

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING-MEDICATION VIOLATION**

RULING #01

TO: **Owner/Trainer Jose A. Lopez**; Permit #20566; SS# xxx- xx- 8988

On **January 2, 2016**, the Board of Stewards offered a hearing to **Trainer, Jose A. Lopez** to which he waived his right to a hearing on the allegations stated, and split sample testing.

After considering the evidence, the Stewards hereby find the following:

The official blood and urine sample **#190988** taken on **12/10/2015** was reported by Truesdail Laboratories, Inc. Official Testing Laboratory to contain **Dexamethasone and Glycopyrrolate** above the authorized levels. Specifically, blood sample contained 164 pg/ml for Dexamethasone and 14.7 pg/ml for Glycopyrrolate.

The sample was taken from "**Mrs. Loud Mouth**" which ran in the **2nd Race on 12/10/2015** finishing **2nd**. This horse is a B m. 5 yo. by Scorpion out of Stack Ana by Stack.

Mr. Lopez elected not to send a split sample to the split sample testing laboratory.

The Stewards conclude that **Jose A. Lopez** has violated section(s) **178-1-51.1.1a**, which reads, "**The trainer is the absolute insurer of and responsible for the condition of the horses he or she enters in an official workout or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom, and any other person shown to have had the care, attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined.**"

This medication/prohibited substance violation is his **first offense for Dexamethasone and Glycopyrrolate**.

In addition, because the permit holder has accumulated "0" points prior to this ruling and "3" points in connection with this ruling for a current total of "3", under the multiple medication violation point system, he is subject to an additional penalty of "NA" pursuant to section 49.3.m.6 of 178 W. VA.C.S.R.1.

The penalty guidelines set forth in Table 178-1 F of the Thoroughbred Racing Rules provide a penalty of One Thousand Dollar (\$1000.00) and loss of purse.

However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

- A.) **(Mitigating)** The Permit holder's past record:
- B.) **(Mitigating)** The Potential of the drug to influence the horse's racing performance
- C.) **(Mitigating)** The legal availability of the drug: Can be legally be available
- D.) **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug.
- E.) **(Aggravating)** The steps taken by the trainer to safeguard the horse:
- F.) **(Mitigating)**The probability of environmental contamination exposure due to human use: **Non-Applicable**
- G.) The purse of the race: **Non-applicable**
- H.) Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission.
- I.) Whether there was any suspicious betting pattern in the race: **Non-applicable**
- J.) **(Mitigating)** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission.
- K.) Others factors deemed relevant by the Stewards: **Based on Mr. Lopez's clean record as well as the circumstances of Mr. Lopez having two positives from the same sample, the B.O.S. chose to exercise their discretion in assigning the incidents as an individual violation in regards to the additional suspensions set forth in R.C.I. model rule multiple medication violation guidelines.**
- L.) **Based on the above, the Stewards hereby impose the following penalty: Trainer, Jose A. Lopez is fined \$1500.00 and loss of purse. He is also suspended 15 days starting January 10, 2016 through and including Sunday, January 24, 2016.**

Redistribution of purse is as follows:

- 1st** Frisbee
- 2nd** So Serene
- 3rd** Prize Fever
- 4th** Sunshine Desire

Mr. Lopez is denied privileges of all grounds under the jurisdiction of the West Virginia Racing Commission.

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

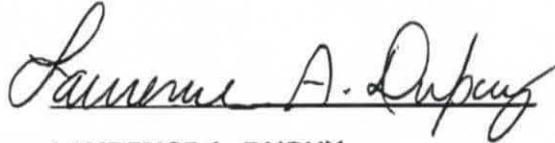
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00

Dated: January 7, 2016

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

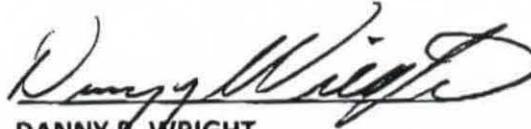
STEWARDS RULING

JANUARY 7, 2016

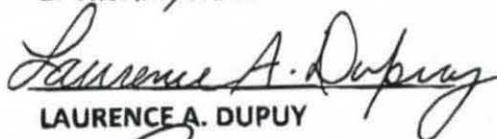
RULING NUMBER 02

Outrider, **Crystal Kelly Smith**, Permit # 10669, SS# xxx-xx-6900, occupational permit has been restored to good standing by the West Virginia Racing Commission, having satisfied the Board of Stewards Ruling #199, dated 11-14-15 (Reference to Ruling #199) by submitting a clean drug test and having an professional assessment.

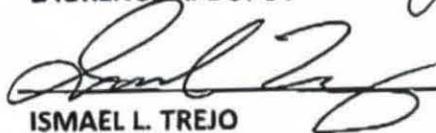
BY ORDER OF THE STEWARDS



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

BEFORE THE BOARD OF STEWARDS**CHARLES TOWN RACE TRACK****RULING #03**

To: Racing Official, Elizabeth Coleman, Permit #10189; SS#xxx-xx-5806

Racing Official, **Elizabeth Coleman**, was afforded a hearing on allegations of violating Section **178-1-24.11.gg** of the WV Thoroughbred Racing Rules which reads, "Has engaged in conduct unbecoming or detrimental to the best interest of racing."

The hearing was to take place **December 9, 2015 at 11:00 am**, in the Steward's office at Charles Town Races. The morning of the hearing Ms. Coleman called to ask for a continuance so she could seek legal counsel. A continuance was granted and a hearing was **rescheduled for January 7, 2016 at 11:00 am** in the Steward's office at Charles Town Races. A **hearing notice** was sent by **certified mail** to Ms. Coleman's address.

On the day of said hearing there was no presence by Ms. Coleman, nor was there a phone call from her or her attorney to ask for another continuance.

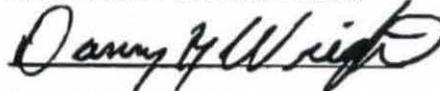
Per procedural **Rule of Racing, Series-6 178CSR-3.4.d**, which reads, "Nonappearance of a summoned permit holder after adequate notice shall be deemed as an admission of the charges set forth in the notice of hearing and a waiver of the right to a hearing before the stewards/judges."

Ms. Coleman's racing official license is hereby suspended and Ms. Coleman is precluded from being granted a license in Racing as a Racing Official in the future.

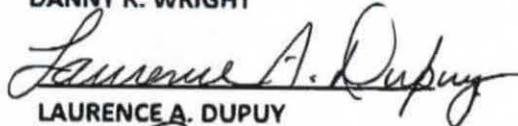
DATED: 01/09/2016

You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

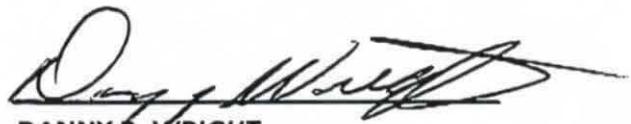
JANUARY 09, 2016

RULING NUMBER 04

Jockey, **Xavier Perez**, Permit #12711; SS# xxx-xx-8981, is hereby fined **One-Hundred (\$100.00) Dollars** for failure to do his reported weight, on **Thursday, January 7, 2016, in the Seventh Race**. This is in violation of West Virginia Rule of Racing Number **178-1-45.5.d** which states, "Any overweight shall be declared by a jockey to the clerk of scales at the time appointed in advance of a race. The clerk of scales shall report to the stewards any failure on the part of any jockey to comply with this subdivision."

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) Calendar days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:**DANNY R. WRIGHT****LAURENCE A. DUPUY****ISMAEL L. TREJO**

CHARLES TOWN RACES

STEWARDS RULING

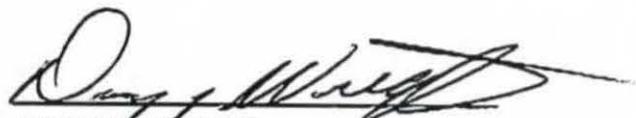
JANUARY 09, 2016

RULING NUMBER 04

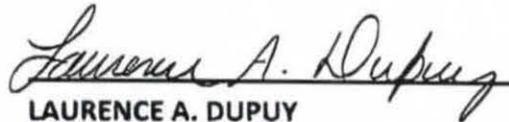
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All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) Calendar days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:

DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

JANUARY 09, 2016

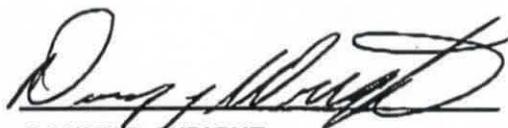
RULING NUMBER 05

Jockey, **Luis Batista**, Permit #12139; SS# xxx-xx-0427, is hereby fined **One-Hundred (\$100.00) Dollars** for failure to do his reported weight, on **Friday, January 8, 2016, in the Seventh Race**. This is in violation of West Virginia Rule of Racing Number **178-1-45.5.d** which states, "Any overweight shall be declared by a jockey to the clerk of scales at the time appointed in advance of a race. The clerk of scales shall report to the stewards any failure on the part of any jockey to comply with this subdivision."

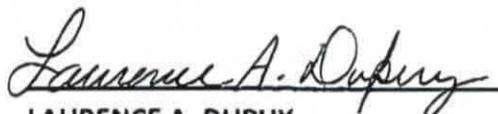
All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) Calendar days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

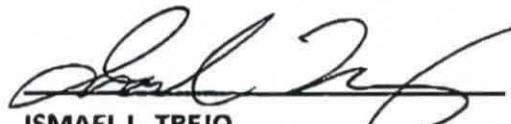
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

BEFORE THE WEST VIRGINIA RACING COMMISSION

**IN THE MATTER OF THE APPEAL
OF CRYSTAL SMITH**

SETTLEMENT AGREEMENT AND RELEASE OF ALL CLAIMS

This Settlement Agreement and Release of All Claims is made and entered into by Crystal Smith, by counsel Linda M. Gutsell and Suzanne Williams-McAuliffe, and the Racing Commission and the Charles Town Board of Stewards, by counsel, Kelli D. Talbott, Senior Deputy Attorney General, with regard to the above-styled matter. Ms. Smith and the Racing Commission make and enter into this Settlement Agreement and Release of All Claims as a result of a settlement agreement reached as set forth below.

NOW THEREFORE, Crystal Smith and the Racing Commission agree as follows:

1. The Racing Commission and the Charles Town Board of Stewards agree to set aside, *nunc pro tunc*, the November 4, 2016 demand by the Stewards for Crystal Smith to undergo a drug test; the November 4, 2015 Stewards' ruling in which Crystal Smith's outrider permit was summarily suspended, and the January 9, 2016 Stewards' ruling in which Crystal Smith was fined \$250.00 dollars for disturbing the peace on racetrack grounds. This Agreement and Release shall be and is hereby declared and agreed to be an **ORDER** setting aside such items, *nunc pro tunc*.

2. The Racing Commission and the Charles Town Board of Stewards further agree to refund to Crystal Smith the \$250.00 fine referenced in Paragraph 1 above within thirty days of full execution of this agreement and release.

3. The Racing Commission and the Charles Town Board of Steward further agree to attach as a cover sheet a copy of this agreement and release, which **ORDERS** the aforementioned items to be set aside *nunc pro tunc*, to all copies of such decisions or rulings in its possession, including, but not limited to, any rulings that the Racing Commission has posted on its website. They further agree to notify and provide to the Association of Racing Commissioners International (RCI), the national depository of racing rulings, a copy of this agreement and release so that the RCI database reflects that such decisions or rulings have been **ORDERED** to be set aside, *nunc pro tunc*.

4. Upon full execution of this agreement and release, the Racing Commission and the Charles Town Board of Stewards shall provide Erich Zimny with a copy of the same.

5. In consideration of the above, Crystal Smith does hereby release, acquit, and forever discharge the Racing Commission, the Charles Town Board of Stewards, their agents, employees and assigns, of and from any and all actions, claims, demands, or damages that Ms. Smith or her agents, heirs, executors, administrators, successors, or assigns, now or hereafter may have, heretofore, or hereafter arising out of, or under, the circumstances which gave rise to the aforementioned demand for her to undergo drug testing, the aforementioned summary suspension of her outrider permit and/or the circumstances which gave rise to the aforementioned \$250.00 fine imposed by the Charles Town Board of Stewards.

6. In consideration of the above, Crystal Smith agrees to cause to be dismissed, with prejudice, her appeals to the Racing Commission contesting her summary suspension and the \$250.00 fine, as referenced above.

7. The Racing Commission's and the Charles Town Board of Stewards' agreement to the terms described herein shall not be construed as an admission of guilt, liability, or other act or omission on their part or on the part of their agents, employees, or assigns. Indeed, it is expressly understood and agreed to by Crystal Smith that this settlement is a compromise of disputed claims and is not to be construed as an admission of guilt, liability or other act or omission on the part of the Racing Commission and the Charles Town Board of Stewards, and such guilt, liability or wrongful act on the part of any such party is expressly denied.

8. It is expressly understood and agreed to by Crystal Smith that her release of all claims against the Racing Commission and the Charles Town Board of Stewards herein is intended to and does include and apply to all actions, claims, demands, or damages of any kind that she, her agents, heirs, executors, administrators, successors, or assigns, may have against the Racing Commission and the Charles Town Board of Stewards and that it also covers all past, present and future claims or effects of her alleged harm arising out of the matters complained of in the above-styled matter, and any and all issues that were raised or could have been raised against the Racing Commission and/or the Charles Town Board of Stewards in that matter, whether such effects are now known or may become known in the future. It is expressly understood and agreed to by the Racing Commission and the Charles Town Board of Stewards that this Release does not pertain to, and in no way limits or prevents Crystal Smith from asserting, any action or claim for damages arising from, or related to, the matters complained of in the above-styled matter, against other persons or entities.

9. It is expressly understood and agreed that the consideration recited herein is the only consideration to accompany this settlement and release and that this document recites all of the terms and conditions of the settlement and release.

10. By executing the release of all claims herein, Crystal Smith attests that she has relied upon her own judgment, in consultation with her attorneys, in accepting this settlement and release and has not relied upon or been induced to act by the statements or representations of any of the persons or entities being released, including such persons' or entities' employees, agents and attorneys. Crystal Smith affirmatively states that she is over the age of eighteen, is fully competent and under no incapacity which could affect her legal ability to enter into this agreement.

AGREED TO:

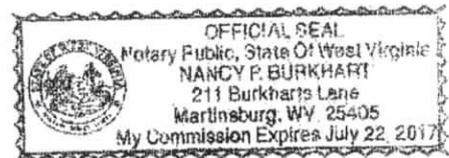
Crystal K. Smith
CRYSTAL SMITH

Date: 4/27/2016

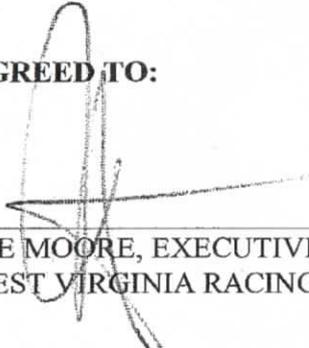
Taken, subscribed and sworn to before me this 27th day of April, 2016.

My commission expires July 22, 2017.

Nancy P. Burkhart
Notary Public



AGREED TO:



JOE MOORE, EXECUTIVE DIRECTOR
WEST VIRGINIA RACING COMMISSION

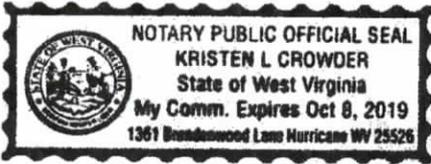
Date: 5-3-16

Taken, subscribed and sworn to before me this 3 day of May, 2016.

My commission expires Oct. 8, 2019



Notary Public



See Settlement Agreement & Release of All Claims - Previous Pages

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

RULING #06

To: Outrider, Crystal Smith, Permit #10669; SS#xxx-xx-6900

Outrider, **Crystal Smith and Nancy Tillotta**, were afforded a hearing on allegations they were involved in a verbal altercation in the track kitchen on November 4, 2015 creating a disturbance of the peace.

After hearing testimony and seeing security reports the Stewards make the following ruling.

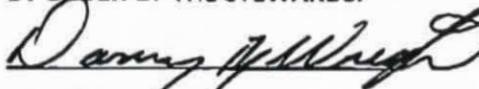
Crystal Smith is fined **\$250.00 dollars** for being the **aggressor in a verbal altercation** hence causing a Rule Violation of **178-1-24.11.f**, which reads. "Has disturbed the peace on association grounds."

DATED: 01/09/2016

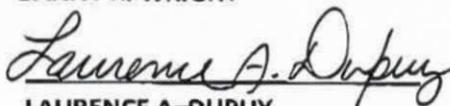
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

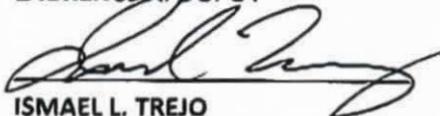
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

BEFORE THE BOARD OF STEWARDS**CHARLES TOWN RACE TRACK****RULING #07**

To: Outrider, Nancy Tillotta, Permit #10673; SS#xxx-xx-7836

Outrider, **Crystal Smith and Nancy Tillotta**, were afforded a hearing on allegations they were involved in a verbal altercation in the track kitchen on November 4, 2015 creating a disturbance of the peace.

After hearing testimony and seeing security reports the Stewards make the following ruling.

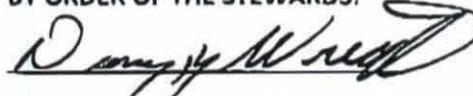
Nancy Tillotta is fined **\$100.00 dollars** for being a **participant in a verbal altercation** hence causing a Rule Violation of **178-1-24.11.f**, which reads. "Has disturbed the peace on association grounds."

DATED: 01/09/2016

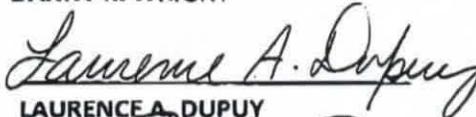
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

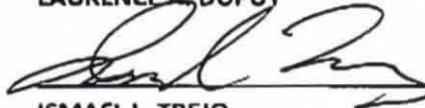
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING-MEDICATION VIOLATION**

RULING #08

TO: Owner/Trainer Gary L. Williams Jr.; Permit #10577; SS# xxx-xx-8452

On January 12, 2016, the Board of Stewards offered a hearing to Trainer, Gary L. Williams Jr. to which he waived his right to a hearing on the allegations stated, and split sample testing.

After considering the evidence, the Stewards hereby find the following:

The official blood and urine sample #191043 taken on 12/18/2015 was reported by Industrial Laboratories, Official Testing Laboratory to contain Naproxen above the authorized levels. Specifically, blood sample contained 23.2 ng/ml.

The sample was taken from "Dance David" which ran in the 2nd Race on 12/18/2015 finishing 1st. This horse is a Dk.B or B h. 5 yo. by Dance With Ravens out of Follow the Queen.

Mr. Williams elected not to send a split sample to the split sample testing laboratory.

The Stewards conclude that Gary L. Williams Jr. has violated section(s) 178-1-51.1.1a, which reads, "The trainer is the absolute insurer of and responsible for the condition of the horses he or she enters in an official workout or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom, and any other person shown to have had the care, attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined."

This medication/prohibited substance violation is his first offense for Naproxen.

In addition, because the permit holder has accumulated "0" points prior to this ruling and "2" points in connection with this ruling for a current total of "2", under the multiple medication violation point system, he is subject to an additional penalty of "NA" pursuant to section 49.3.m.6 of 178 W. VA.C.S.R.1.

The penalty guidelines set forth in Table 178-1 F of the Thoroughbred Racing Rules provide a penalty of One Thousand Dollar (\$1000.00) and loss of purse.

However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

- A.) **(Mitigating)** The Permit holder's past record:
- B.) **(Mitigating)** The Potential of the drug to influence the horse's racing performance
- C.) **(Mitigating)** The legal availability of the drug: Can be legally be available
- D.) **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug.
- E.) **(Aggravating)** The steps taken by the trainer to safeguard the horse:
- F.) **(Mitigating)**The probability of environmental contamination exposure due to human use: **Non-Applicable**
- G.) The purse of the race: **Non-applicable**
- H.) Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission.
- I.) Whether there was any suspicious betting pattern in the race: **Non-applicable**
- J.) **(Mitigating)** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission.
- K.) Others factors deemed relevant by the Stewards:
- L.) **Based on the above, the Stewards hereby impose the following penalty: Trainer, Gary L. Williams Jr. is fined \$1000.00 and the purse ordered to be redistributed.**

Redistribution of purse is as follows:

- 1st Arrowbee**
- 2nd Proud John**
- 3rd Coleman Barricks**
- 4th Winchester Warrior**
- 5th Worth Owing**
- 6th Mr. B.H. Tinkle**

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

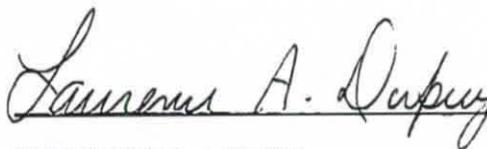
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00

Dated: January 12, 2016

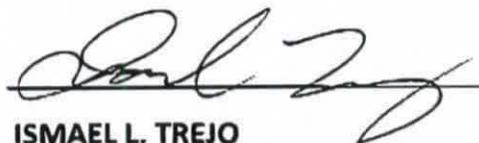
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING-MEDICATION VIOLATION**

RULING #09

TO: **Owner/Trainer Peter H. Levine** Permit #12534; SS# xxx- xx- 7902

On **January 12, 2016**, the Board of Stewards offered a hearing to **Trainer, Peter H. Levine** to which he waived his right to a hearing on the allegations stated, and split sample testing.

