

**ARIZONA DEPARTMENT OF GAMING - RACING DIVISION
STEWARDS' RULING**

TURF PARADISE: 2016-2017 MEETING

Under the authority granted by Arizona Revised Statutes Title 5, Chapter 1, and Arizona Administrative Code Title 19, Chapter 2, the Board of Stewards at TURF PARADISE, located at 1501 W. Bell Road, Phoenix, 85023, held a hearing on Friday, November 04, 2016 and issued the following Ruling:

KERN, DAVID W

SYSTEM ID: 16400

RULING NUMBER: 16-17TP023

LICENSE NUMBER: 16400

Having been properly noticed for a formal hearing and having waived that right on November 4, 2016, Trainer David W. Kern (ADOR #16400) is hereby fined ONE HUNDRED DOLLARS (\$100.00) plus 5% Race Horse Adoption Fund surcharge for a total of ONE HUNDRED AND FIVE DOLLARS (\$105.00) for failing to have the horse "JACK B WILD" properly shod resulting in a late scratch in the seventh race on October 30, 2016.

The fine set forth above must be satisfied within ten days from the date of this order. If it is not paid by November 14, 2016, all licenses held by the respondent are automatically suspended for one hundred and eighty days beginning November 15, 2016 through and inclusive of May 14, 2017, and this matter is referred to the Director of the Arizona Department of Racing with the recommendation that all licenses remain suspended until all requirements herein are satisfied.

The above described matter constitutes a violation in accordance with:

A.A.C. R19-2-106.C.; A.A.C. R19-2-111.A.; A.A.C. R19-2-111.B.; A.A.C. R19-2-121.E.2.; A.A.C. R19-2-121.E.3.; A.A.C. R19-2-121.E.3.d.f.; A.A.C. R19-2-121.E.6.a.b.c.d.e.f.i.j.k.;

BY ORDER OF THE STEWARDS

[Signature]

[Signature] **M. J. MADALENO PEREZ**

[Signature] **J. ESTERADA**

Pursuant to Arizona Racing Commission rules and regulations, the Stewards shall advise the Director of all hearings and rulings made. The Stewards may refer any ruling made by them to the Director, recommending further actions, including license revocation. This ruling may be appealed in writing to the Director, Arizona Department of Gaming - Racing Division within three race days from the date of the receipt of this Stewards' ruling. The Director may sustain, reverse, or modify any decision of the Stewards and may sustain, increase or decrease any penalty imposed by the Stewards.

ADDRESS:

SERVICE: Mailed Personal Delivery

By *[Signature]*

Date *11/4/2016*

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16-17TP023

TURF PARADISE
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