

COMPLAINT

CASE NUMBER: 21LA0097

The CHRB hereby files a complaint against **Brian Cunningham** for violation of CHRB Rule **1588,(a)(14), 1843(a,b&d), 1843.1(a), 1843.4, 1866 (e&f), & 1887(a)**. The person named in this complaint holds a license as a **Trainer**, license number **400842 - 06/2022**. The offense alleged occurred on or about **06/13/2021** and is as follows:

Official blood sample #NC50295 taken on 06/13/2021 at LARC from "Windansea" was reported by Ben Moeller, PhD of Maddy EACL at UC Davis contained Phenylbutazone, a prohibited drug substance, class 4, penalty class C. The horse, "Windansea" worked on 06/13/2021 at LARC. "Windansea" was working as required because the horse had not raced in the last twelve (12) months. The trainer of record is Brian Cunningham (CHRB Lic# 400842 - 06/2022). 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 :	Complainant : CHRB - S. Ida
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NOTICE TO APPEAR

To **Brian Cunningham** you are hereby notified to appear before the Board of Stewards at the below listed location, date, and time.

Location: Los Alamitos	Date:	Time:
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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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Jeff A. Blea, DVM Equine Medical Director

7/5/21

DISPOSITION OF CASE

The stewards have taken the following action on CASE NUMBER: **21LA0097**

_____	_____
Steward	Date
_____	_____
Steward	Date
_____	_____
Steward	Date