After considering the evidence, the Stewards hereby find the following:

The official blood and urine sample **#191076** taken on **12/23/2015** was reported by Industrial Laboratories, official Testing Laboratory to contain **Betamethasone** above the authorized levels. Specifically, blood sample contained **31.1 pg/ml**.

The sample was taken from **"Send the Limo"** which ran in the 2nd Race on 12/23/2015 finishing 6th. This horse is B f. 4yo. by Tiz Wonderful out of Yoursmineouts.

Mr. Levine elected not to send a split sample to the split sample testing laboratory.

The Stewards conclude that **Peter H. Levine** has violated section(s) **178-1-51.1.1a**, which reads, **"The trainer is the absolute insurer of and responsible for the condition of the horses he or she enters in an official workout or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom, and any other person shown to have had the care, attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined."**

This medication/prohibited substance violation is his **first offense** for **Betamethasone**.

In addition, because the permit holder has accumulated **"0"** points prior to this ruling and **"1"** points in connection with this ruling for a current total of **"1"**, under the multiple medication violation point system, he is subject to an additional penalty of **"NA"** pursuant to section 49.3.m.6 of 178 W. VA.C.S.R.1.

The penalty guidelines set forth in Table 178-1 F of the Thoroughbred Racing Rules provide a penalty of One Thousand Dollar (\$1000.00) and loss of purse.

However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

- A.) ***(Mitigating)*** The Permit holder's past record:
- B.) ***(Mitigating)*** The Potential of the drug to influence the horse's racing performance
- C.) ***(Mitigating)*** The legal availability of the drug: Can be legally be available
- D.) ***(Mitigating)*** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug.
- E.) ***(Aggravating)*** The steps taken by the trainer to safeguard the horse:
- F.) ***(Mitigating)***The probability of environmental contamination exposure due to human use: **Non-Applicable**
- G.) The purse of the race: **Non-applicable**
- H.) Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission.
- I.) Whether there was any suspicious betting pattern in the race: **Non-applicable**
- J.) ***(Mitigating)*** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission.
- K.) Others factors deemed relevant by the Stewards:
- L.) **Based on the above, the Stewards hereby impose the following penalty: Trainer, Peter Levine is fined \$1000.00 and the purse ordered to be redistributed.**

Redistribution of purse is as follows:

- 1st Waterside Dream**
- 2nd Lucky Candy**
- 3rd Dora Dora**
- 4th Wowwhatabrat**
- 5th Proud Siren**
- 6th Harlan's Treasure**

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

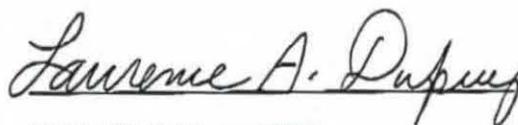
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00

Dated: January 12, 2016

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING-MEDICATION VIOLATION**

RULING #10

TO: **Trainer Jorge W. Rodriguez** Permit #11191; SS# xxx-xx-4445

On **January 12, 2016**, the Board of Stewards offered a hearing to **Trainer, Jorge W. Rodriguez** to which he waived his right to a hearing on the allegations stated, and split sample testing.

After considering the evidence, the Stewards hereby find the following:

The official blood and urine sample #191068 taken on **12/23/2015** was reported by Industrial Laboratories, official Testing Laboratory to contain **Dexamethasone** above the authorized levels. Specifically, blood sample contained 56.9 pg/ml.

The sample was taken from "**Clara Victoria**" which ran in the 2nd Race on 12/23/2015 finishing 1st. This horse is B f. 3 yo. by Discreetly Mine out of Tarnished Halo.

Mr. Rodriguez elected not to send a split sample to the split sample testing laboratory.

The Stewards conclude that **Jorge W. Rodriguez** has violated section(s) **178-1-51.1.1a**, which reads, "**The trainer is the absolute insurer of and responsible for the condition of the horses he or she enters in an official workout or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom, and any other person shown to have had the care, attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined.**"

This medication/prohibited substance violation is his **first offense** for **Dexamethasone**.

In addition, because the permit holder has accumulated "0" points prior to this ruling and "1" points in connection with this ruling for a current total of "1", under the multiple medication violation point system, he is subject to an additional penalty of "NA" pursuant to section 49.3.m.6 of 178 W. VA.C.S.R.1.

The penalty guidelines set forth in Table 178-1 F of the Thoroughbred Racing Rules provide a penalty of One Thousand Dollar (\$1000.00) and loss of purse.

However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

- A.) ***(Mitigating)*** The Permit holder's past record:
- B.) ***(Mitigating)*** The Potential of the drug to influence the horse's racing performance
- C.) ***(Mitigating)*** The legal availability of the drug: Can be legally be available
- D.) ***(Mitigating)*** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug.
- E.) ***(Aggravating)*** The steps taken by the trainer to safeguard the horse:
- F.) ***(Mitigating)***The probability of environmental contamination exposure due to human use: **Non-Applicable**
- G.) The purse of the race: **Non-applicable**
- H.) Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission.
- I.) Whether there was any suspicious betting pattern in the race: **Non-applicable**
- J.) ***(Mitigating)*** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission.
- K.) Others factors deemed relevant by the Stewards:
- L.) **Based on the above, the Stewards hereby impose the following penalty: Trainer, Jorge W. Rodriguez is fined \$1000.00 and the purse ordered to be redistributed.**

Redistribution of purse is as follows:

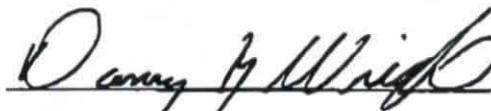
- 1st** Graceadieu
- 2nd** Residual Value
- 3rd** Jozi's Dancer
- 4th** Boston Banshee
- 5th** Tomahawk Talk
- 6th** Tribal Verse

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

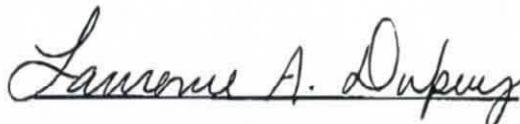
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00

Dated: January 12, 2016

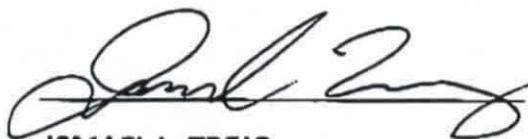
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING #11**

To: Trainer, Ray Tracy, Jr, Permit #22050; SS#xxx-xx-8588

Trainer, **Ray Tracy, Jr.** was afforded a hearing on January 14, 2016. Between **October 3, 2015 and November 27, 2015**, Mr. Tracy trained horses came back with **Five (5) positives**, with **Four (4) different drugs** as the following:

October 3, 2015, horse, "**Sunset Illusion**", tested positive for drug **Methocarbamol @1.3pg/ml**, class 4 drug and has a **C penalty** resulting in a loss of purse and a **1 point** assessment under the guidelines of the **Adoption of R.C.I. Model Rule** on multiple medication violation. (already adjudicated).

November 11, 2015, horse, "**Miss Lucky**", tested positive for **Clenbuterol @ 2745pg/ml**, a class 3 drug with a **B penalty** which recommends a Five Hundred Dollar (\$500.00) fine, and a 15 day suspension and a loss of purse and assessment of 2 points.

November 21, 2015, horse "**Sunset Illusion**", tested positive for **Glycopyrrolate @15.5pg/ml**, a class 3 drug with a **B penalty**, which recommends a Five Hundred Dollar (\$500.00) and a 15 day suspension, and an assessment of 2 points.

November 27, 2015, horse "**Scat N Go**", tested positive for **Glycopyrrolate @19.5pg/ml**, a class 3 drug with a **B penalty**, which recommends a Five Hundred Dollar (\$500.00) fine, and a 15 day suspension, loss of purse and assessment of 2 points. "**Scat N Go**" also tested positive for **Dexamethasone @37.9pg/ml**, a class 4 drug with a **C penalty** which recommends a One Thousand Dollar (\$1000.00), loss of purse and assessment of 1 point.

RCI guidelines suggest a total of \$2500.00 dollars in fines and a 45 days suspension, plus an additional 60 day assessment by the Adoption of RCI Model Rules on multiple violations for having accumulated **8 points**.

The recommended fines and suspension would total 105 day suspension and \$2500.00 in fines. However Mr. Tracy put these horses in the custody, control and care of an assistant trainer in Pennsylvania, and was not present himself at the time of all said positives. Considering the two positives for Glycopyrrolate are considered 1 finding, the 2nd finding came before Mr. Tracy was made aware of the first positive for Glycopyrrolate.

Based on these findings, the Stewards impose the following penalty. **Mr. Tracy Jr. is fined \$2500.00 Dollars** and will serve a **90 day suspension, retroactive from December 20, 2015, through and including March 20, 2016** and **accessed 8 points**, according to the guidelines of the **R.C.I. Model Rule** on multiple medication violations.

DATED: 01/16/2016

You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this Ruling and must include a security fee in the amount of \$300.00.

BY ORDER OF THE STEWARDS:

Danny R. Wright

DANNY R. WRIGHT

Laurence A. Dupuy

LAURENCE A. DUPUY

Ismael L. Trejo

ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING #11**

To: Trainer, Ray Tracy, Jr, Permit #22050; SS#xxx-xx-8588

Trainer, **Ray Tracy, Jr.** was afforded a hearing on January 14, 2016. Between **October 3, 2015 and November 27, 2015**, Mr. Tracy trained horses came back with **Five (5) positives**, with **Four (4) different drugs** as the following:

October 3, 2015, horse, "**Sunset Illusion**", tested positive for drug **Methocarbamol @1.3pg/ml**, class **4 drug** and has a **C penalty** resulting in a loss of purse and a **1 point** assessment under the guidelines of the **Adoption of R.C.I. Module Rule** on multiple medication violation. (already adjudicated).

November 11, 2015, horse, "**Miss Lucky**", tested positive for **Clenbuterol @ 2745pg/ml**, a class **3 drug** with a **B penalty** which recommends a Five Hundred Dollar (\$500.00) fine, and a 15 day suspension and a loss of purse and assessment of 2 points.

November 21, 2015, horse "**Sunset Illusion**", tested positive for **Glycopyrrolate @15.5pg/ml**, a class **3 drug** with a **B penalty**, which recommends a Five Hundred Dollar (\$500.00) and a 15 day suspension, and an assessment of 2 points.

November 27, 2015, horse "**Scat N Go**", tested positive for **Glycopyrrolate @19.5pg/ml**, a class **3 drug** with a **B penalty**, which recommends a Five Hundred Dollar (\$500.00) fine, and a 15 day suspension, loss of purse and assessment of 2 points. "**Scat N Go**" also tested positive for **Dexamethasone @37.9pg/ml**, a class **4 drug** with a **C penalty** which recommends a One Thousand Dollar (\$1000.00), loss of purse and assessment of 1 point.

RCI guidelines suggest a total of \$2500.00 dollars in fines and a 45 days suspension, plus an additional 60 day assessment by the Adoption of RCI Model Rules on multiple violations for having accumulated **8 points**.

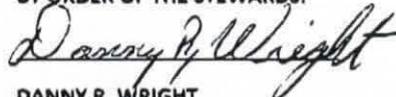
The recommended fines and suspension would total 105 day suspension and \$2500.00 in fines. However Mr. Tracy put these horses in the custody, control and care of an assistant trainer in Pennsylvania, and was not present himself at the time of all said positives. Considering the two positives for Glycopyrrolate are considered 1 finding, the 2nd finding came before Mr. Tracy was made aware of the first positive for Glycopyrrolate.

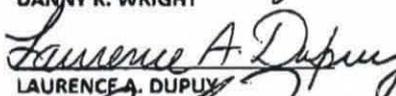
Based on these findings, the Stewards impose the following penalty. **Mr. Tracy Jr.** is fined **\$2500.00 Dollars** and will serve a **90 day suspension, retroactive from December 20, 2015, through and including March 20, 2016 and assessed 8 points**, according to the guidelines of the **R.C.I. Model Rule** on multiple medication violations.

DATED: 01/16/2016

You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPLUY


ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING #11**

To: Trainer, Ray Tracy, Jr, Permit #22050; SS#xxx-xx-8588

Trainer, **Ray Tracy, Jr.** was afforded a hearing on January 14, 2016. Between **October 3, 2015 and November 27, 2015**, Mr. Tracy trained horses came back with **Five (5) positives**, with **Four (4) different drugs** as the following:

October 3, 2015, horse, "**Sunset Illusion**", tested positive for drug **Methocarbamol @1.3pg/ml**, class **4 drug** and has a **C penalty** resulting in a loss of purse and a **1 point** assessment under the guidelines of the **Adoption of R.C.I. Module Rule** on multiple medication violation. (already adjudicated).

November 11, 2015, horse, "**Miss Lucky**", tested positive for **Clenbuterol @ 2745pg/ml**, a class **3 drug** with a **B penalty** which recommends a Five Hundred Dollar (\$500.00) fine, and a 15 day suspension and a loss of purse and assessment of 2 points.

November 21, 2015, horse "**Sunset Illusion**", tested positive for **Glycopyrrolate @15.5pg/ml**, a class **3 drug** with a **B penalty**, which recommends a Five Hundred Dollar (\$500.00) and a 15 day suspension, and an assessment of 2 points.

November 27, 2015, horse "**Scat N Go**", tested positive for **Glycopyrrolate @19.5pg/ml**, a class **3 drug** with a **B penalty**, which recommends a Five Hundred Dollar (\$500.00) fine, and a 15 day suspension, loss of purse and assessment of 2 points. "**Scat N Go**" also tested positive for **Dexamethasone @37.9pg/ml**, a class **4 drug** with a **C penalty** which recommends a One Thousand Dollar (\$1000.00), loss of purse and assessment of 1 point.

RCI guidelines suggest a total of **\$2500.00** dollars in fines and a 45 days suspension, plus an additional 60 day assessment by the Adoption of RCI Model Rules on multiple violations for having accumulated **8 points**.

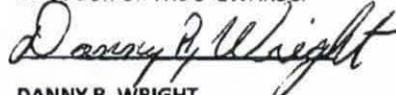
The recommended fines and suspension would total 105 day suspension and \$2500.00 in fines. However Mr. Tracy put these horses in the custody, control and care of an assistant trainer in Pennsylvania, and was not present himself at the time of all said positives. Considering the two positives for Glycopyrrolate are considered 1 finding, the 2nd finding came before Mr. Tracy was made aware of the first positive for Glycopyrrolate.

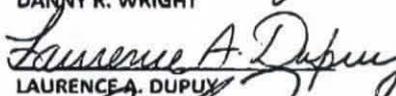
Based on these findings, the Stewards impose the following penalty. **Mr. Tracy Jr.** is fined **\$2500.00 Dollars** and will serve a **90 day suspension, retroactive from December 20, 2015, through and including March 20, 2016 and accessed 8 points**, according to the guidelines of the **R.C.I. Model Rule** on multiple medication violations.

DATED: 01/16/2016

You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING-MEDICATION VIOLATION**

RULING #12

TO: Owner/Trainer Douglas S. Hartz Permit #11733; SS# xxx-xx-5625

On December 18, 2015, the Board of Stewards conducted a hearing regarding allegations set forth in a Notice of Hearing issued on December 3, 2015. After considering the evidence, the stewards hereby find the following.

The official blood sample #190456 taken on 09/18/2015 was reported by Industrial Laboratories, official Testing Laboratory to contain Sildenafil, which is a Class 3 drug, with a Penalty A designation. The permissible threshold for Sildenafil is none. Sample #190456 contained 70pg/ml of the drug, which is above the permissible threshold. There is no permissible threshold for this drug. The sample was taken from Mooremont, the number Six (6) horse, that ran in the Third Race on September 18, 2015, finishing First. The horse is owned by Crest Hill Farm (Craig Hartz) and trained by Douglas S. Hartz.

The owner/trainer did elect to have a split sample tested. The split sample testing performed by TVMOL (Texas A&M) resulted in a finding of Sildenafil.

The Stewards conclude that Douglas S. Hartz has violated section(s) 178-1-51.1.1a, which reads, "The trainer is the absolute insurer of and responsible for the condition of the horses he or she enters in an official workout or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom, and any other person shown to have had the care, attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined."

This medication/prohibited substance violation is his first offense, carrying a Category A penalty. The permit holder has accumulated 0 points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/substance violation are 6 points pursuant to section 49.3.m of the 178 W. Va.C.S.R.1.

The penalty guidelines set forth in Table 178-1 E of the Thoroughbred Racing Rules provide a minimum penalty of 1 year and \$10,000.00 fine or maximum 3 years suspension and \$25,000.00 fine for the underlying offense.

However, the Stewards determine the appropriate penalty on a case by case basis by considering the following mitigating/aggravating factors:

In addition, because the permit holder has accumulated 0 points prior to this ruling and 6 points in connection with this ruling, for a current total of (0) points, under the multiple medication violation point system, he/she is subject to an additional penalty of n/a points pursuant to section 49.3.m.617W.Va.C.S.R.1. This penalty is in addition to the penalty imposed by the Stewards for the underlying offense.

- A.) *(Mitigating)* The Permit holder's past record: No Drug violation for past 3 years
- B.) *(Aggravating)* Not approved for use in Race Horses at any levels
- C.) *(Aggravating)* The legal availability of the drug: prescription drug but not for Race Horses

- D.) **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. **Claims no knowledge**
- E.) **(Mitigating)** The steps taken by the trainer to safeguard the horse:
- F.) **(Aggravating)** The probability of environmental contamination exposure due to human use: **Strong possibility**
- G.) **(Mitigating)** The purse of the race: **Non-applicable**
- H.) **(Aggravating)** Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **Not prescribed**
- I.) **(Mitigating)** Whether there was any suspicious betting pattern in the race: **Non-applicable**
- J.) **(Mitigating)** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **Non-applicable**
- K.) Others factors deemed relevant by the Stewards: **N/A**
- L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: **6 month suspension and \$5000.00 fine and the additional penalty of 6 points under the multiple medication violation point system, for a total penalty of 6 months and \$5000.00 fine.** The permit suspension shall begin on **January 30, 2016** and shall continue up to and including **July 30, 2016**. The fine shall be paid within **7 calendar days** after this ruling is issued. During the permit suspension, the permit holder is excluded from racetrack grounds under the jurisdiction of the West Virginia Racing Commission. **Mooremont** was disqualified from its **First place** finish, and the **purse ordered to be redistributed.**

Redistribution of purse is as follows:

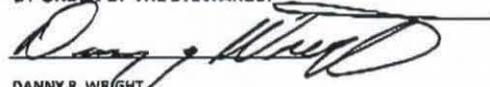
1. Oportuno
2. Fishing Creek
3. Pass the Lake
4. Majestic Cat
5. Six Storms
6. Write a Song

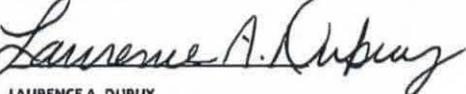
All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

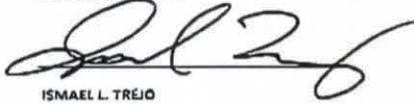
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00

Dated: January 19, 2016

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING-MEDICATION VIOLATION**

RULING #13

TO: Owner/Trainer Raul Garrido Permit #11406; SS# xxx- xx-4729

On **January 19, 2016**, the Board of Stewards offered a hearing to Owner/Trainer, Raul Garrido to which he waived his right to a hearing regarding allegations set forth in Notice of Hearing issued.

After considering the evidence, the Stewards hereby find the following:

The official blood sample **#190959** taken **12/04/2015** was reported by Industrial Laboratories, official testing laboratory, to contain Flunixin, above the authorized levels. Specifically, blood sample contained **55.7ng/ml**. The sample was taken from "Guard the Rock", which ran in the **Seventh Race** on **December 4, 2015**, finishing **Seventh**. This is a bay gelding by **Rock Hard Ten** out of **Vanguardia (ARG)** by **Sekari (GB)**.

