

**RULING****Massachusetts State Racing Commission****PLAINRIDGE PARK, MA - US****NAME:** Charlene Cushing**USTA No:** 134C53**YEAR OF BIRTH:** 1972**STATE LIC ID:** 27735**RULING NO.:** 033-23**USTA REF #:** 1-4QFN-58NV **ACTION DATE:** 5/30/2023 **INFRACTION DATE:** 5/1/2023**REASON CODE:** PTH1

Positive test- post race

STATE: MA - US**RACE NO:** 6**FINISH:** 2**HORSE:** KYRIE DEO (No: 5R3616 - Gender: G - YOF: 2017 - DONATO HANOVER - RARE BOOK - MUSCLE HILL)**PHARMACEUTICALS**

Metformin (Class 2), Gabapentin (Class 3, Neurontin)

PENALTY DESCRIPTION

Fined: \$1,000, Suspended: Full - 10 days, 5/30/2023 thru 6/8/2023, Horse Disqualified, Purse Redistribution

ADDITIONAL INFORMATION

205 CMR 3.29, Penn Gaming Horsemen's Rules. On 05/19/2023 Industrial Labs reported to the Mass Gaming Commission/Racing Division the Post-Race result of Blood Sample E571104 collected from the horse KYRIE DEO on 05/01/2023 who competed in Race 6 at Plainridge Park Racecourse and finished 2nd. It revealed the presence of both Metformin and Gabapentin in the blood which are both considered non threshold drugs. After waiving her right to a split sample and conducting a hearing on 05/29/2023, licensee, trainer of record Charlene Cushing is hereby issued a full and complete suspension for 10 days, beginning 05/30/2023 through and including 06/08/2023 and is fined the sum of \$1,000.00. The horse is disqualified from 2nd and the purse money won or \$3,000.00 is hereby ordered forfeited, returned and redistributed. In addition per Penn Gaming Rules the horse KYRIE DEO is also suspended from racing from 05/30/2023 through 06/08/2023. Purse money forfeited must be returned within 10 hours of ruling. All fines are due within 48 hours of imposition.

5/30/23
date

signature

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MSRC

Judges/Stewards

Charlene Cushing

5/30/23
date

signature

5/30/23
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