$300 RAMMED	YOB 1998
DAGUET, DEBORAH YR on 4/19/2023 LATE DRIVER CHANGE	WINDGAP, PA FINED: \$100	YOB 1996
DAVIS, BILLY J JR Nfld on 4/8/2023 INSIDE THE EURO RAIL / PYLON V Nfld on 4/10/2023 CHANGING COURSE/CAUSING IN	FINED: \$200 HORSE PLACED 5	YOB 1986
DAVIS, MARTIN J PHL on 4/14/2023 LATE DRIVER CHANGE	SMYRNA, DE FINED: \$200	YOB 1975
DI DOMENICO, SCOTT D	JAMESBURG, NJ	YOB 1982

PcD on 4/11/2023 INACCURATE PROGRAM INFORM	FINED: \$200 IATION	
DUNN, DEXTER J YR on 4/14/2023 FAILURE TO DRIVE WHEN PROGE	MILLSTONE, NJ FINED: \$100 RAMMED	YOB 1989
DUNNING, BRYSON T PcD on 4/11/2023 LATE TO THE LASIX/ DETENTION	CARNEYS POINT, NJ FINED: \$250 BARN	YOB 2003
FERRARI, LARRY H Nfld on 4/10/2023 HORSE LATE TO THE PADDOCK	MACEDONIA, OH FINED: \$300	YOB 1965
FOSTER, RUSSELL H PHL on 4/7/2023 CROSSING OVER BEFORE THE S	CORDOVA, MD FINED: \$200 TART	YOB 1989
HARDY, JAMES E PRc on 4/18/2023 SLOW QUARTER/HALF	NORTH ATTLEBORO, MA FINED: \$100	YOB 1964
LUNA, MARVIN ALFREDO Fhid on 4/8/2023 LATE DRIVER CHANGE	BELMAR, NJ FINED: \$100	YOB 2001
LUTHER, TODD A Nfld on 4/15/2023 OTHER	COMMERCIAL POINT, OH FINED: \$100	YOB 1985
MALETTE, RONALD MVR on 4/19/2023 LATE DRIVER CHANGE	ARCANUM, OH FINED: \$100	YOB 1945
MERRIMAN, AARON E Nfld on 4/15/2023 TALKING ON THE RACE TRACK	NORTHFIELD, OH FINED: \$100	YOB 1978
MONGIELLO, BRANDON L Fhid on 4/7/2023 FAILURE TO HONOR DECLARATIO	MANALAPAN, NJ FINED: \$250 ON	YOB 1992
MULLET, MEL N CalX on 4/7/2023	EMERALD, WI FINED: \$50	YOB 1994

FAILURE TO COME UP/STAY IN POSITION				
NAPOLITANO, ANTHONY J PcD on 4/11/2023 TAKE UP ABRUPTLY/SIT DOWN IN AMONG TRAILING HORSES	NESCOPECK, PA FINED: \$200 N FRONT OF HORSES CAUSING CONFU	YOB 1981 SION		
NAPOLITANO, GEORGE JR PcD on 4/15/2023 INSIDE THE EURO RAIL / PYLON V	FINED: \$200	YOB 1966		
NISONGER, JEFFREY S MVR on 4/18/2023 OTHER	LEBANON, OH FINED: \$100	YOB 1981		
NOBLE, DANIEL N MVR on 4/13/2023	XENIA, OH FINED: \$200 HORSE PLACED 8	YOB 1983		
IMPEDING THE PROGRESS OF AN	NOTHER HORSE			
PAGE, CHRIS L MVR on 4/19/2023	DELAWARE, OH FINED: \$100 HORSE PLACED 8	YOB 1983		
INSIDE THE EURO RAIL / PYLON VIOLATION				
PORTER, JAMES TRAE RcR on 4/13/2023 FAILURE TO DRIVE WHEN PROGE	SMYRNA, DE FINED: \$50 RAMMED	YOB 2001		
RAIA, FRANCIS II Stga on 4/17/2023 LATE DRIVER CHANGE	MECHANICSVILLE, NY FINED: \$100	YOB 1956		
SEEKMAN, JARED T HoP on 4/13/2023	GASTON, IN FINED: \$200 HORSE PLACED 7	YOB 1993		
CHANGING COURSE/CAUSING IN	IERFERENCE			
SHETLER, DANIEL LEE MVR on 4/16/2023 IMPEDING THE PROGRESS OF AN	URBANA, OH FINED: \$200 IOTHER HORSE	YOB 1979		
SILVESTRI, RALPH R III MR on 4/13/2023	PEMBERTON, NJ DRIVING - 3 DAYS, 4/22/2023 THRU 4/ HORSE PLACED 8	YOB 1989 /24/2023		

CHANGING COURSE/CAUSING INTERFERENCE

STRATTON, JORDAN D	MONTGOMERY, NY	YOB 1987
YR on 4/6/2023	DRIVING - 3 DAYS, 4/30/202	23 THRU 5/2/2023
INTERFERENCE/ CAUSING ANOTHER HORSE TO MAKE A BREAK		

SWITZER, KEVIN P JR	E WATERBORO, ME	YOB 1987
CUMB on 4/15/2023	FINED: \$150	
FAILURE TO SET AND MAIN	TAIN A PROPER PACE	
PRc on 4/18/2023		
SLOW QUARTER/HALF		
THOMPSON, JASON R	STOW, OH	YOB 1979
Nfld on 4/15/2023	FINED: \$100	
TALKING ON THE RACE TRA	ACK	
WILLABUS TERESA R		YOB 1960

WILLABUS, TERESA R	CHURCH HILL, MD	YOB 1960
Wdstk on 4/15/2023	FINED: \$100	
LATE TO THE PADDOCK		