Mr. Garrido elected to send a split sample to the split sample testing laboratory, **Texas A&M**. Said split sample confirmed the presence of Flunixin at a level of **74ng/ml**.

The Stewards conclude that **Raul Garrido** has violated section(s) **178-1-51.1.1a**, which reads, "The trainer is the absolute insurer of and responsible for the condition of the horses he or she enters in an official workout or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom, and any other person shown to have had the care, attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined." This medication/prohibited substance violation is his **2nd** offense for Flunixin.

In addition, because the permit holder has accumulated **1 point** prior to this ruling and **1 point in connection with this ruling**, for a current total of **2 points**, under the multiple medication violation point system, he/she is subject to an additional penalty of **n/a points** pursuant to section **49.3.m.617W.Va.C.S.R.1**. This penalty is in addition to the penalty imposed by the Stewards for the underlying offense.

The penalty guidelines set forth in **Table 178-1 F** of the Thoroughbred Racing Rules provide a maximum penalty of a **Seven Hundred and Fifty Dollar (\$750.00)**.

However, the stewards determine the appropriate penalty on a case by case basis by considering the following mitigating/aggravating factors::

- A.) **(Aggravating)** The Permit holder's past record: **Second time with same drug violation.**
- B.) **(Aggravating)** Not approved for use in Race Horses at any levels. **Not at this level**
- C.) **(Aggravating)** The legal availability of the drug: **is widely available**
- D.) **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. **Claims no knowledge**
- E.) **(Mitigating)** The steps taken by the trainer to safeguard the horse: **N/A**
- F.) **(Aggravating)** The probability of environmental contamination exposure due to human use: **N/A**
- G.) **(Mitigating)** The purse of the race: **N/A**

H.) **(Aggravating)** Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

I.) **(Mitigating)** Whether there was any suspicious betting pattern in the race: **N/A**

J.) **(Mitigating)** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **Non-applicable**

K.) Others factors deemed relevant by the Stewards: **N/A**

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: Mr. Garrido will be fined **\$750.00**

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

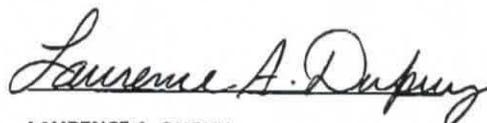
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00

Dated: January 22, 2016

BY ORDER OF THE STEWARDS:



L. ROBERT LOTTS



LAURENCE A. DUPUY



ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING-MEDICATION VIOLATION**

RULING #14

TO: **Owner/Trainer David Hussey** Permit #11040; SS# xxx-xx-4059

On **January 26, 2016**, the Board of Stewards offered a hearing to Owner/Trainer, David Hussey to which he waived his right to a hearing regarding allegations set forth in Notice of Hearing issued.

After considering the evidence, the Stewards hereby find the following:

The official blood sample #191089, taken 01/08/2016 was reported by Industrial Laboratories, official testing laboratory, to contain **Naproxen, above the authorized levels. Specifically, blood sample contained 161ng/ml.** The sample was taken from "Prized Opal", which ran in the First Race on January 8, 2016, finishing First. This is a Dk/Br.m5 by Prized Indian Opal by Indian Charlie - Bred in WV.

The Stewards conclude that David Hussey has violated section(s) 178-1-51.1.1a, which reads, "The trainer is the absolute insurer of and responsible for the condition of the horses he or she enters in an official workout or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom, and any other person shown to have had the care, attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined." This medication/prohibited substance violation is his 2nd offense for Naproxen.

In addition, because the permit holder has accumulated **2 points** prior to this ruling and **2 points in connection with this ruling**, for a current total of **4 points**, under the multiple medication violation point system, he/she is subject to an additional penalty of **30 days** pursuant to section 49.3.m.617W.Va.C.S.R.1. This penalty is in addition to the penalty imposed by the Stewards for the underlying offense.

The penalty guidelines set forth in Table 178-1 F of the Thoroughbred Racing Rules provide a maximum penalty of **\$1500.00, Loss of purse and 15 days.**

However, the stewards determine the appropriate penalty on a case by case basis by considering the following mitigating/aggravating factors:

- A.) **(Aggravating)** The Permit holder's past record: **1 violation in last 365 days**
- B.) **(Mitigating)** Not approved for use in Race Horses at any levels.
- C.) **(Mitigating)** The legal availability of the drug
- D.) **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. **Claims no knowledge**
- E.) **(Mitigating)** The steps taken by the trainer to safeguard the horse: **N/A**
- F.) **(Mitigating)** The probability of environmental contamination exposure due to human use: **N/A**
- G.) **(Mitigating)** The purse of the race: **N/A**
- H.) **(Aggravating)** Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**
- I.) **(Mitigating)** Whether there was any suspicious betting pattern in the race: **N/A**

J.) **(Mitigating)** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

K.) Others factors deemed relevant by the Stewards: **N/A**

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: **Mr. Hussey will be fined \$1500.00, redistribution of purse and 45 day suspension, starting February 6, 2016 through and including March 21, 2016.**

Redistribution of purse is as follows:

1. Flaming Tempest
2. Miss Feds Up
3. City of Admirals
4. Ohbee
5. That Aint No Lady
6. Sweet Brown

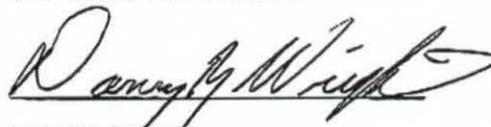
While under suspension Mr. Hussey is denied the privilege of the grounds under the jurisdiction of the West Virginia Racing Commission.

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, **Per Rule of Racing Number 178-1-8.5.n.**

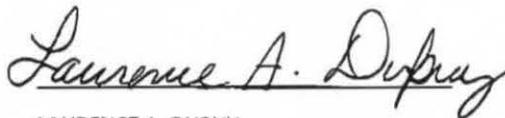
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00

Dated: January 29, 2016

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACETRACK
NOTICE OF HEARING

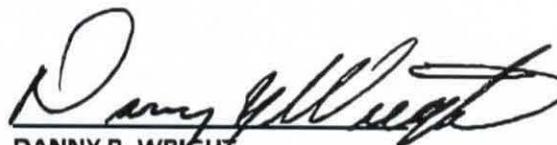
RULING #15

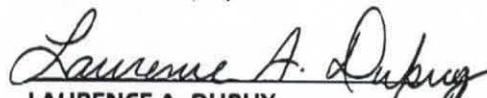
TO: Owner/Trainer, Harry Dodson; Permit #12084; SS# xxx-xx-9382

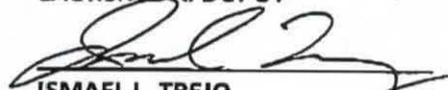
Owner/Trainer, **Harry Dodson**, having been afforded a hearing regarding allegations of engaging in conduct unbecoming or detrimental to the best interest of racing in violation of **Thoroughbred Racing Rule 178-1-24.11.gg** which reads, "**has engaged in conduct unbecoming or detrimental to the best interests of racing**".

After hearing testimony from both parties, the Board of Stewards concludes **there was no proven intent on Mr. Dodson's part to violate Rule of Racing 178-1-24.11.gg.**

Dated: January 29, 2016


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

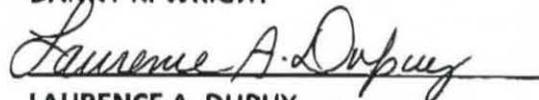
FEBRUARY 2, 2016

RULING NUMBER 16Trainer, **Scoter R. Davis**; Permit#12068/2011; SS#xxx-xx-1204

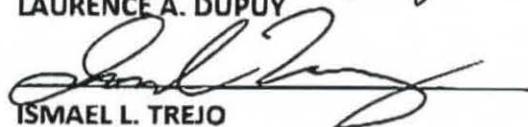
On behalf of the West Virginia Racing Commission, **Scoter R. Davis** has been **denied Owner/Trainer Permit Application** by the commission with regard to his recent application.

DATED: January 26, 2016**BY ORDER OF THE STEWARDS:**

DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 3, 2016

RULING NUMBER 17

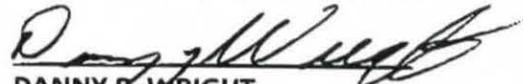
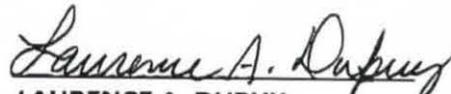
Jockey, **Luis Batista**, Permit #12139; SS xxx-xx-0429, is hereby fined (**\$500**) **Five Hundred Dollars**, for violation of **Rule of Racing, Number 178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race."

In the first race on **Thursday, January 7, 2016**, **Mr. Batista**, carelessly rode his mount, "**Quiet Canadian**" inward leaving the starting gate and caused interference to the inside horse, "**Rollforward**", who clipped heels and fell.

Batista's mount was disqualified from **Seventh (7th)** and placed last.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:
DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 3, 2016

RULING NUMBER 18

Jockey, **Aliciabades Cortez**, Permit #11134; SS# xxx-xx-0995 is hereby fined **(\$500) Five Hundred Dollars** violation of **Rule of Racing, Number 178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side so as to interfere with, impede or intimidate any other horse, it is a foul."

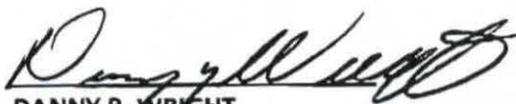
During the running of the **Third (3rd) Race, on Thursday, January 21, 2016, Mr. Cortez** rode his mount "**Arundhati**", down to the rail before the 3/16 pole and caused interference to "**Banyan Circle**".

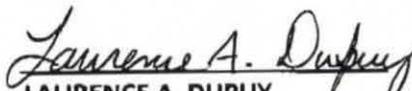
Mr Cortez's mount was disqualified from **Third** and placed **Fourth**.

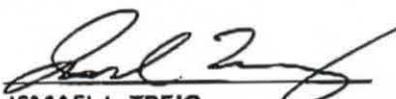
All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 3, 2016

RULING NUMBER 19

Jockey, **Christian Hiraldo**, Permit #10838; SS# xxx-xx-4368 is hereby fined **(\$500) Five Hundred Dollars** violation of **Rule of Racing, Number 178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side so as to interfere with, impede or intimidate any other horse, it is a foul."

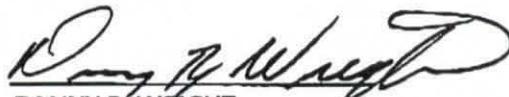
During the running of the **Eighth (8th) Race, on Thursday, January 21, 2016**, Mr. Hiraldo's mount "**Gianna Bella**", swerved out under left hand sticking and caused interference to "**Quality Moves**" at the head of the stretch.

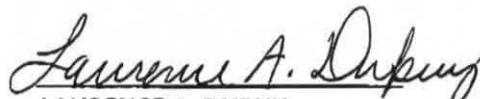
Mr. Hiraldo's mount was disqualified from **First** and placed **Second**.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

February 3, 2016

RULING NUMBER 20

Jockey, **Carlos Castro**, Permit #12621; SS xxx-xx-3104, is suspended for **Three (3) Racing Days**, beginning **Thursday, February 11, 2016, Friday, February 12, 2016, and Saturday, February 13, 2016**, for violation **Rule of Racing, Number 178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race."

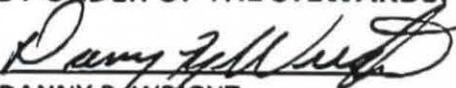
Jockey, Castro carelessly rode his mount "**Distinctlybella**" inward during the stretch run in the **Fourth Race on Tuesday, February 2, 2016**, and caused interference to the fifth place horse "**Onemoresweetkiss**".

Castros's mount was disqualified from Second and place Fifth.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 5, 2016

RULING NUMBER 21

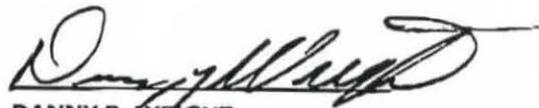
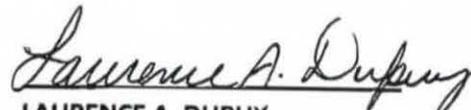
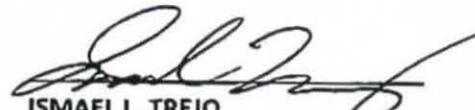
Jockey, **Jose Montano**, Permit # 27295; SS# xxx-xx-1497, is hereby fined **Two Hundred (\$200) Dollars** for violation of West Virginia Rule of Racing Number 178-1-28.3.b, which reads: "A jockey shall faithfully fulfill all engagements in respect to racing."

Mr. Montano failed to fulfill his riding engagement on **Wednesday, February 3, 2016**, necessitating a late rider change.

All fines imposed by the stewards shall be paid to the Racing Commission within seven days (7) calendar days after the ruling is issued, unless otherwise ordered by the stewards.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 5, 2016

RULING NUMBER 22

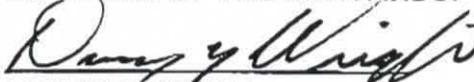
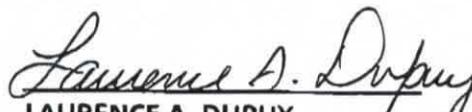
Apprentice Jockey, **Kevin Roman**, Permit #12597; SS xxx-xx-0715, is fined Five Hundred Dollars (\$500.00) for violation **Rule of Racing, Number 178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race."

During the start of the second race on **Wednesday, February 3, 2016**, Apprentice Jockey, **Kevin Roman** failed to correct his mount in a timely manner as he broke outward, which caused interference to several horses.

Roman's mount "Spygirl" was disqualified from Third and placed Eighth.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:
DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 5, 2016

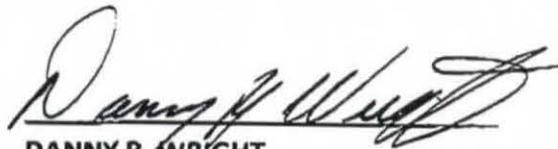
RULING NUMBER 23

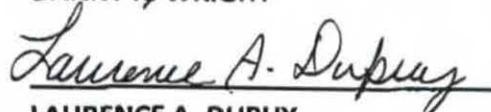
Exercise Rider, **Casey A. Hinsdale**, Permit #12038, SS# xxx-xx-7003, is hereby suspended as of **February 5, 2016** for violation of **WV Rules of Racing #178-24.11.c**, which reads, "has demonstrated financial responsibility by having a judgement issued against him or her for failure to pay a debt owed as a result of obtaining feed, drugs, transportation, services for horses, veterinary services or supplies for himself or herself or others."

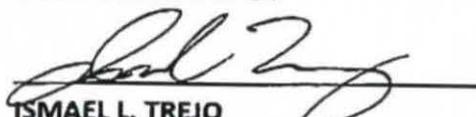
Ms. Hinsdale has an outstanding judgement from the Magistrate Court of Jefferson County in the amount of **\$1174.87**, plus interest and court costs, to be paid to the "**Tack Shop**", 131 Racetrack Street, Ranson, WV 25438.

While under suspension, **Ms. Hinsdale** is denied access to and the privilege of all grounds under the jurisdiction of the West Virginia Racing Commission.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:

DANNY R. WRIGHT

LAURENCE A. DUPUY

TISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 5, 2016

RULING NUMBER 23

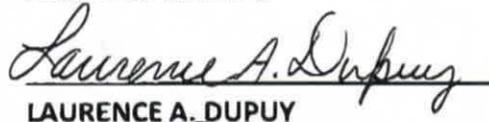
Exercise Rider, **Casey A. Hinsdale**, Permit #12038, SS# xxx-xx-7003, is hereby suspended as of **February 5, 2016** for violation of **WV Rules of Racing #178-24.11.c**, which reads, "has demonstrated financial irresponsibility by having a judgement issued against him or her for failure to pay a debt owed as a result of obtaining feed, shelter, drugs, transportation, services for horses, veterinary services or supplies for himself or herself or others."

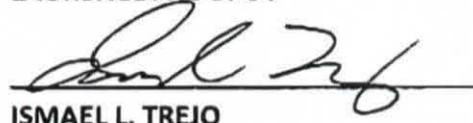
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You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:

DANNY R. WRIGHT

LAURENCE A. DUPUY

ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 5, 2016

RULING NUMBER 23

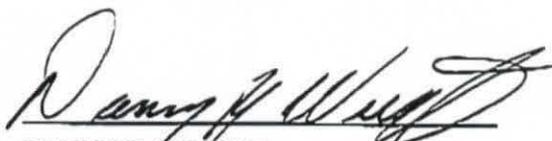
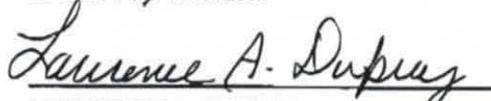
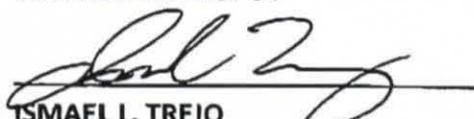
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While under suspension, **Ms. Hinsdale** is denied access to and the privilege of all grounds under the jurisdiction of the West Virginia Racing Commission.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

BEFORE THE BOARD OF STEWARDS**CHARLES TOWN RACE TRACK****RULING-MEDICATION VIOLATION****RULING: 24**

TO: Trainer, Emanuel Geralis; Permit #11886; SS# xxx-xx-3511

On **February 4, 2016**, the Board of Stewards offered a hearing to Trainer, **Emanuel Geralis** to which he waived his right to a hearing regarding the allegations set forth in Notice of Hearing issued.

After considering the evidence, the Stewards hereby find the following:

The official blood sample **#191048** taken on **12/18/2015** was reported by Industrial Laboratories, official testing Laboratory, to contain **Naproxen** above the authorized levels. Specifically, blood sample contained **37.7 ng/ml**.

The sample was taken from "**Midnight Lovin**" which ran in the **Sixth Race on 12/18/15** finishing **First**. This horse is a **DkB/Br.c. 2 Midnight Lute – Littlebitoflove** by **High Yield**.

Mr. Geralis elected to send a split sample to the split sample testing laboratory, **Texas A&M**. Said split sample confirmed the presence of **Naproxen** at a level of **35.9 ng/ml**.

The Stewards conclude that **Emanuel Geralis** has violated section(s) **178-1-51.1.a** which reads, "The Trainer is absolute insurer of and responsible for the condition of the horses he or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom and any other person shown to have had the care, or attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined."

In addition, because the permit holder has accumulated "**0**" points prior to this ruling and "**2**" points in connection with this ruling for a current total of "**2**" points, under the multiple medication violation point system, he/she is subject to an additional penalty of "**NA**" points pursuant to section **49.3.m.6. of 178 W. Va.C.S.R.1**. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his **first offense for Naproxen**.

The Penalty Guidelines set forth in **Table 178-1 F** of the Thoroughbred Racing Rules provide a **maximum penalty of a \$1000.00 fine and loss of purse**.

However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

A.) (Mitigating) The Permit holder's past record: **first drug violation of his career**

B.) (Aggravating) The Potential of the drug to influence the horse's racing performance: **has potential**

C.) (Aggravating) The legal availability of the drug: is **widely available**

D.) (Mitigating) Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. **claims no knowledge**

E.) (Mitigating) The steps taken by the trainer to safeguard the horse: **N/A**

F.) (Aggravating) The probability of environmental contamination exposure due to human use: **N/A**

G.) (Mitigating) The purse of the race: **N/A**

H.) (Aggravating) Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

I.) (Mitigating) Whether there was any suspicious betting pattern in the race: **N/A**

J.) (Mitigating) Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

K.) Others factors deemed relevant by the Stewards: **N/A**

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: Mr. Geralis will be fined \$1000.00 and the purse ordered to be redistributed.

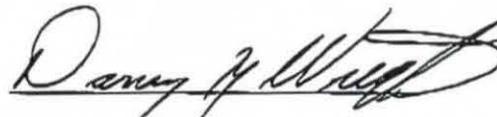
Redistribution of purse as follows:

1. Patrick Rocks
2. Reademndeletem
3. Serenready
4. Whiskey Creek
5. Schlosser
6. Jonah

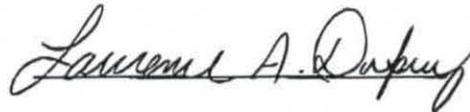
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: February 5, 2016

BY ORDER OF THE STEWARDS



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 6, 2016

RULING NUMBER 25

Jockey, **Carlos Castro**, Permit #12621; SS# xxx-xx-3104, is hereby fined **One-Hundred (\$100.00) Dollars** for failure to do his reported weight, on **February 5, 2016, in the Second Race**. This is in violation of West Virginia Rule of Racing Number **178-1-45.5.d** which states, "Any overweight shall be declared by a jockey to the clerk of scales at the time appointed in advance of a race. The clerk of scales shall report to the stewards any failure on the part of any jockey to comply with this subdivision."

