

# COMPLAINT

CASE NUMBER: **22LA0242**

The CHRB hereby files a complaint against **Philip D'Amato** for violation of CHRB Rule **1843(a,b&d), 1843.1(a&b), 1843.4, 1844 (d)(5) , 1866 & 1887(a)**. The person named in this complaint holds a license as a **Trainer**, license number **289820 - 03/2024**. The offense alleged occurred on or about **12/18/2022** and is as follows:

**Official blood sample #NC64066 taken on 12/18/2022 at Los Alamitos from "Silver Surfer" was reported by Ben Moeller, PhD of Maddy EACL at UC Davis contained Methocarbamol (10.7 ng/mL). Methocarbamol in excess of the authorized limit (1.0 ng/mL) is a class 4 prohibited drug substances with a penalty class C. The horse, "Silver Surfer" worked on 12/18/2022 at Los Alamitos to get off of the Vets list. The trainer of record is Philip D'Amato (CHRB Lic# 289820 - 03/2024). The split analysis was not requested in accordance to 1859.25.**

Pursuant to Business and Professions Code Section 19420, 19440, and CHRB Rules, the stewards are empowered to impose penalties for violation of any provision of the CHRB Rules. Such penalties may consist of suspension of any license, fines, and exclusion from all racing enclosures under the jurisdiction of the Board or by any combination of these penalties.

Date : <b>12/30/2022</b>	Complainant : <b>CHRB -</b>
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## NOTICE TO APPEAR

To **Philip D'Amato** you are hereby notified to appear before the Board of Stewards at the below listed location, date, and time.

Location: <b>Los Alamitos</b>	Date: <b>April 4, 2023</b>	Time: <b>9:00 am</b>
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You are entitled to reasonable notice of the hearing and reasonable time to prepare for the hearing. If you need additional time to prepare for the hearing, you must contact the Board of Stewards within 72 hours of receipt of this notice. All requests for a continuance must be in writing. You should be prepared to justify your request for additional time. Granting or denial of a request for additional time is within the sound discretion of the stewards. The hearing will be conducted in accordance with the GOVERNING PROCEDURES FOR HEARING BEFORE THE BOARD OF STEWARDS, a copy of which is attached to this Complaint and Notice to Appear.

Investigator	Date
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DISPOSITION OF CASE

The stewards have taken the following action on CASE NUMBER: **22LA0242**

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Steward

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Date

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Steward

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Date

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Steward

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Date