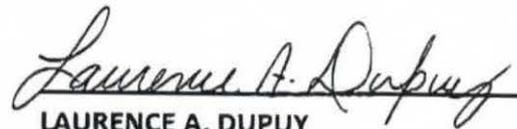
All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) Calendar days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 6, 2016

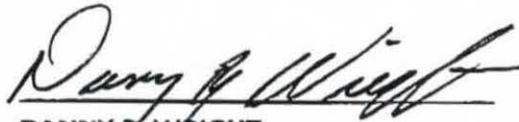
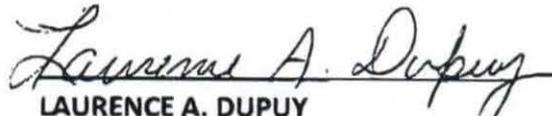
RULING NUMBER 26

Jockey, **Jorge Monserrate Jr.**, Permit #12737, SS# xxx-xx-2842, is hereby summarily suspended as of **February 6, 2016** for violation of **WV Rules of Racing #178-24.3.i**, which reads, "If a permit holder refuses to submit to urine or drug testing under this subsection or if a permit holder tests positive, his or her permit may be summarily suspended at the discretion of the stewards and/or may be subject to other disciplinary action in accordance with this rule."

Mr. Monserrate, having been directed by the Board of Stewards to submit to drug testing, and having refused to do so, is hereby summarily suspended.

While under suspension, **Mr. Monserrate** is denied access to and the privilege of all grounds under the jurisdiction of the West Virginia Racing Commission.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:
DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

RULING-MEDICATION VIOLATION

RULING: 27

TO: Owner/Trainer, Eduardo Rojas; Permit #12889; SS# xxx-xx-5770

On February 9, 2016, the Board of Stewards offered a hearing to Owner/Trainer, Eduardo Rojas to which he waived his right to a hearing regarding the allegations set forth in Notice of Hearing issued.

After considering the evidence, the Stewards hereby find the following:

The official blood sample #191137 taken on 1/21/2016 was reported by Industrial Laboratories, official testing Laboratory, to contain Phenylbutazone above the authorized levels. Specifically, blood sample contained 2.5 ng/ml.

The sample was taken from "Two More Jacs" which ran in the Second Race on 1/21/16 finishing First. This horse is a Ch.g.6 by El Corredor-Revealing by Maria's Mon-bred in Ky.

Mr. Rojas elected to waive his right to the split sample testing.

The Stewards conclude that Eduardo Rojas has violated section(s) 178-1-51.1.a which reads, "The Trainer is absolute insurer of and responsible for the condition of the horses he or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined, In addition, the owner of the horse, the foreman in charge of the horse, the groom and any other person shown to have had the care, or attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined."

In addition, because the permit holder has accumulated "0" points prior to this ruling and "1" point in connection with this ruling for a current total of "1" point, under the multiple medication violation point system, he/she is subject to an additional penalty of "NA" points pursuant to section 49.3.m.6. of 178 W. Va.C.S.R.1. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his first offense for Phenylbutazone.

The Penalty Guidelines set forth in Table 178-1 F of the Thoroughbred Racing Rules provide a maximum penalty of \$250.00 fine.

However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

- A.) (Mitigating) The Permit holder's past record: first drug violation
- B.) (Aggravating) The Potential of the drug to influence the horse's racing performance: has potential
- C.) (Aggravating) The legal availability of the drug: is widely available
- D.) (Mitigating) Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. claims no knowledge
- E.) (Mitigating) The steps taken by the trainer to safeguard the horse: N/A

F.) (***Aggravating***) The probability of environmental contamination exposure due to human use: **N/A**

G.) (***Mitigating***) The purse of the race: **N/A**

H.) (***Aggravating***) Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

I.) (***Mitigating***) Whether there was any suspicious betting pattern in the race: **N/A**

J.) (***Mitigating***) Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

K.) Others factors deemed relevant by the Stewards: **N/A**

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: Mr. Rojas will be fined \$250.00.

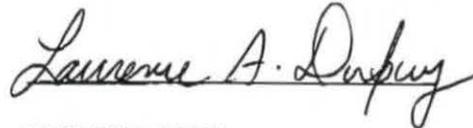
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: February 9, 2016

BY ORDER OF THE STEWARDS



DANNY R. WRIGHT



LAURENCE A. DUPLY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 9, 2016

RULING NUMBER 28

Jockey, **Jorge Monserrate, Jr**, Permit # 12737; SS# xxx-xx-2842, is hereby fined **Two Hundred (\$200) Dollars** for violation of West Virginia Rule of Racing Number 178-1-28.3.b, which reads: "A jockey shall faithfully fulfill all engagements in respect to racing."

Mr. Monserrate failed to fulfill his riding engagement on for the **Fourth Race on Friday, February 5, 2016**, necessitating a late rider change.

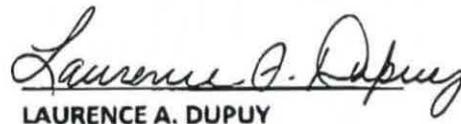
All fines imposed by the stewards shall be paid to the Racing Commission within seven days (7) calendar days after the ruling is issued, unless otherwise ordered by the stewards.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING-MEDICATION VIOLATION**

RULING #13

TO: Owner/Trainer Raul Garrido Permit #11406; SS# xxx- xx-4729

On **January 19, 2016**, the Board of Stewards offered a hearing to Owner/Trainer, Raul Garrido to which he waived his right to a hearing regarding allegations set forth in Notice of Hearing issued.

After considering the evidence, the Stewards hereby find the following:

The official blood sample **#190959** taken **12/04/2015** was reported by Industrial Laboratories, official testing laboratory, to contain Flunixin, above the authorized levels. Specifically, blood sample contained **55.7ng/ml**. The sample was taken from "Guard the Rock", which ran in the **Seventh Race** on **December 4, 2015**, finishing **Seventh**. This is a bay gelding by **Rock Hard Ten** out of **Vanguardia (ARG)** by **Sekari (GB)**.

Mr. Garrido elected to send a split sample to the split sample testing laboratory, **Texas A&M**. Said split sample confirmed the presence of Flunixin at a level of **74ng/ml**.

The Stewards conclude that **Raul Garrido** has violated section(s) **178-1-51.1.1a**, which reads, "The trainer is the absolute insurer of and responsible for the condition of the horses he or she enters in an official workout or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom, and any other person shown to have had the care, attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined." This medication/prohibited substance violation is his **2nd** offense for Flunixin.

In addition, because the permit holder has accumulated **1 point** prior to this ruling and **1 point in connection with this ruling**, for a current total of **2 points**, under the multiple medication violation point system, he/she is subject to an additional penalty of **n/a points** pursuant to section **49.3.m.617W.Va.C.S.R.1**. This penalty is in addition to the penalty imposed by the Stewards for the underlying offense.

The penalty guidelines set forth in **Table 178-1 F** of the Thoroughbred Racing Rules provide a maximum penalty of a **Seven Hundred and Fifty Dollar (\$750.00)**.

However, the stewards determine the appropriate penalty on a case by case basis by considering the following mitigating/aggravating factors::

- A.) **(Aggravating)** The Permit holder's past record: **Second time with same drug violation.**
- B.) **(Aggravating)** Not approved for use in Race Horses at any levels. **Not at this level**
- C.) **(Aggravating)** The legal availability of the drug: **is widely available**
- D.) **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. **Claims no knowledge**
- E.) **(Mitigating)** The steps taken by the trainer to safeguard the horse: **N/A**
- F.) **(Aggravating)** The probability of environmental contamination exposure due to human use: **N/A**
- G.) **(Mitigating)** The purse of the race: **N/A**

H.) **(Aggravating)** Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

I.) **(Mitigating)** Whether there was any suspicious betting pattern in the race: **N/A**

J.) **(Mitigating)** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **Non-applicable**

K.) Others factors deemed relevant by the Stewards: **N/A**

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: Mr. Garrido will be fined **\$750.00**

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

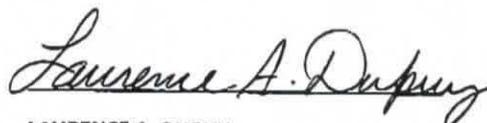
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00

Dated: January 22, 2016

BY ORDER OF THE STEWARDS:



L. ROBERT LOTTS



LAURENCE A. DUPUY



ISMAEL L. TREJO

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING-MEDICATION VIOLATION**

RULING #14

TO: **Owner/Trainer David Hussey** Permit #11040; SS# xxx-xx-4059

On **January 26, 2016**, the Board of Stewards offered a hearing to Owner/Trainer, David Hussey to which he waived his right to a hearing regarding allegations set forth in Notice of Hearing issued.

After considering the evidence, the Stewards hereby find the following:

The official blood sample #191089, taken 01/08/2016 was reported by Industrial Laboratories, official testing laboratory, to contain **Naproxen, above the authorized levels. Specifically, blood sample contained 161ng/ml.** The sample was taken from "Prized Opal", which ran in the First Race on January 8, 2016, finishing First. This is a Dk/Br.m5 by Prized Indian Opal by Indian Charlie - Bred in WV.

The Stewards conclude that David Hussey has violated section(s) 178-1-51.1.1a, which reads, "The trainer is the absolute insurer of and responsible for the condition of the horses he or she enters in an official workout or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom, and any other person shown to have had the care, attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined." This medication/prohibited substance violation is his 2nd offense for Naproxen.

In addition, because the permit holder has accumulated **2 points** prior to this ruling and **2 points in connection with this ruling**, for a current total of **4 points**, under the multiple medication violation point system, he/she is subject to an additional penalty of **30 days** pursuant to section 49.3.m.617W.Va.C.S.R.1. This penalty is in addition to the penalty imposed by the Stewards for the underlying offense.

The penalty guidelines set forth in Table 178-1 F of the Thoroughbred Racing Rules provide a maximum penalty of **\$1500.00, Loss of purse and 15 days.**

However, the stewards determine the appropriate penalty on a case by case basis by considering the following mitigating/aggravating factors:

- A.) **(Aggravating)** The Permit holder's past record: **1 violation in last 365 days**
- B.) **(Mitigating)** Not approved for use in Race Horses at any levels.
- C.) **(Mitigating)** The legal availability of the drug
- D.) **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. **Claims no knowledge**
- E.) **(Mitigating)** The steps taken by the trainer to safeguard the horse: **N/A**
- F.) **(Mitigating)** The probability of environmental contamination exposure due to human use: **N/A**
- G.) **(Mitigating)** The purse of the race: **N/A**
- H.) **(Aggravating)** Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**
- I.) **(Mitigating)** Whether there was any suspicious betting pattern in the race: **N/A**

J.) **(Mitigating)** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

K.) Others factors deemed relevant by the Stewards: **N/A**

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: **Mr. Hussey will be fined \$1500.00, redistribution of purse and 45 day suspension, starting February 6, 2016 through and including March 21, 2016.**

Redistribution of purse is as follows:

1. Flaming Tempest
2. Miss Feds Up
3. City of Admirals
4. Ohbee
5. That Aint No Lady
6. Sweet Brown

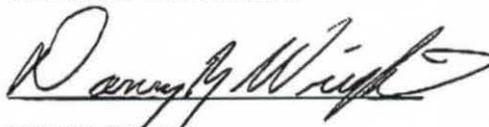
While under suspension Mr. Hussey is denied the privilege of the grounds under the jurisdiction of the West Virginia Racing Commission.

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, **Per Rule of Racing Number 178-1-8.5.n.**

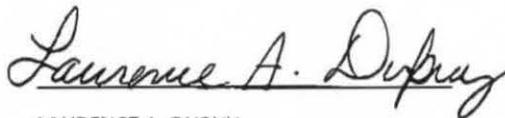
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00

Dated: January 29, 2016

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACETRACK
NOTICE OF HEARING

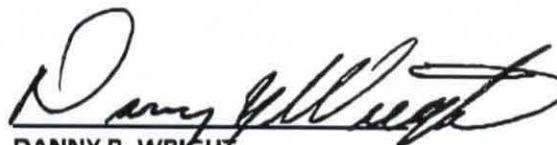
RULING #15

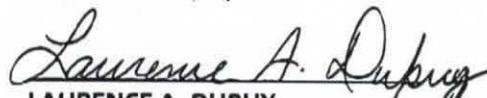
TO: Owner/Trainer, Harry Dodson; Permit #12084; SS# xxx-xx-9382

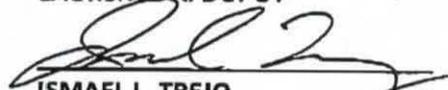
Owner/Trainer, **Harry Dodson**, having been afforded a hearing regarding allegations of engaging in conduct unbecoming or detrimental to the best interest of racing in violation of **Thoroughbred Racing Rule 178-1-24.11.gg** which reads, "**has engaged in conduct unbecoming or detrimental to the best interests of racing**".

After hearing testimony from both parties, the Board of Stewards concludes **there was no proven intent on Mr. Dodson's part to violate Rule of Racing 178-1-24.11.gg.**

Dated: January 29, 2016


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 2, 2016

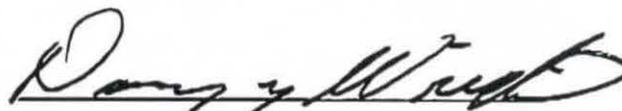
RULING NUMBER 16

Trainer, **Scoter R. Davis**; Permit#12068/2011; SS#xxx-xx-1204

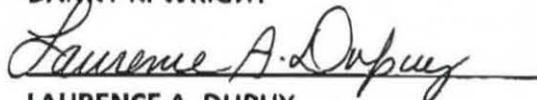
On behalf of the West Virginia Racing Commission, **Scoter R. Davis** has been **denied Owner/Trainer Permit Application** by the commission with regard to his recent application.

DATED: January 26, 2016

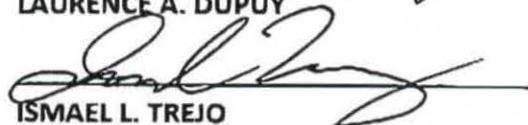
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 3, 2016

RULING NUMBER 17

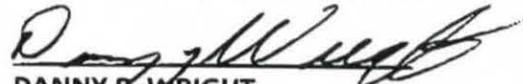
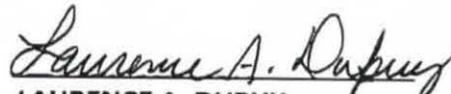
Jockey, **Luis Batista**, Permit #12139; SS xxx-xx-0429, is hereby fined (**\$500**) **Five Hundred Dollars**, for violation of **Rule of Racing, Number 178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race."

In the first race on **Thursday, January 7, 2016**, **Mr. Batista**, carelessly rode his mount, "**Quiet Canadian**" inward leaving the starting gate and caused interference to the inside horse, "**Rollforward**", who clipped heels and fell.

Batista's mount was disqualified from **Seventh (7th)** and placed last.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:
DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 3, 2016

RULING NUMBER 18

Jockey, **Aliciabades Cortez**, Permit #11134; SS# xxx-xx-0995 is hereby fined **(\$500) Five Hundred Dollars** violation of **Rule of Racing, Number 178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side so as to interfere with, impede or intimidate any other horse, it is a foul."

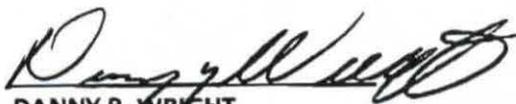
During the running of the **Third (3rd) Race, on Thursday, January 21, 2016, Mr. Cortez** rode his mount "**Arundhati**", down to the rail before the 3/16 pole and caused interference to "**Banyan Circle**".

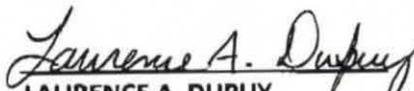
Mr Cortez's mount was disqualified from **Third** and placed **Fourth**.

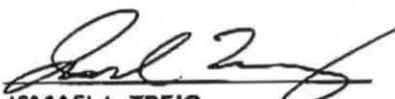
All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 3, 2016

RULING NUMBER 19

Jockey, **Christian Hiraldo**, Permit #10838; SS# xxx-xx-4368 is hereby fined **(\$500) Five Hundred Dollars** violation of **Rule of Racing, Number 178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side so as to interfere with, impede or intimidate any other horse, it is a foul."

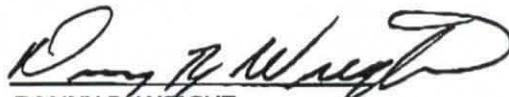
During the running of the **Eighth (8th) Race, on Thursday, January 21, 2016**, Mr. Hiraldo's mount "**Gianna Bella**", swerved out under left hand sticking and caused interference to "**Quality Moves**" at the head of the stretch.

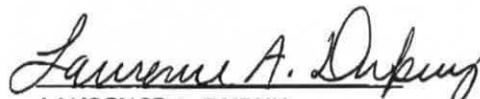
Mr. Hiraldo's mount was disqualified from **First** and placed **Second**.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

February 3, 2016

RULING NUMBER 20

Jockey, **Carlos Castro**, Permit #12621; SS xxx-xx-3104, is suspended for **Three (3) Racing Days**, beginning **Thursday, February 11, 2016, Friday, February 12, 2016, and Saturday, February 13, 2016**, for violation **Rule of Racing, Number 178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race."

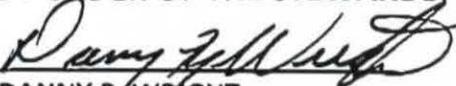
Jockey, Castro carelessly rode his mount "**Distinctlybella**" inward during the stretch run in the **Fourth Race on Tuesday, February 2, 2016**, and caused interference to the fifth place horse "**Onemoresweetkiss**".

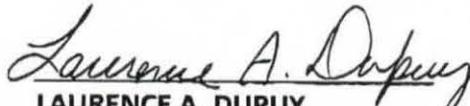
Castros's mount was disqualified from Second and place Fifth.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 5, 2016

RULING NUMBER 21

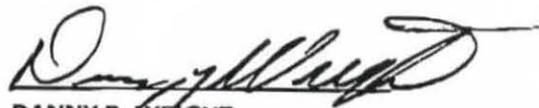
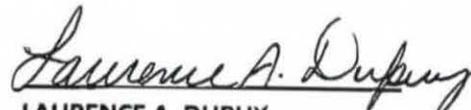
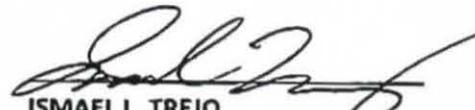
Jockey, **Jose Montano**, Permit # 27295; SS# xxx-xx-1497, is hereby fined **Two Hundred (\$200) Dollars** for violation of West Virginia Rule of Racing Number 178-1-28.3.b, which reads: "A jockey shall faithfully fulfill all engagements in respect to racing."

Mr. Montano failed to fulfill his riding engagement on **Wednesday, February 3, 2016**, necessitating a late rider change.

All fines imposed by the stewards shall be paid to the Racing Commission within seven days (7) calendar days after the ruling is issued, unless otherwise ordered by the stewards.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 5, 2016

RULING NUMBER 22

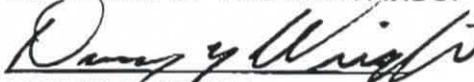
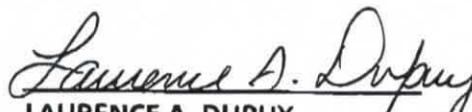
Apprentice Jockey, **Kevin Roman**, Permit #12597; SS xxx-xx-0715, is fined Five Hundred Dollars (\$500.00) for violation **Rule of Racing, Number 178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race."

During the start of the second race on **Wednesday, February 3, 2016**, Apprentice Jockey, **Kevin Roman** failed to correct his mount in a timely manner as he broke outward, which caused interference to several horses.

Roman's mount "Spygirl" was disqualified from Third and placed Eighth.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:
DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 5, 2016

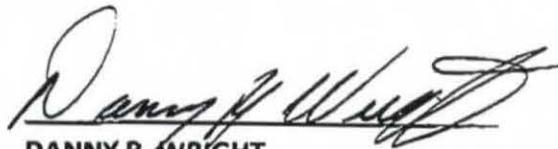
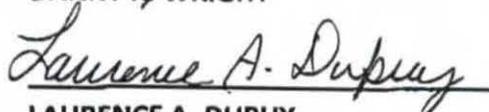
RULING NUMBER 23

Exercise Rider, **Casey A. Hinsdale**, Permit #12038, SS# xxx-xx-7003, is hereby suspended as of **February 5, 2016** for violation of **WV Rules of Racing #178-24.11.c**, which reads, "has demonstrated financial responsibility by having a judgement issued against him or her for failure to pay a debt owed as a result of obtaining feed, drugs, transportation, services for horses, veterinary services or supplies for himself or herself or others."

Ms. Hinsdale has an outstanding judgement from the Magistrate Court of Jefferson County in the amount of **\$1174.87**, plus interest and court costs, to be paid to the "**Tack Shop**", 131 Racetrack Street, Ranson, WV 25438.

While under suspension, **Ms. Hinsdale** is denied access to and the privilege of all grounds under the jurisdiction of the West Virginia Racing Commission.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:
DANNY R. WRIGHT
LAURENCE A. DUPUY
TISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 5, 2016

RULING NUMBER 23

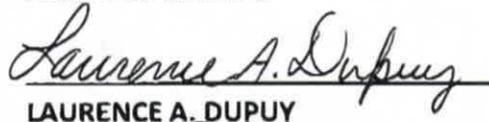
Exercise Rider, **Casey A. Hinsdale**, Permit #12038, SS# xxx-xx-7003, is hereby suspended as of **February 5, 2016** for violation of **WV Rules of Racing #178-24.11.c**, which reads, "has demonstrated financial irresponsibility by having a judgement issued against him or her for failure to pay a debt owed as a result of obtaining feed, shelter, drugs, transportation, services for horses, veterinary services or supplies for himself or herself or others."

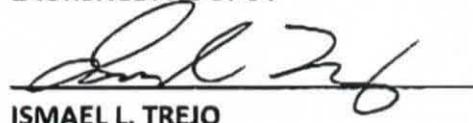
Ms. Hinsdale has an outstanding judgement from the Magistrate Court of Jefferson County in the amount of **\$1174.87**, plus interest and court costs, to be paid to the "**Tack Shop**", 131 Racetrack Street, Ranson, WV 25438.

While under suspension, **Ms. Hinsdale** is denied access to and the privilege of all grounds under the jurisdiction of the West Virginia Racing Commission.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:

DANNY R. WRIGHT

LAURENCE A. DUPUY

ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 5, 2016

RULING NUMBER 23

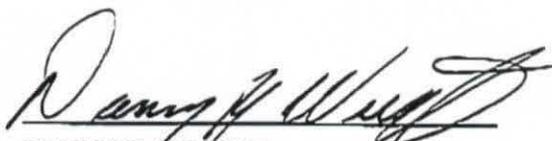
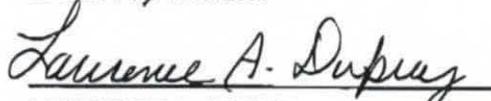
Exercise Rider, **Casey A. Hinsdale**, Permit #12038, SS# xxx-xx-7003, is hereby suspended as of **February 5, 2016** for violation of **WV Rules of Racing #178-24.11.c**, which reads, "has demonstrated financial responsibility by having a judgement issued against him or her for failure to pay a debt owed as a result of obtaining feed, drugs, transportation, services for horses, veterinary services or supplies for himself or herself or others."

Ms. Hinsdale has an outstanding judgement from the Magistrate Court of Jefferson County in the amount of **\$1174.87**, plus interest and court costs, to be paid to the "**Tack Shop**", 131 Racetrack Street, Ranson, WV 25438.

While under suspension, **Ms. Hinsdale** is denied access to and the privilege of all grounds under the jurisdiction of the West Virginia Racing Commission.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

BEFORE THE BOARD OF STEWARDS**CHARLES TOWN RACE TRACK****RULING-MEDICATION VIOLATION****RULING: 24**

TO: Trainer, Emanuel Geralis; Permit #11886; SS# xxx-xx-3511

On **February 4, 2016**, the Board of Stewards offered a hearing to Trainer, **Emanuel Geralis** to which he waived his right to a hearing regarding the allegations set forth in Notice of Hearing issued.

After considering the evidence, the Stewards hereby find the following:

The official blood sample **#191048** taken on **12/18/2015** was reported by Industrial Laboratories, official testing Laboratory, to contain **Naproxen** above the authorized levels. Specifically, blood sample contained **37.7 ng/ml**.

The sample was taken from "**Midnight Lovin**" which ran in the **Sixth Race on 12/18/15** finishing **First**. This horse is a **DkB/Br.c. 2 Midnight Lute – Littlebitoflove** by **High Yield**.

Mr. Geralis elected to send a split sample to the split sample testing laboratory, **Texas A&M**. Said split sample confirmed the presence of **Naproxen** at a level of **35.9 ng/ml**.

The Stewards conclude that **Emanuel Geralis** has violated section(s) **178-1-51.1.a** which reads, "The Trainer is absolute insurer of and responsible for the condition of the horses he or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined. In addition, the owner of the horse, the foreman in charge of the horse, the groom and any other person shown to have had the care, or attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined."

In addition, because the permit holder has accumulated "**0**" points prior to this ruling and "**2**" points in connection with this ruling for a current total of "**2**" points, under the multiple medication violation point system, he/she is subject to an additional penalty of "**NA**" points pursuant to section **49.3.m.6. of 178 W. Va.C.S.R.1**. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his **first offense for Naproxen**.

The Penalty Guidelines set forth in **Table 178-1 F** of the Thoroughbred Racing Rules provide a **maximum penalty of a \$1000.00 fine and loss of purse**.

However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

A.) (Mitigating) The Permit holder's past record: **first drug violation of his career**

B.) (Aggravating) The Potential of the drug to influence the horse's racing performance: **has potential**

C.) (Aggravating) The legal availability of the drug: is **widely available**

D.) (Mitigating) Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. **claims no knowledge**

E.) **(Mitigating)** The steps taken by the trainer to safeguard the horse: **N/A**

F.) **(Aggravating)** The probability of environmental contamination exposure due to human use: **N/A**

G.) **(Mitigating)** The purse of the race: **N/A**

H.) **(Aggravating)** Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

I.) **(Mitigating)** Whether there was any suspicious betting pattern in the race: **N/A**

J.) **(Mitigating)** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

K.) Others factors deemed relevant by the Stewards: **N/A**

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: Mr. Geralis will be fined \$1000.00 and the purse ordered to be redistributed.

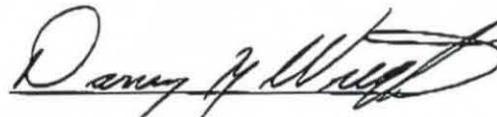
Redistribution of purse as follows:

1. Patrick Rocks
2. Reademndeletem
3. Serenready
4. Whiskey Creek
5. Schlosser
6. Jonah

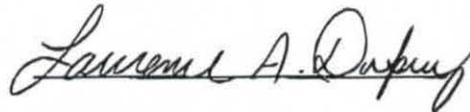
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: February 5, 2016

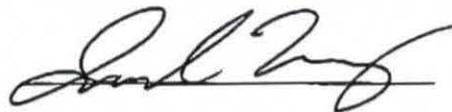
BY ORDER OF THE STEWARDS



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 6, 2016

RULING NUMBER 25

Jockey, **Carlos Castro**, Permit #12621; SS# xxx-xx-3104, is hereby fined **One-Hundred (\$100.00) Dollars** for failure to do his reported weight, on **February 5, 2016, in the Second Race**. This is in violation of West Virginia Rule of Racing Number **178-1-45.5.d** which states, "Any overweight shall be declared by a jockey to the clerk of scales at the time appointed in advance of a race. The clerk of scales shall report to the stewards any failure on the part of any jockey to comply with this subdivision."

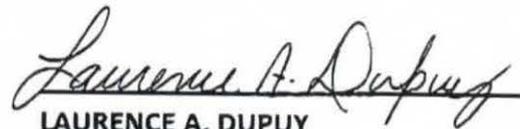
All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) Calendar days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

FEBRUARY 6, 2016

RULING NUMBER 26

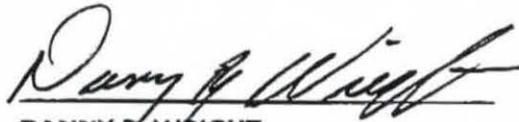
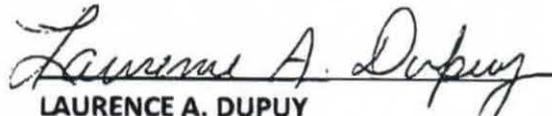
Jockey, **Jorge Monserrate Jr.**, Permit #12737, SS# xxx-xx-2842, is hereby summarily suspended as of **February 6, 2016** for violation of **WV Rules of Racing #178-24.3.i**, which reads, "If a permit holder refuses to submit to urine or drug testing under this subsection or if a permit holder tests positive, his or her permit may be summarily suspended at the discretion of the stewards and/or may be subject to other disciplinary action in accordance with this rule."

Mr. Monserrate, having been directed by the Board of Stewards to submit to drug testing, and having refused to do so, is hereby summarily suspended.

While under suspension, **Mr. Monserrate** is denied access to and the privilege of all grounds under the jurisdiction of the West Virginia Racing Commission.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

RULING-MEDICATION VIOLATION

RULING: 27

TO: Owner/Trainer, Eduardo Rojas; Permit #12889; SS# xxx-xx-5770

On February 9, 2016, the Board of Stewards offered a hearing to Owner/Trainer, Eduardo Rojas to which he waived his right to a hearing regarding the allegations set forth in Notice of Hearing issued.

After considering the evidence, the Stewards hereby find the following:

The official blood sample #191137 taken on 1/21/2016 was reported by Industrial Laboratories, official testing Laboratory, to contain Phenylbutazone above the authorized levels. Specifically, blood sample contained 2.5 ng/ml.

The sample was taken from "Two More Jacs" which ran in the Second Race on 1/21/16 finishing First. This horse is a Ch.g.6 by El Corredor-Revealing by Maria's Mon-bred in Ky.

Mr. Rojas elected to waive his right to the split sample testing.

The Stewards conclude that Eduardo Rojas has violated section(s) 178-1-51.1.a which reads, "The Trainer is absolute insurer of and responsible for the condition of the horses he or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined, In addition, the owner of the horse, the foreman in charge of the horse, the groom and any other person shown to have had the care, or attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined."

In addition, because the permit holder has accumulated "0" points prior to this ruling and "1" point in connection with this ruling for a current total of "1" point, under the multiple medication violation point system, he/she is subject to an additional penalty of "NA" points pursuant to section 49.3.m.6. of 178 W. Va.C.S.R.1. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his first offense for Phenylbutazone.

The Penalty Guidelines set forth in Table 178-1 F of the Thoroughbred Racing Rules provide a maximum penalty of \$250.00 fine.

However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

- A.) **(Mitigating)** The Permit holder's past record: first drug violation
- B.) **(Aggravating)** The Potential of the drug to influence the horse's racing performance: has potential
- C.) **(Aggravating)** The legal availability of the drug: is widely available
- D.) **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. claims no knowledge
- E.) **(Mitigating)** The steps taken by the trainer to safeguard the horse: N/A

F.) (***Aggravating***) The probability of environmental contamination exposure due to human use: **N/A**

G.) (***Mitigating***) The purse of the race: **N/A**

H.) (***Aggravating***) Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

I.) (***Mitigating***) Whether there was any suspicious betting pattern in the race: **N/A**

J.) (***Mitigating***) Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

K.) Others factors deemed relevant by the Stewards: **N/A**

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: Mr. Rojas will be fined \$250.00.

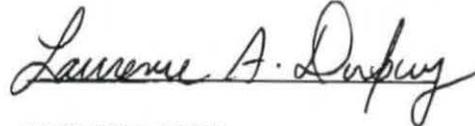
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: February 9, 2016

BY ORDER OF THE STEWARDS



DANNY R. WRIGHT



LAURENCE A. DUPLY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

FEBRUARY 9, 2016

RULING NUMBER 28

Jockey, **Jorge Monserrate, Jr**, Permit # 12737; SS# xxx-xx-2842, is hereby fined **Two Hundred (\$200) Dollars** for violation of West Virginia Rule of Racing Number 178-1-28.3.b, which reads: "A jockey shall faithfully fulfill all engagements in respect to racing."

Mr. Monserrate failed to fulfill his riding engagement on for the **Fourth Race on Friday, February 5, 2016**, necessitating a late rider change.

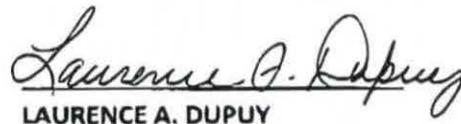
All fines imposed by the stewards shall be paid to the Racing Commission within seven days (7) calendar days after the ruling is issued, unless otherwise ordered by the stewards.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

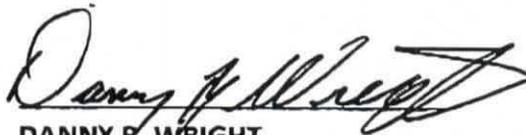
STEWARDS RULING

FEBRUARY 24, 2016

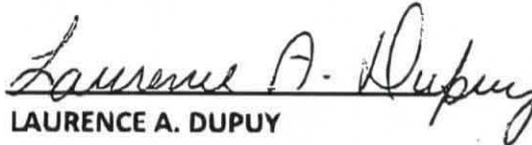
RULING NUMBER 35

Exercise Rider, **Casey Hinsdale**, Permit # 12038, SS# xxx-xx-7003, is hereby restored to good standing as of February 24, 2016, having complied with the Board of Stewards Rulings #23, dated February 5, 2016.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

February 25, 2016

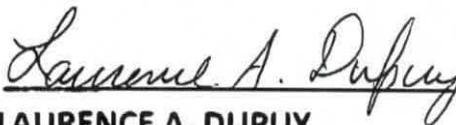
RULING NUMBER 36

Exercise Rider, **Devon Williams**, Permit #11949, SS# xxx-xx-4057, has been rescinded as of 2/24/16.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

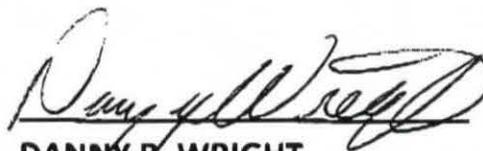
CHARLES TOWN RACES**STEWARDS RULING****February 27, 2016****RULING NUMBER 37**

Owner/Trainer, **Hugh McMahon**, Permit #11346, SS# xxx-xx-8305

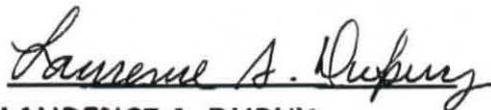
Ruling #226, dated 12/17/15; Mr. McMahon was fined \$200.00 for failure to have foal papers on "War and Thunder" for the running of the Seventh Race, Wednesday, December 16, 2015.

Ruling (#226) has been rescinded per WVRC.

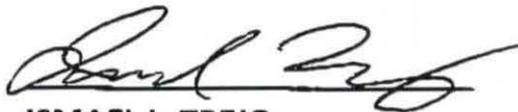
BY ORDER OF THE STEWARDS:



DANNY B. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

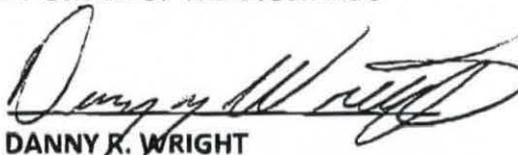
STEWARDS RULING

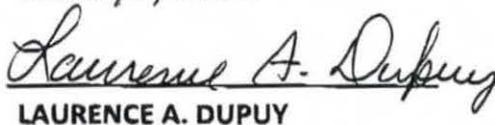
FEBRUARY 27, 2016

RULING NUMBER 38

Groom, **Mark Breeden**, Permit # 11511, SS# xxx-xx-1059, occupational permit has been restored to good standing as of **2/23/16** by order of the West Virginia Racing Commission, having complied with the conditions set forth in **Ruling 94**, dated **6/5/15**.

BY ORDER OF THE STEWARDS


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

CHARLES TOWN RACE STEWARDS RULING MARCH 3, 2016**RULING NUMBER 39**

Owner/Trainer, **Raul Garrido**; Permit # 11406; SS # xxx-xx-4729

Mr. Garrido's Occupational Permit has been **suspended** as of **March 3, 2016** by the Board of Stewards for **non-payment of fines**, per West Virginia Rule of Racing **#178-1-24.11**, which reads, "Grounds for Denial, suspension or Revocation of Permit. The Racing Commission and/or the stewards may, in their discretion, refuse to issue or renew an occupational permit to an applicant, or may in their discretion suspend, revoke, or impose other disciplinary measures upon an occupational permit issued pursuant to this rule, if the applicant or permit holder: **24.11.w**, which reads, "has failed to pay a required fee, fine or cost."

RE: These fines are still unpaid:

Ruling #13 - \$750.00 – 1/20/16

Ruling #221 - \$500.00 – 12/15/15

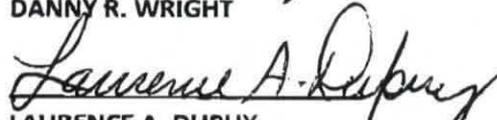
Ruling #187 - \$200 – 10/10/15

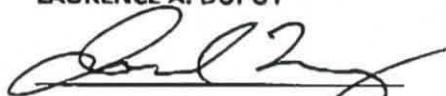
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

During his suspension, he is denied access to and the privileges of all grounds under the jurisdiction of the West Virginia Racing Commission.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


ISMAEL L. TREJO

CHARLES TOWN RACE STEWARDS RULING MARCH 3, 2016**RULING NUMBER 40**

Blacksmith, **Lester Rao**; Permit # 13062/; SS # xxx-xx-1864

Mr. Rao's Occupational Permit has been **suspended** as of **March 3, 2016** by the Board of Stewards for **non-payment of fines**, per West Virginia Rule of Racing **#178-1-24.11**, which reads, "Grounds for Denial, suspension or Revocation of Permit. The Racing Commission and/or the stewards may, in their discretion, refuse to issue or renew an occupational permit to an applicant, or may in their discretion suspend, revoke, or impose other disciplinary measures upon an occupational permit issued pursuant to this rule, if the applicant or permit holder: **24.11.w**, which reads, "has failed to pay a required fee, fine or cost."

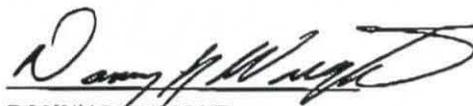
RE: This fine is still unpaid:

Ruling #170 - \$500.00 – 9/10/2015

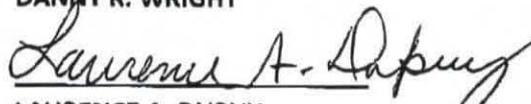
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

During his suspension, he is denied access to and the privileges of all grounds under the jurisdiction of the West Virginia Racing Commission.

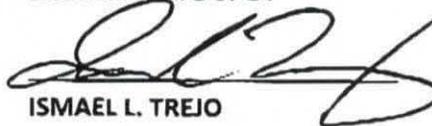
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

rel

CHARLES TOWN RACE STEWARDS RULING MARCH 3, 2016**RULING NUMBER 41**

Jockey, **Jorge Monserrate, Jr.**; Permit # 12737; SS # xxx-xx-2842

Mr. Monserrate, currently under summary suspension is hereby **suspended** as of **March 3, 2016** by the Board of Stewards for **non-payment of fines**, per West Virginia Rule of Racing **#178-1-24.11**, which reads, "Grounds for Denial, suspension or Revocation of Permit. The Racing Commission and/or the stewards may, in their discretion, refuse to issue or renew an occupational permit to an applicant, or may in their discretion suspend, revoke, or impose other disciplinary measures upon an occupational permit issued pursuant to this rule, if the applicant or permit holder: **24.11.w**, which reads, "has failed to pay a required fee, fine or cost."

RE: This fine is still unpaid:

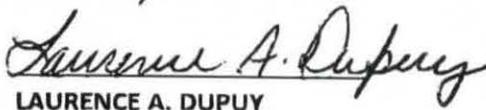
Ruling #28 - \$200.00 – 2/09/2016 - failing to fulfill riding engagement

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

During his suspension, he is denied access to and the privileges of all grounds under the jurisdiction of the West Virginia Racing Commission.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPLY


ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

MARCH 3, 2016

RULING NUMBER 42

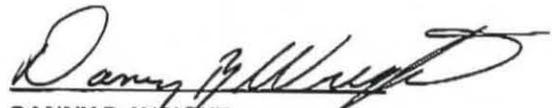
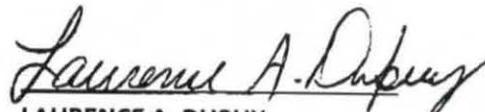
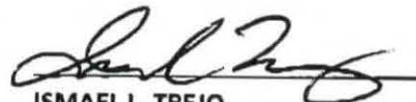
Jockey, **Yamil Rosario**, Permit # 12653; SS# xxx-xx-7033, is hereby fined **Two Hundred (\$200) Dollars** for violation of West Virginia Rule of Racing Number 178-1-28.3.b, which reads: "A jockey shall faithfully fulfill all engagements in respect to racing."

Mr. Rosario failed to fulfill his riding engagements on **Wednesday, March 2, 2016**, necessitating a late rider change.

All fines imposed by the stewards shall be paid to the Racing Commission within seven days (7) calendar days after the ruling is issued, unless otherwise ordered by the stewards.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

MARCH 3, 2016

RULING NUMBER 43

Jockey, **Christian Hiraldo**, Permit #11923; SS# xxx-xx-4368 is hereby fined **(\$500.00) Five Hundred Dollars** for violating W.V. Rule of Racing, **Number 178-1-28.3.a**, which reads, "A jockey shall give a best effort during a race, and each horse shall be ridden to win. A jockey shall not ease up on or coast to the finish, without reasonable cause, even if the horse has no apparent chance to win prize money."

Mr. Hiraldo stood up on his mount prematurely before the wire, during the running the **First race on Saturday, February 27, 2016.**

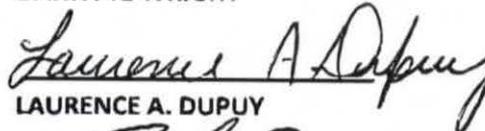
All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, **Per West Virginia Rule of Racing Number 178-1-8.5.n.**

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

MARCH 5, 2016

RULING NUMBER 44

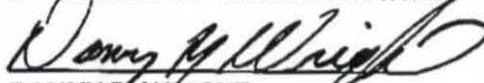
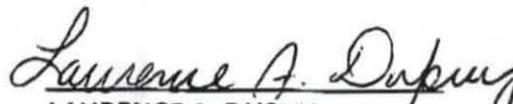
Jockey, **Oscar Flores**, Permit #10841; SS xxx-xx-2129, is fined Five Hundred Dollars (\$500.00) for violation **Rule of Racing, Number 178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race."

Jockey Flores allowed his mount "**Strawberry Summit**" (6) to cause interference with "**Boogaloo George**" (3) during the running of the **Second Race on Thursday, March 3, 2016**.

"Strawberry Summit" was disqualified from fourth and placed sixth.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:
DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

MARCH 5, 2016

RULING NUMBER 45

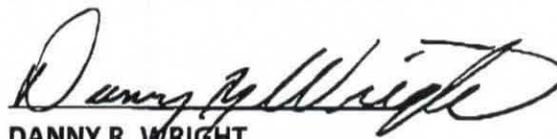
Jockey, **Victor Rodriguez**, Permit #10812; SS#: xxx-xx-6891 is hereby suspended **Four (4) Race Days**, beginning **Thursday, March 10, 2016, Friday, March 11, Saturday, March 12, and Wednesday, March 16, 2016**, for violation of Rules of Racing Number **178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side so as to interfere with, impede or intimidate any other horse, it is a foul."

Mr. Rodriguez is suspended for allowing his mount **(3) "Pagan Flame"**, to drift in, and cause interference with the **(4) "Groom Scholarship"**, during the running of the Fifth **(5th) Race on Thursday, March 3, 2016**.

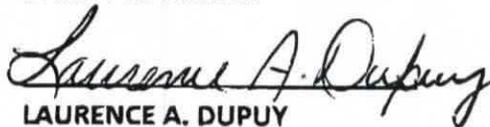
His mount, **"Pagan Flame"** was **disqualified from First (1st)** and placed **Second (2nd)**.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

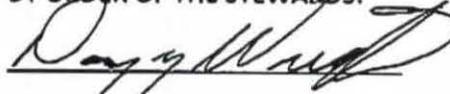
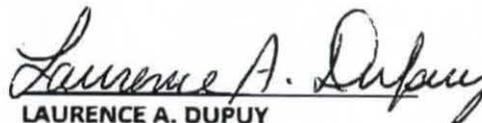
**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK****STEWARDS PROOF OF HEARING****RULING #46****To: Jockey, Luis Batista, Permit #12139; SS#xxx-xx-0427**

On **March 4, 2016**, **Mr. Batista** was afforded a hearing before the Board of Stewards, regarding allegations of Rule of Racing violations, **178-1-24.11.gg**, which reads "has engaged in conduct unbecoming or detrimental to the best interests of racing", **178-1-28.3.b**, which reads, "a jockey shall faithfully fulfill all engagements in respect to racing", **45.7.f.6**, which reads, "Prohibited use of the riding crop includes, but is not limited to, striking a horse and **45.7.f.6.B**, which reads, "during the post parade or after the finish of the race except when necessary to control horse".

After hearing testimony, the B.O.S. find the following: Mr. Batista struck his mount inappropriately during the post parade of the **4th Race Saturday, February 27, 2016**, and caused his mount "**Scatajawa**", to rear up and unseat Mr. Batista. After the incident, Mr. Batista refused to fulfill his riding engagement, necessitating a late rider change and a delay in the running of the **4th Race**.

Mr. Batista was fined Five Hundred Dollars (\$500.00)**DATED: 03/05/2016**

You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:**DANNY R. WRIGHT****LAURENCE A. DUPUY****ISMAEL L. TREJO**

CHARLES TOWN RACES

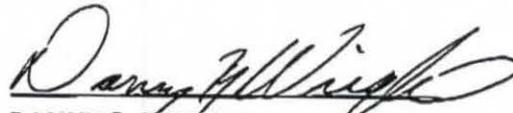
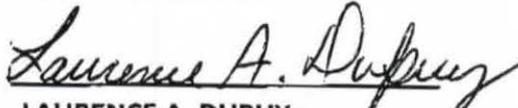
STEWARDS RULING

MARCH 5, 2016

RULING NUMBER 47

Trainer/Blacksmith, **Lester Rao's**, Permit # 13062, SS# xxx-xx-1864, occupational permit has been restored to good standing as of **3/05/16** by order of the West Virginia Racing Commission, having complied with the conditions set forth in **Ruling #170, dated 09/10/2015.**

BY ORDER OF THE STEWARDS


DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

MARCH 08, 2016

RULING NUMBER 48

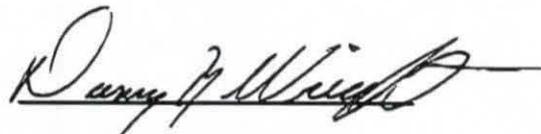
Trainer, **Adam Ingram**, Permit#11411; SS# xxx-xx5328, is hereby fined Two-Hundred (\$200) Dollars for violation of West Virginia Rule of Racing Number **178-1-44.17.**, which reads in part: "A horse is ineligible to start in a race when there is no current test certificate for Equine Infectious Anemia (EIA) attached to its breed registration certificate or proof of a negative test certificate is not otherwise available."

Trainer, Adam Ingram failed to provide a Valid Coggins for the horse, "**Tiny Predicament**" in the **Second Race on Friday, March 4, 2016**, necessitating a late scratch.

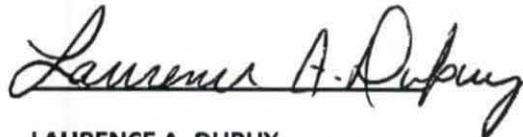
All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) calendar days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

MARCH 10, 2016

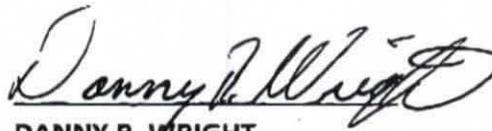
RULING NUMBER 49

Jockey, **Victor Rodriguez**; Permit Number #10812; SS# xxx-xx-6891, is hereby fined Two - Hundred (\$200) Dollars for violation of West Virginia Rule of Racing Number **178-1-46.3.h** which reads, "No person shall make a frivolous protest. " This occurred in the running of the **Second Race on Saturday, March 05, 2016.**

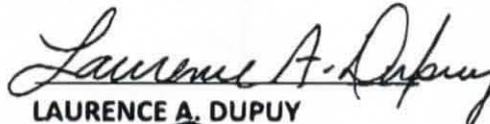
All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) calendar days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

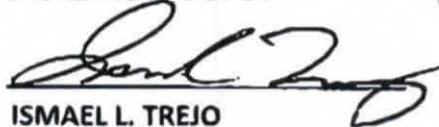
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

MARCH 10, 2016

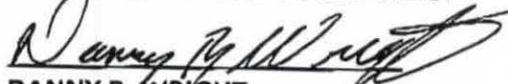
RULING NUMBER 50

Jockey, **Victor Rodriguez**, Permit #10812; SS xxx-xx-6891, is fined Five Hundred Dollars (\$500.00) for violation **Rule of Racing, Number 178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race."

Jockey Rodriguez carelessly allowed his mount "**Margin Call**", to drop in going into the 1/4 pole turn and interfere with "**Arkaybee**", and then again came in before the 3/16th pole and interfered with "**Manewal**" during the running of the **Fourth Race on Saturday, March 5, 2015**

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:
DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

MARCH 10, 2016

RULING NUMBER 51

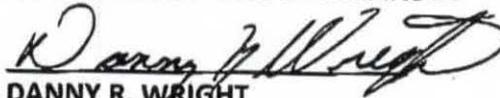
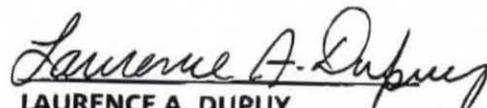
Apprentice Jockey, **Caitlyn Stoddard**, Permit #11597; SS xxx-xx-2431, is fined Five Hundred Dollars (**\$500.00**) for violation **Rule of Racing, Number 178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race."

Jockey Stoddard, willfully allowed her mount "**Awake the Day**", to drop in and cause interference to "**Mary Boppins**" going into the $\frac{1}{4}$ pole, during the running of the **Seventh Race on Saturday, March 5, 2015**

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARD RULING

MARCH 10, 2016

RULING NUMBER 52

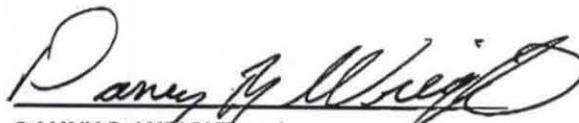
Trainer, **Wayne Potts**, Permit #12704, SS# xxx-xx-8621, is hereby fined **Two-Hundred (\$200.00) Dollars** for violation of **West Virginia Rules of Racing #178-1-26.3.e**, which reads, "Each trainer is responsible for representing an owner in making entries, declarations, scratches and in all matters pertaining to racing."

Mr. Potts failed to have his owner, Matthew Weinstein licensed before the running of the **Second Race, on March 9, 2016**, necessitating a late scratch.

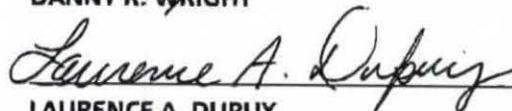
All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) calendar days after the ruling is issued, unless otherwise ordered by the Stewards, **Per Rule of Racing 178-1-8.5.n**.

You have the right to appeal to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00.

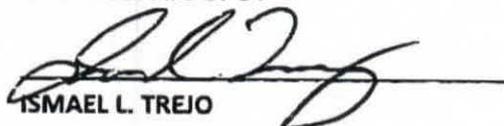
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARD RULING

MARCH 10, 2016

RULING NUMBER 53

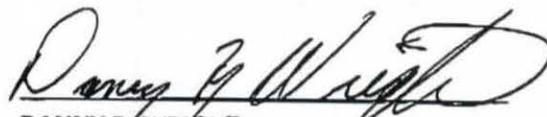
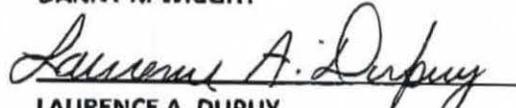
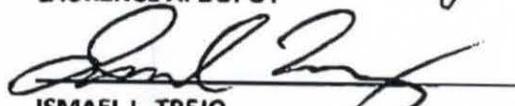
Owner/Trainer, **Jeff Runco**, Permit #12375, SS# xxx-xx-1210, having waived his right to a hearing, is hereby fined **Two-Hundred and Fifty (\$250.00) Dollars** for violation of **West Virginia Rules of Racing #178-1-26.3.a**, which reads, "No trainer shall harbor, engage, retain, or employ any person not holding an occupational permit. Each trainer is responsible for ensuring that persons under his or her supervision or employment hold an occupational permit."

Mr. Runco allowed an unlicensed groom, in a restricted area (Test Barn) on March 3, 2016.

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) calendar days after the ruling is issued, unless otherwise ordered by the Stewards, **Per Rule of Racing 178-1-8.5.n**.

You have the right to appeal to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling, and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT
LAURENCE A. DUPUY
ISMAEL L. TREJO

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

RULING-MEDICATION VIOLATION

RULING: 54

TO: Owner/Trainer, James L. Williams; Permit #10397; SS# xxx-xx-5806

On **March 11, 2016**, the Board of Stewards offered a hearing to **Owner/Trainer, James L. Williams** to which he waived his right to a hearing regarding the allegations set forth in Notice of Hearing issued.

After considering the evidence, the Stewards hereby find the following:

The official blood sample #193263 taken on 2/25/2016 was reported by Industrial Laboratories, official testing Laboratory, to contain **Phenylbutazone** above the authorized levels. Specifically, blood sample contained **2.9 ug/ml**.

The sample was taken from "Son of a John" which ran in the **First Race on 2/25/16** finishing sixth. This horse is a **DkB/Br.g.4 Colonel John-Carlson's Queen by Lord Carson - Bred in KY**.

Mr. Williams elected to waive his right to the split sample testing.

The Stewards conclude that **James L. Williams** has violated section(s) **178-1-51.1.a** which reads, "The Trainer is absolute insurer of and responsible for the condition of the horses he or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined, In addition, the owner of the horse, the foreman in charge of the horse, the groom and any other person shown to have had the care, or attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined."

In addition, because the permit holder has accumulated "**0**" points prior to this ruling and "**1**" point in connection with this ruling for a current total of "**1**" point, under the multiple medication violation point system, he/she is subject to an additional penalty of "**NA**" points pursuant to section **49.3.m.6. of 178 W. Va.C.S.R.1**. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his **first offense for Phenylbutazone**.

The Penalty Guidelines set forth in **Table 178-1 F** of the Thoroughbred Racing Rules provide a **maximum penalty of \$250.00 fine**.

However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

- A.) (Mitigating)** The Permit holder's past record: **first drug violation**
- B.) (Aggravating)** The Potential of the drug to influence the horse's racing performance: **has potential**
- C.) (Aggravating)** The legal availability of the drug: **is widely available**
- D.) (Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. **claims no knowledge**
- E.) (Mitigating)** The steps taken by the trainer to safeguard the horse: **N/A**

F.) (Aggravating) The probability of environmental contamination exposure due to human use: **N/A**

G.) (Mitigating) The purse of the race: **N/A**

H.) (Aggravating) Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

I.) (Mitigating) Whether there was any suspicious betting pattern in the race: **N/A**

J.) (Mitigating) Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

K.) Others factors deemed relevant by the Stewards: **N/A**

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: Mr. Williams will be fined \$250.00.

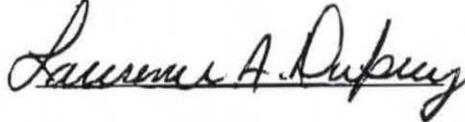
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: March 11, 2016

BY ORDER OF THE STEWARDS



DANNY R. WRIGHT



LAURENCE A. DUPLY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

MARCH 12, 2016

RULING NUMBER 55

Owner/Trainer, **Crystal Pickett**, Permit # 12560; SS# xxx-xx-4647, is hereby fined **Two-Hundred (\$200) Dollars** for violation of Rule of Racing #178-1-44.1, which reads: "A horse is ineligible to start in a race when: its breed certificate is not on file with the association's racing secretary, one-half hour before post time for the first race; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available and the horse is otherwise correctly identified to the stewards' satisfaction; provided that the stewards shall not waive this requirement if the horse is scheduled to start in a claiming race.

Ms. Pickett failed to have foal papers on file for the horse "**Contribution**" for the running of the **First (1st) Race, Friday, March 11, 2016**, necessitating a late scratch.

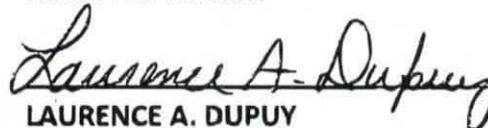
All Fines imposed by the stewards shall be paid to the Racing Commission within Seven (7) Calendar days after the ruling is issued, unless otherwise ordered by the Stewards Per rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (100.00) Dollars

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

MARCH 16, 2016

RULING NUMBER 56

Apprentice Jockey, **Mohamed Osman**, Permit #11008; SS xxx-xx-2815, is **suspended for fourteen days**, starting **Thursday, March 18, 2016 through and including Thursday, March 31, 2016**, for violation **Rule of Racing #178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race," and **#178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede or intimidate any other horse, it is a foul."

Jockey **Osman**, carelessly swerved in front of "**Mommy Did It**", during the backside run in the **8th Race on Friday, March 11, 2016**, causing "**Mommy Did It**" to clip heels and fall.

Jockey **Osman's** mount, "**Residual Value**" was disqualified from **second and placed last**.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT
LAURENCE A. DUPUY
L. ROBERT LOTTS

CHARLES TOWN RACES

STEWARDS RULING

MARCH 16, 2016

RULING NUMBER 57

Jockey, Jose Montano, Permit #27205; SS# xxx xx 1407 is hereby fined (\$1000.00) One thousand Dollars for violation of **Rule of Racing #178-1-28.3.a**, which reads, "A jockey shall give a best effort during a race, and each horse shall be ridden to win. A jockey shall not ease up on or coast to the finish, without reasonable cause, even if the horse has no apparent chance to win prize money." Mr. Montano did not put forth his best effort on his mount "**Zillions**" (4), during the running of the **Second Race, on Wednesday, March 2, 2016**

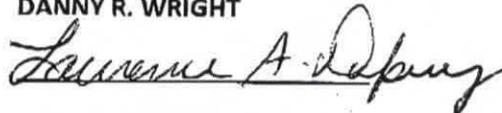
All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

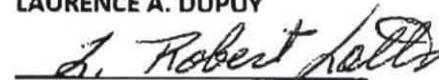
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



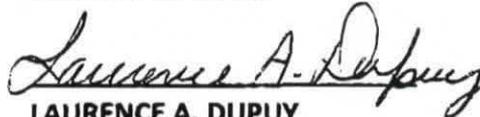
L. ROBERT LOTTS

CHARLES TOWN RACES**STEWARDS RULING****MARCH 17, 2016****RULING NUMBER 58**

Jockey, **Luis Batista**; Permit Number #12139; SS# xxx-xx-0427, is hereby fined One -Hundred (\$100.00) Dollars for violation of West Virginia Rule of Racing Number **178-1-46.3.h** which reads, "No person shall make a frivolous protest. " This occurred in the running of the **Second Race on Saturday, March 12, 2016.**

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) calendar days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:**DANNY R. WRIGHT****LAURENCE A. DUPUY****ISMAEL L. TREJO**

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

RULING-MEDICATION VIOLATION

RULING: 59

TO: Owner/Trainer, Jeff Runco; Permit #12375; SS# xxx-xx-1210

On **March 18, 2016**, the Board of Stewards offered a hearing to **Owner/Trainer, Jeff Runco** to which he waived his right to a hearing regarding the allegations set forth in Notice of Hearing issued.

After considering the evidence, the Stewards hereby find the following:

The official blood sample **#193307** taken on **3/03/2016** was reported by Industrial Laboratories, official testing Laboratory, to contain **Triamcinolone acetonide** above the authorized levels. Specifically, blood sample contained **192pg/ml**.

The sample was taken from "Ready to Serve" which ran in the **First Race on 2/25/16** finishing first. This horse is a **CH.g.4 More than Ready-Crystal River by River by Black Tie Affair (IRE)-Bred in KY**

Mr. Runco elected to waive his right to the split sample testing.

The Stewards conclude that **Jeff Runco** has violated section(s) **178-1-51.1.a** which reads, "The Trainer is absolute insurer of and responsible for the condition of the horses he or a race, regardless of the acts of third parties. If testing or analysis of urine, blood or other bodily substances or tissues prove positive showing the presence of any prohibited drug, medication or substance, the trainer of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined, In addition, the owner of the horse, the foreman in charge of the horse, the groom and any other person shown to have had the care, or attendance of the horse may be fined, suspended, have his or her occupational permit revoked, be prohibited access to all grounds under the jurisdiction of the Racing Commission, or may be otherwise disciplined."

In addition, because the permit holder has accumulated "0" points prior to this ruling and "1" point in connection with this ruling for a current total of "1" point, under the multiple medication violation point system, he/she is subject to an additional penalty of "NA" points pursuant to section **49.3.m.6. of 178 W. Va.C.S.R.1**. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his **first offense** for **Triamcinolone acetonide**.

The Penalty Guidelines set forth in **Table 178-1 F** of the Thoroughbred Racing Rules provide a **minimum penalty of \$1000.00 fine, and loss of purse.**

However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

- A.) (Mitigating)** The Permit holder's past record: **minimal drug violations**
- B.) (Aggravating)** The Potential of the drug to influence the horse's racing performance: **has potential**
- C.) (Aggravating)** The legal availability of the drug: **is widely available**
- D.) (Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentional administered the drug. **claims no knowledge**
- E.) (Mitigating)** The steps taken by the trainer to safeguard the horse: **N/A**

F.) (Aggravating) The probability of environmental contamination exposure due to human use: N/A

G.) (Mitigating) The purse of the race: N/A

H.) (Aggravating) Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. N/A

I.) (Mitigating) Whether there was any suspicious betting pattern in the race: N/A

J.) (Mitigating) Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. N/A

K.) Others factors deemed relevant by the Stewards: N/A

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: Mr. Runco will be fined \$1000.00 and the purse ordered to be redistributed.

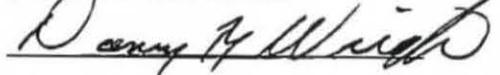
Redistribution of purse is as follows:

1. Rollforward
2. Wheres the Duke
3. Angelic Flight
4. Jimmy Too
5. Don Don Cat
6. Gennaro

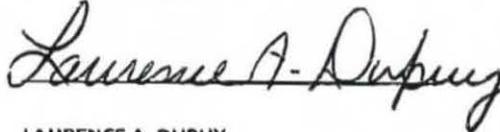
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: March 19, 2016

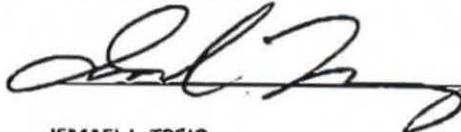
BY ORDER OF THE STEWARDS



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

F.) (**Aggravating**) The probability of environmental contamination exposure due to human use: **N/A**

G.) (**Mitigating**) The purse of the race: **N/A**

H.) (**Aggravating**) Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

I.) (**Mitigating**) Whether there was any suspicious betting pattern in the race: **N/A**

J.) (**Mitigating**) Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

K.) Others factors deemed relevant by the Stewards: **N/A**

L.) Based on the above, the Stewards hereby impose the following penalty for the underlying offense: Mr. Runco will be fined \$1000.00 and the purse ordered to be redistributed.

Redistribution of purse is as follows:

1. Rollforward
2. Wheres the Duke
3. Angelic Flight
4. Jimmy Too
5. Don Don Cat
6. Gennaro

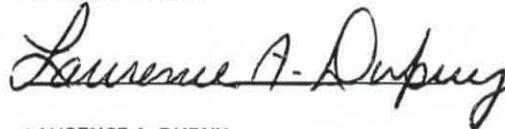
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: March 19, 2016

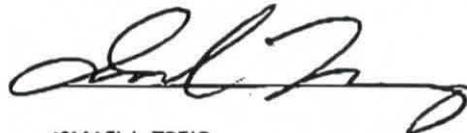
BY ORDER OF THE STEWARDS



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

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CHARLES TOWN RACES

STEWARDS RULINGS

MARCH 23, 2016

RULING NUMBER 60

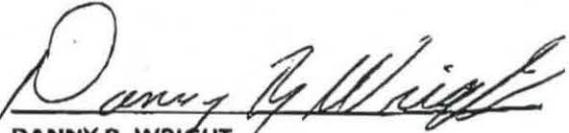
Jockey, **Tracy Hebert**, Permit # 11298; SS# xxx-xx-2676, is hereby fined **Two Hundred (\$200) Dollars** for violation of West Virginia Rule of Racing Number 178-1-28.3.b, which reads: "A jockey shall faithfully fulfill all engagements in respect to racing."

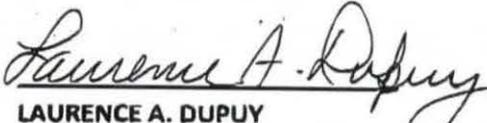
Mr. Hebert failed to fulfill his riding engagements on **Thursday, March 17, 2016**, necessitating a late rider change.

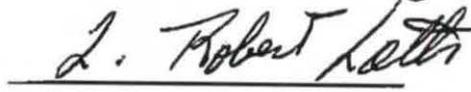
All fines imposed by the stewards shall be paid to the Racing Commission within seven days (7) calendar days after the ruling is issued, unless otherwise ordered by the stewards.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


L. ROBERT LOTTS

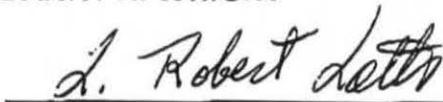
CHARLES TOWN RACES STEWARDS RULING MARCH 23, 2016**RULING NUMBER 61**

Owner/Assistant Trainer, **Lori Udall**, Permit #12271; SS#: xxx-xx-2605, has been rescinded as of March 24, 2016. Ms Udall's new permit number for **Owner/Trainer #13232** has been issued and expires 12/16.

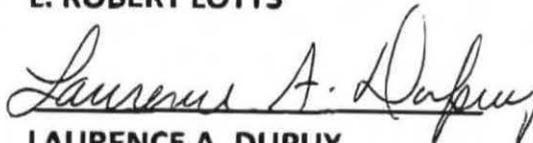
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



L. ROBERT LOTTS



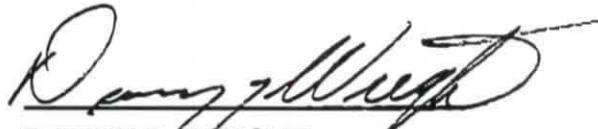
LAURENCE A. DUPUY

CHARLES TOWN RACES STEWARDS RULING MARCH 23, 2016

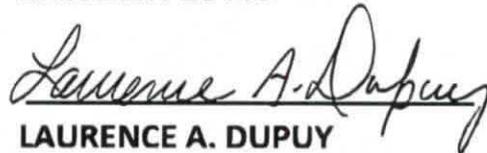
RULING NUMBER 62

Owner/Trainer, **Michael Pearson**, Permit #11178; SS#: xxx-xx-4492, has been rescinded as of March 24, 2016, without prejudice.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


L. ROBERT LOTTS


LAURENCE A. DUPUY

CHARLES TOWN RACES

STEWARDS RULINGS

MARCH 25, 2016

RULING NUMBER 63

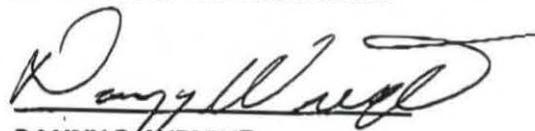
Apprentice Jockey, **Kevin Roman**, Permit #12597; SS#: xxx-xx-0715 is hereby suspended **Four (4) Race Days**, beginning **Wednesday, March 30, 2016, Thursday, March 31, Friday, April 1, and Saturday, April 2, 2016**, for violation of Rules of Racing Number **178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side so as to interfere with, impede or intimidate any other horse, it is a foul."

Mr. Roman is suspended for allowing his mount **(1) "North Atlantic"**, to drift in, and cause interference to **(2) "Siente El Viento"**, during the running of the **Eighth (8th) Race on Wednesday, March 23, 2016**.

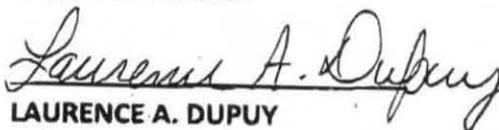
His mount, **"North Atlantic"** was **disqualified from First (1st)** and placed **Third (3rd)**.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARD RULING

MARCH 25, 2016

RULING NUMBER 64

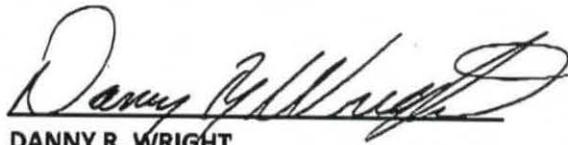
Owner/Trainer, **Steven Krebs**, Permit #10344, SS# xxx-xx-5582, having waived his right to a Board of Stewards hearing, scheduled for, Friday, March 25, 2016 is hereby fine **One-Hundred and Twenty Five dollars (\$125.00)** for being in violation of West Virginia Rules of Racing #178-1-26.3.a, which reads, "No trainer shall harbor, engage, retain, or employ any person not holding an occupational permit. Each trainer is responsible for ensuring that persons under his or her supervision or employment hold an occupational permit."

Mr. Krebs retained an unlicensed groom, in a restricted area, (Test Barn) after the running of the **Sixth Race (6th), March 10, 2016.**

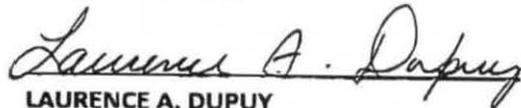
All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) calendar days after the ruling is issued, unless otherwise ordered by the Stewards, **Per Rule of Racing 178-1-8.5.n.**

You have the right to appeal to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling, and must include a security fee in the amount of \$100.00.

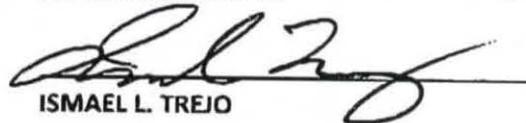
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULING

MARCH 26, 2016

RULING NUMBER 65

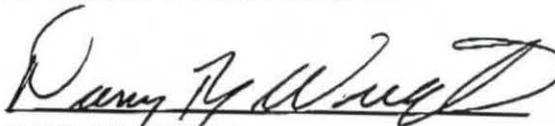
Groom, Jose A Cruz, Permit #11637; SS # xxx-xx-5957

Mr. Cruz's Occupational Permit #11637, expiration date 8-16, has been hereby suspended by the Board of Stewards as of **March 26, 2016**, for failure to present a valid Citizenship Card, per **West Virginia Rules of Racing #178-1-24.11**, which reads, "Grounds for denial, suspension or revocation of Permit. The Racing Commission and/or the stewards may, in their discretion, refuse to issue or re-new an occupational permit to an applicant, or may in their discretion suspend, revoke, or impose other disciplinary measures upon an occupational permit issued pursuant to this rule."

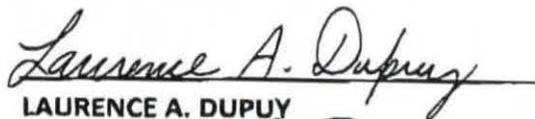
All fines imposed by the stewards shall be paid to the Racing Commission within seven days (7) calendar days after the ruling is issued, unless otherwise ordered by the stewards.

During his suspension he is denied access to and the privileges of all grounds under the jurisdiction of the West Virginia Racing Commission.

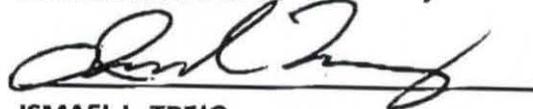
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



ISMAEL L. TREJO

CHARLES TOWN RACES

STEWARDS RULINGS

MARCH 29, 2016

RULING NUMBER 66

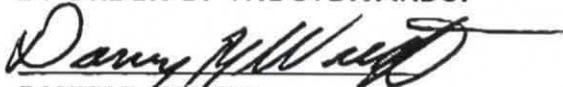
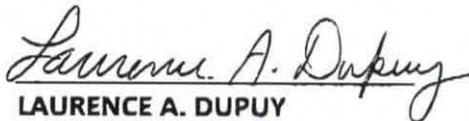
Apprentice Jockey, **Ivan Perez**, Permit #11367; SS xxx-xx-4308, is **suspended for fourteen calendar days**, starting **Friday, April 1, through and including Thursday, April 14, 2016**, for violation **Rule of Racing #178-1-45.7.b.1**, which reads: "A jockey shall not ride carelessly or willfully so as to permit his or her mount to interfere with, impede or intimidate any other horses in the race," and **#178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede or intimidate any other horse, it is a foul."

Apprentice Jockey Perez, allowed his mount "**Bopcopy**" to drift in and cause interference, dropping jockey Kevin Roman, on (#1) "**Rockabye Bayzee**", during the running of the **Second Race, on Friday, March 25, 2016**.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT
LAURENCE A. DUPUY
DENVER BECKNER

CHARLES TOWN RACES

STEWARDS RULINGS

MARCH 29, 2016

RULING NUMBER 67

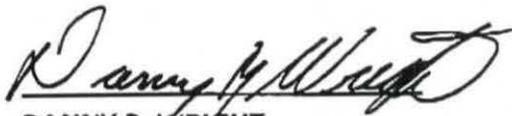
Jockey, **Victor Rodriguez**, Permit #10812; SS#: xxx-xx-6891 is hereby suspended **Four (4) Race Days**, beginning **Friday, April 1, 2016, Saturday, April 2, Wednesday, April 6, and Thursday, April 7, 2016**, for violation of Rules of Racing Number **178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side so as to interfere with, impede or intimidate any other horse, it is a foul."

Mr. Rodriguez is suspended for allowing his mount **(4) "Bethwithoutthe halo"**, to drift in, and cause interference to **(5) "Out with bigdaddy"**, during the running of the **Seventh (7th) Race, Friday, March 25, 2016**.

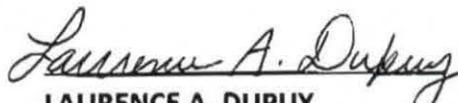
His mount, **"Bethwithoutthehalo"** was **disqualified from Fourth** and placed **Fifth**.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



DENVER BECKNER

CHARLES TOWN RACES

STEWARDS RULINGS

APRIL 5, 2016

RULING NUMBER 69

Trainer, **Renaldo Richards**, Permit #12027; SS xxx-xx-4796, is hereby fined **Two Hundred Dollars (\$200)**, for violation of West Virginia Rule of Racing Number **178-1-43.1**, which reads in part: "Any horse which has not raced for a period of sixty (60) days shall have one (1) published workout, or a workout certified by the clocker, to be announced over the public address system prior to the horse starting."

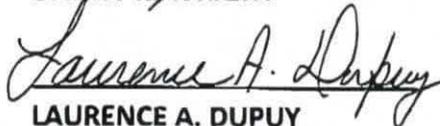
Mr. Ricardo failed to have a published work, for the horse "**It's Flashy**" in the third race, on Friday, April 1, 2016, necessitating a late scratch.

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) calendar days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number **178-1-8.5.n**.

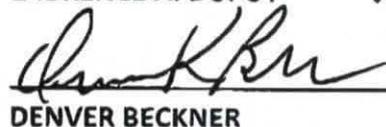
You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of the ruling and must include a security fee in the amount of \$100.00.

BY ORDER OF THE STEWARDS:

DANNY R. WRIGHT



LAURENCE A. DUPUY



DENVER BECKNER

CHARLES TOWN RACES

STEWARDS RULINGS

APRIL 5, 2016

RULING NUMBER 70

Jockey, **Oscar Flores**, Permit #10841; SS# xxx-xx-2129 is hereby fined **(\$500) Five Hundred Dollars**, for violation of **Rule of Racing, Number 178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side so as to interfere with, impede or intimidate any other horse, it is a foul."

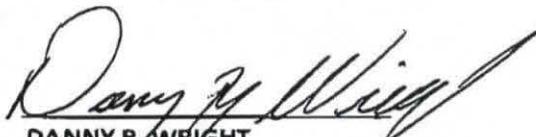
During the running of the **Fourth (4th) Race, on Friday, April 1, 2016**, Mr. Flores, mount "**Peb Hughes**" (4) crossed over in front of "**Volstead**" (2), when way not clear and caused interference.

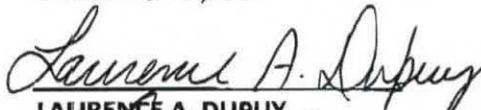
Mr. Flores's mount was not disqualified.

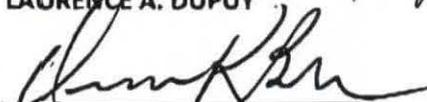
All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY ORDER OF THE STEWARDS:


DANNY R. WRIGHT


LAURENCE A. DUPUY


DENVER BECKNER

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

RULING-MEDICATION VIOLATION

RULING: 71

TO: **Owner/Trainer, John A. Casey; Permit #10845; SS# xxx- xx-8866**

On **April 8, 2016**, the Board of Stewards offered a hearing to **Owner/Trainer John A. Casey** to which he waived his right to a hearing, regarding the allegations set forth in Notice of Hearing issued.

After considering the evidence, the stewards hereby find the following:

The official blood sample #193449 taken on 3/24/2016 was reported by Industrial Laboratories, official testing Laboratory, to contain **Triamcinolone Acetonide**, which is a **Class 4 drug**, with a **Penalty C** designation. **Sample #193449** contained **200pg/ml** of the drug. The permissible threshold for this drug is **100pg/ml**. The sample was taken from the **Six (6)** horse, "**Romantic Cork**", which ran in the **Fourth (4th) Race** on **March 24, 2016**, finishing **Fourth (4th)**.

Owner/Trainer, John A. Casey elected to waive his right to the split sample testing.

The Stewards conclude that **Mr Casey** has violated section(s) **178-1-51.1.a** of the Thoroughbred Racing Rule, 178 W.Va C.S.R.1. This medication/prohibited substance violation is the permit holder's **First Offense**. The permit holder has accumulated **0** points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/substance violation is **1 point** pursuant to section **49.3.m. of 178 of W.Va.C.S.R.1**. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his **first offense for Triamcinolone Acetonide**.

The Penalty Guidelines set forth in **Table 178-1 E** of the Thoroughbred Racing Rules provide a **minimum penalty of \$1000.00 fine, and loss of purse**.

The following is the stewards' analysis of the mitigating/aggravating factors in this matter:

- A.) **(Mitigating)** The Permit holder's past record: **minimal drug violations**
- B.) **(Aggravating)** The Potential of the drug to influence the horse's racing performance: **has potential**
- C.) **(Aggravating)** The legal availability of the drug: **is widely available**
- D.) **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentionally administered the drug.
- E.) **(Mitigating)** The steps taken by the trainer to safeguard the horse: **N/A**
- F.) **(Aggravating)** The probability of environmental contamination exposure due to human use: **N/A**
- G.) **(Mitigating)** The purse of the race: **N/A**
- H.) **(Aggravating)** Whether the drug found was one for which the horse was receiving a treatment as documented by the treating veterinarian's treatment record. **N/A**
- I.) **(Mitigating)** Whether there was any suspicious betting pattern in the race: **N/A**

J.) ***(Mitigating)*** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

K.) Others factors deemed relevant by the Stewards: **N/A**

Based on the above, the Stewards hereby impose the following penalty for the underlying offense: **Mr. Casey will be fined \$1000.00 and the purse ordered to be redistributed, and the additional penalty of 1 point under the multiple medication violation point systems, for a total penalty of 1 point.**

"Romantic Cork" is disqualified from Fourth Place, and Redistribution of purse is as follows:

1. Tribal Heat
2. New London
3. Candy Castle
4. Indigo Sky
5. Ballerina Dancer

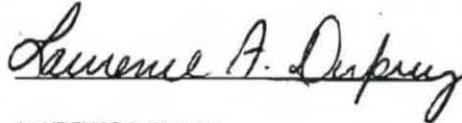
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: April 9, 2016

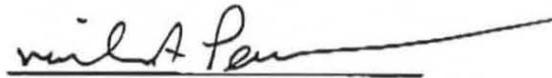
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



MICHAEL PEARSON

CHARLES TOWN RACES**STEWARDS RULINGS****APRIL 13, 2016****RULING NUMBER 72**

Jockey, **Antonio Lopez**, Permit #10899; SS# xxx-xx-0310 is hereby fined **(\$500) Five Hundred Dollars**, for violation of **Rule of Racing, Number 178-1-45.7.c.1**, which reads, "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side so as to interfere with, impede or intimidate any other horse, it is a foul."

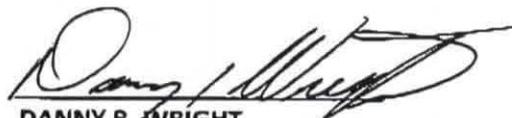
During the running of the **Fifth (5th) Race, on Thursday, April 7, 2016**, Mr. Lopez, allowed his mount "**Gold Sovereign**" to drift over while not clear and cause interfere to "**He's Royal**" during the stretch run.

Mr. Lopez's mount was not disqualified.

All fines imposed by the Stewards shall be paid to the Racing Commission within Seven (7) days after the ruling is issued, unless otherwise ordered by the Stewards, Per West Virginia Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

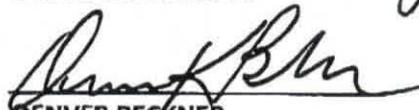
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



DENVER BECKNER

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

RULING-MEDICATION VIOLATION

RULING: 73

TO: Trainer, Curtis Weller; Permit #11543; SS# xxx-xx-9763

On **April 9, 2016**, the Board of Stewards offered a hearing to **Trainer, Curtis Weller** to which he waived his right to a hearing, regarding the allegations set forth in Notice of Hearing issued.

After considering the evidence, the stewards hereby find the following:

The official blood sample #193440 taken on **3/23/2016** was reported by Industrial Laboratories, official testing Laboratory, to contain **Phenylbutazone**, which is a **Class 4 drug**, with a **Penalty C** designation. **Sample #193440** contained **3.5 ug/ml** of the drug. The permissible threshold for this drug is **2ug/ml**. The sample was taken from the **Two (2)** horse, "**Lady Eleanor**", which ran in the **Sixth (6th) Race** on **March 23, 2016**, finishing **Fifth**.

Trainer, Curtis Weller elected to waive his right to the split sample testing.

The Stewards conclude that **Mr Weller** has violated section(s) **178-1-51.1.a** of the Thoroughbred Racing Rule, 178 W.Va C.S.R.1. This medication/prohibited substance violation is the permit holder's **First Offense**. The permit holder has accumulated **0 points** under the multiple medication violation point system prior to this ruling. The points assessed for this medication/substance violation is **1 point** pursuant to section **49.3.m. of 178 of W.Va.C.S.R.1**. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his **first offense for Phenylbutazone**.

The Penalty Guidelines set forth in **Table 178-1 E** of the Thoroughbred Racing Rules provide a **minimum penalty of written warning and a maximum penalty of \$500.00** fine for the underlying offense. However, the Stewards determine the appropriate penalty for the underlying offense on a case by case basis by considering mitigating and aggravating factors.

The following is the stewards' analysis of the mitigating/aggravating factors in this matter:

- A.) **(Mitigating)** The Permit holder's past record: **No Rule Violations**
- B.) **(Aggravating)** The Potential of the drug to influence the horse's racing performance: **N/A**
- C.) **(Aggravating)** The legal availability of the drug: is **widely available**
- D.) **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentionally administered the drug. **Permit Holder Knew**
- E.) **(Mitigating)** The steps taken by the trainer to safeguard the horse: **N/A**
- F.) **(Aggravating)** The probability of environmental contamination exposure due to human use: **N/A**
- G.) **(Mitigating)** The purse of the race: **N/A**
- H.) **(Aggravating)** Whether the drug found was one for which the horse was receiving a treatment as documented by the treating veterinarian's treatment record. **Horse was being treated**
- I.) **(Mitigating)** Whether there was any suspicious betting pattern in the race: **N/A**

J. (*Mitigating*) Weather the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. YES

K.) Others factors deemed relevant by the Stewards: N/A

Based on the above, the Stewards hereby impose the following penalty for the underlying offense: **Mr. Weller will be fined \$250.00 and "Lady Eleanor" is not disqualified from its 5th place finish.**

You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: April 15, 2016

BY ORDER OF THE STEWARDS:

L. Robert Lotts

L. ROBERT LOTTS

Laurence A. Dupuy

LAURENCE A. DUPUY

Michael Pearson

MICHAEL PEARSON

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

RULING-MEDICATION VIOLATION

RULING: 73

TO: Trainer, Curtis Weller; Permit #11543; SS# xxx-xx-9763

On April 9, 2016, the Board of Stewards offered a hearing to Trainer, Curtis Weller to which he waived his right to a hearing, regarding the allegations set forth in Notice of Hearing issued.

After considering the evidence, the stewards hereby find the following:

The official blood sample #193440 taken on 3/23/2016 was reported by Industrial Laboratories, official testing Laboratory, to contain Phenylbutazone, which is a Class 4 drug, with a Penalty C designation. Sample #193440 contained 3.5 ug/ml of the drug. The permissible threshold for this drug is 2ug/ml. The sample was taken from the Two (2) horse, "Lady Eleanor", which ran in the Sixth (6th) Race on March 23, 2016, finishing Fifth.

Trainer, Curtis Weller elected to waive his right to the split sample testing.

The Stewards conclude that Mr Weller has violated section(s) 178-1-51.1.a of the Thoroughbred Racing Rule, 178 W.Va C.S.R.1. This medication/prohibited substance violation is the permit holder's First Offense. The permit holder has accumulated 0 points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/substance violation is 1 point pursuant to section 49.3.m. of 178 of W.Va.C.S.R.1. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his first offense for Phenylbutazone.

The Penalty Guidelines set forth in Table 178-1 E of the Thoroughbred Racing Rules provide a minimum penalty of written warning and a maximum penalty of \$500.00 fine for the underlying offense. However, the Stewards determine the appropriate penalty for the underlying offense on a case by case basis by considering mitigating and aggravating factors.

The following is the stewards' analysis of the mitigating/aggravating factors in this matter:

- A.) (Mitigating) The Permit holder's past record: No Rule Violations
- B.) (Aggravating) The Potential of the drug to influence the horse's racing performance: N/A
- C.) (Aggravating) The legal availability of the drug: is widely available
- D.) (Mitigating) Whether there is reason to believe the permit holder knew of the administration of the drug or-intentionally administered the drug. Permit Holder Knew
- E.) (Mitigating) The steps taken by the trainer to safeguard the horse: N/A
- F.) (Aggravating) The probability of environmental contamination exposure due to human use: N/A
- G.) (Mitigating) The purse of the race: N/A
- H.) (Aggravating) Whether the drug found was one for which the horse was receiving a treatment as documented by the treating veterinarian's treatment record. Horse was being treated
- I.) (Mitigating) Whether there was any suspicious betting pattern in the race: N/A

J. *(Mitigating)* Weather the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. YES

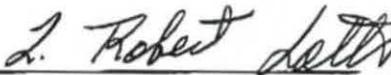
K.) Others factors deemed relevant by the Stewards: *N/A*

Based on the above, the Stewards hereby impose the following penalty for the underlying offense: **Mr. Weller will be fined \$250.00 and "Lady Eleanor" is not disqualified from its 5th place finish.**

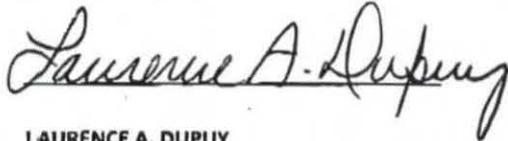
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: April 15, 2016

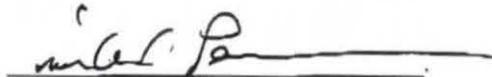
BY ORDER OF THE STEWARDS:



L. ROBERT LOTTS



LAURENCE A. DUPUY



MICHAEL PEARSON

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

RULING-MEDICATION VIOLATION

RULING: 73

TO: Trainer, Curtis Weller; Permit #11543; SS# xxx-xx-9763

On April 9, 2016, the Board of Stewards offered a hearing to Trainer, Curtis Weller to which he waived his right to a hearing, regarding the allegations set forth in Notice of Hearing issued.

After considering the evidence, the stewards hereby find the following:

The official blood sample #193440 taken on 3/23/2016 was reported by Industrial Laboratories, official testing Laboratory, to contain Phenylbutazone, which is a Class 4 drug, with a Penalty C designation. Sample #193440 contained 3.5 ug/ml of the drug. The permissible threshold for this drug is 2ug/ml. The sample was taken from the Two (2) horse, "Lady Eleanor", which ran in the Sixth (6th) Race on March 23, 2016, finishing Fifth.

Trainer, Curtis Weller elected to waive his right to the split sample testing.

The Stewards conclude that Mr Weller has violated section(s) 178-1-51.1.a of the Thoroughbred Racing Rule, 178 W.Va C.S.R.1. This medication/prohibited substance violation is the permit holder's First Offense. The permit holder has accumulated 0 points under the multiple medication violation point system prior to this ruling. The points assessed for this medication/substance violation is 1 point pursuant to section 49.3.m. of 178 of W.Va.C.S.R.1. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his first offense for Phenylbutazone.

The Penalty Guidelines set forth in Table 178-1 E of the Thoroughbred Racing Rules provide a minimum penalty of written warning and a maximum penalty of \$500.00 fine for the underlying offense. However, the Stewards determine the appropriate penalty for the underlying offense on a case by case basis by considering mitigating and aggravating factors.

The following is the stewards' analysis of the mitigating/aggravating factors in this matter:

- A.) (Mitigating) The Permit holder's past record: No Rule Violations
- B.) (Aggravating) The Potential of the drug to influence the horse's racing performance: N/A
- C.) (Aggravating) The legal availability of the drug: is widely available
- D.) (Mitigating) Whether there is reason to believe the permit holder knew of the administration of the drug or intentionally administered the drug. Permit Holder Knew
- E.) (Mitigating) The steps taken by the trainer to safeguard the horse: N/A
- F.) (Aggravating) The probability of environmental contamination exposure due to human use: N/A
- G.) (Mitigating) The purse of the race: N/A
- H.) (Aggravating) Whether the drug found was one for which the horse was receiving a treatment as documented by the treating veterinarian's treatment record. Horse was being treated
- I.) (Mitigating) Whether there was any suspicious betting pattern in the race: N/A

J.) ***(Mitigating)*** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **Yes**

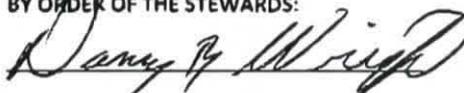
K.) Others factors deemed relevant by the Stewards: **N/A**

Based on the above, the Stewards hereby impose the following penalty for the underlying offense: **Mr. Weller will be fined \$250.00 and "Lady Eleanor" is not qualified from its 5th place finish.**

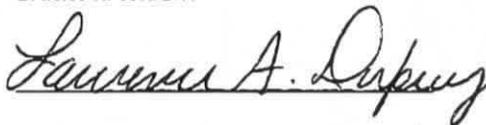
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: April 15, 2016

BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



MICHAEL PEARSON

**BEFORE THE BOARD OF STEWARDS
CHARLES TOWN RACE TRACK
RULING-MEDICATION VIOLATION**

RULING #: 74

TO: Owner/Trainer, James D. Locklear; Permit #10745; SS# xxx- xx -1529

The official blood and urine sample **193480** taken on **03/30/16** was reported by Industrial Testing Laboratory to contain **Flunixin** above the authorized levels. Specifically, blood sample contained **49.5 mg/ml**. The sample was taken from "**Point of Rocks**" which ran in the **First Race** on **03/30/16** finishing **Fifth**.

The Stewards conclude that **Mr. Locklear** has violated section(s) **178-1-49.6.a.1** and **178-1-49.6.a.1.A**, which reads, "Not to exceed the following permitted serum or plasma threshold concentrations which are consistent with administration by a single intravenous injection at least twenty-four (24) hours before post time for the race in which the horse is entered.

The Penalty Guidelines set forth in Table 178-1 of the Thoroughbred Racing Rules provide a penalty of **Two Hundred Fifty (\$250) Dollar fine.**

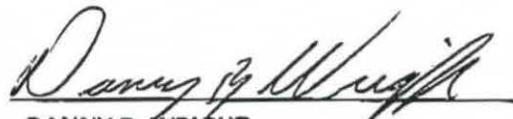
However, the Stewards determine the appropriate penalty on case by case basis by considering the following mitigating/aggravating factors:

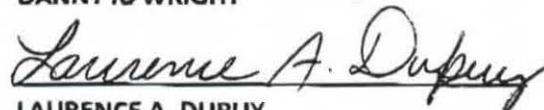
- A. **(Mitigating)**The permit holder's past record. **First Offense at This Level within a year.**
- B. **(Mitigating))**The potential of the drug to influence the horse's racing performance. **Not at this level**
- C. **(Aggravating)** The legal availability of the drug. **Legal**
- D. **(Mitigating)** Whether there is reason to believe the permit holder knew of the administration of the drug or intentionally administered the drug. **Knew of administration**
- E. **(Mitigating)** The steps taken by the trainer to safeguard the horse. **N/A**
- F. **(Aggravating)** The probability of environmental contamination or inadvertent exposure due to human drug use. **N/A**
- G. **(Mitigating)** The purse of the race. **N/A**

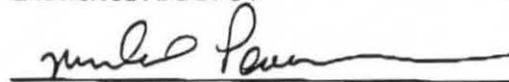
- H. **(Aggravating)** Whether the drug found was one for which the drug was receiving a treatment as documented by the treating veterinarian's treatment records. **N/A**
- I. **(Mitigating)** Whether there was any suspicious betting pattern in the race. **N/A**
- J. **(Mitigating)** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**
- K. **(Mitigating)** Other factors deemed relevant by the Stewards. **N/A**
- L. Based on the above, the Stewards hereby impose the following penalty: **A Two Hundred Fifty (\$250) Dollar fine.**

You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.

Dated: April 15, 2016


DANNY R. WRIGHT


LAURENCE A. DUPUY


MICHAEL PEARSON

CHARLES TOWN RACES

STEWARDS RULING

APRIL 15, 2016

RULING NUMBER 75

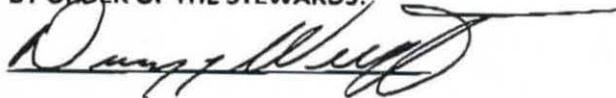
Trainer, **M. Joanna Boggs**; Permit # 12108; SS# xxx-xx- 6225, is hereby fined **Two-Hundred Dollars** for violation of West Virginia Rule of Racing Number **178-1-49.7.e.1.**, which reads in part: **"A horse scheduled to race that is permitted to use furosemide(Lasix) shall be administered furosemide(Lasix) by a veterinarian employed by the owner or trainer and holding a permit issued by the Racing Commission, unless, under subdivision 49.7.f. of this rule, the horse has been declared off of furosemide (Lasix) by its owner or trainer. The Furosemide (Lasix) must be administered a minimum of four (4) hours before the scheduled post time for the race in which the horse is entered and must be administered under the supervision of a person employed by the Racing Commission."**

Ms. Boggs failed to have the horse **"High End Gal"** available for Lasix treatment at appropriate time, necessitating a late scratch in the **First Race on Thursday, April 14, 2016.**

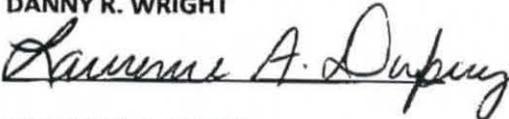
All fines imposed by the stewards shall be paid to the Racing Commission within seven (7) calendar days after the ruling is issued, unless otherwise ordered by the Stewards, per Rule of racing number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

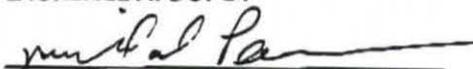
BY ORDER OF THE STEWARDS:



DANNY R. WRIGHT



LAURENCE A. DUPUY



MICHAEL PEARSON

CHARLES TOWN RACES

STEWARDS RULINGS

APRIL 16, 2016

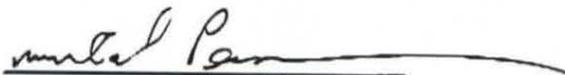
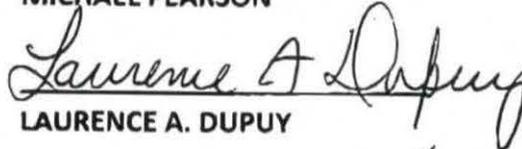
RULING NUMBER 76

Trainer, **Keisy Cartagena**, Permit # 11436; SS # XXX-XX-7288, is hereby fined **Five Hundred (\$500) Dollars** for violation of **Rule of Racing # 178-1-26.3.g**, which states, "Each trainer is responsible for presenting his or her horse and being present in the paddock at a time appointed before post time of the race in which the horse is entered."

Trainer, **Keisy Cartagena** failed to be in the paddock with the horse "**Love Rules All**", at the time appointed, for the running of the **Third Race on Friday, April 15, 2016**, necessitating a **late scratch**.

All fines imposed by the Stewards shall be paid to the Racing Commission within seven (7) Calendar days after the ruling is issued, unless otherwise ordered by the Stewards, Per Rule of Racing Number 178-1-8.5.n.

You have the right to appeal this ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 days of your receipt of this ruling and must include a security fee in the amount of One-Hundred (\$100.00) Dollars.

BY THE ORDER OF THE STEWARDS:**MICHAEL PEARSON****LAURENCE A. DUPUY****L. ROBERT LOTTS**

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

RULING-MEDICATION VIOLATION

RULING: 76

TO: Trainer, Earl McCormick; Permit #12209; SS# xxx-xx-9876

On April 16, 2016, the Board of Stewards offered a hearing to Trainer, Earl H. McCormick, to which he waived his right on the allegations stated.

Trainer, Earl H. McCormick elected to waive his right to the split sample testing.

After considering the evidence, the stewards hereby find the following:

The official blood sample #193501 taken on 4/01/2016 was reported by Industrial Laboratories, official testing Laboratory, to contain **Clenbutarol**, which is a **Class 3 drug**, with a **Penalty B** designation. Sample #193501 contained **30 pg/ml** of the drug. There is no permissible threshold for this drug in the blood, the sample was taken from the **Three (3)** horse, "**Tucan Tango**", which ran in the **First Race** on **April 1, 2016**, finishing **First**.

The Stewards conclude that **Mr. McCormick** has violated section(s) **178-1-51.1.a** of the Thoroughbred Racing Rule, 178 W.Va C.S.R.1. This medication/prohibited substance violation is the permit holder's **First Offense**. The permit holder has accumulated **0 points** under the multiple medication violation point system prior to this ruling. The points assessed for this medication/substance violation is **2 points**, pursuant to section **49.3.m. of 178 of W.Va.C.S.R.1**. This penalty is in addition to the penalty imposed by the stewards for the underlying offense.

This medication/prohibited substance violation is his **first offense for Clenbutarol**.

The Penalty Guidelines set forth in **Table 178-1 E** of the Thoroughbred Racing Rules provide a **minimum penalty of \$500.00** fine, and minimum of fifteen days suspension, with disqualification, and loss of purse for the underlying offense. However, the Stewards determine the appropriate penalty for the underlying offense on a case by case basis by considering mitigating and aggravating factors.

The following is the stewards' analysis of the mitigating/aggravating factors in this matter:

- A.) (**Mitigating**) The Permit holder's past record: **No Rule Violations**
- B.) (**Aggravating**) The Potential of the drug to influence the horse's racing performance: **N/A**
- C.) (**Aggravating**) The legal availability of the drug: is **widely available**
- D.) (**Mitigating**) Whether there is reason to believe the permit holder knew of the administration of the drug or intentionally administered the drug. **Permit Holder Knew**
- E.) (**Mitigating**) The steps taken by the trainer to safeguard the horse: **N/A**
- F.) (**Aggravating**) The probability of environmental contamination exposure due to human use: **N/A**
- G.) (**Mitigating**) The purse of the race: **N/A**
- H.) (**Aggravating**) Whether the drug found was one for which the horse was receiving a treatment as documented by the treating veterinarian's treatment record. **N/A**

I.) **(Mitigating)** Whether there was any suspicious betting pattern in the race: **N/A**

J.) **(Mitigating)** Whether the trainer was acting under the advice of a veterinarian licensed to practice in West Virginia and holding an occupational permit issued by the Racing Commission. **N/A**

K.) Others factors deemed relevant by the Stewards: **N/A**

Based on the above, the Stewards hereby impose the following penalty for the underlying offense: **Mr. McCormick will be fined \$500.00, with disqualification and loss of purse, and is suspended 15 days; suspension begins, Sunday, April 24, 2016 through and including Sunday, May 8, 2016.**

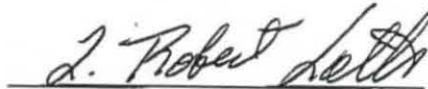
Redistribution of Purse is as follows:

1. **Officer Buster**
2. **Hello Canaan**
3. **Magical Punch**
4. **Right On the Money**
5. **Austin's Xchanger**

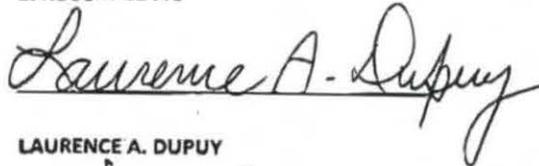
You have the right to appeal this Ruling to the Racing Commission. Your appeal must be received in the Commission Office within 20 Days of your receipt of this Ruling and must include a security fee in the amount of \$100.00.

Dated: April 16, 2016

BY ORDER OF THE STEWARDS:



L. ROBERT LOTTS



LAURENCE A. DUPUY



MICHAEL PEARSON

BEFORE THE BOARD OF STEWARDS

CHARLES TOWN RACE TRACK

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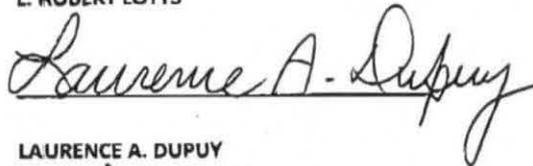
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Dated: April 16, 2016

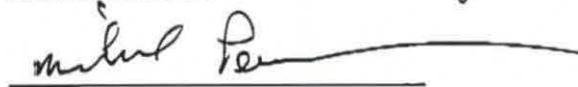
BY ORDER OF THE STEWARDS:



L. ROBERT LOTTS



LAURENCE A. DUPUY



MICHAEL PEARSON