



STATE OF DELAWARE
DEPARTMENT OF AGRICULTURE
DELAWARE THOROUGHBRED RACING COMMISSION
777 DELAWARE PARK BLVD, WILMINGTON, DE 19804
AGRICULTURE.DELAWARE.GOV

(302) 994-2521 EXT. 7247

OFFICE OF THE STEWARDS

FAX: (302) 994-3567

Stewards Ruling 72A-2020

Ruling Date: 8/31/2020

Licensee: Hubert Gaffney

DOB: 08/27/1969

Violation Date: 8/28/2020

License Type: Trainer

RCI ID: 2166781

Ruling Type/Description: Conduct Detrimental to Racing

DTRC Rules Cited: 2.5.1.3, 2.5.1.17, 2.5.1.17.1, 2.5.1.18, 2.5.1.20, 3.3.10, 7.2.1.3, 7.2.1.4 and 7.3.4

Fine: \$2500

Fine Due Date: 9/3/2020

Suspension: Yes

Suspension Start Date: 9/1/2020

Suspension End Date: 12/31/2020

Narrative:

Trainer Hubert Gaffney, DOB: 08/27/1969, RCI ID: 2166781, having been duly noticed, appeared in person and represented by Legal Counsel in a Stewards hearing on August 28, 2020 at Delaware Park.

Based on Evidence, testimony, and the aggravating circumstances presented at the hearing, the Delaware Park Board of Stewards suspend Trainer Hubert Gaffney 122 days, from September 1, 2020 through and including December 31, 2020 and fine Mr. Gaffney the sum of \$2500 (twenty five hundred dollars), for violating D.T.R.C. Rules 2.5.1.3, 2.5.1.17, 2.5.1.17.1, 2.5.1.18, 2.5.1.20, 3.3.10, 7.2.1.3, 7.2.1.4 and 7.3.4.

1. 2.5.1.3, Falsification, misrepresentation, or omission of required information in the application submitted to the Commission; failure to disclose the complete ownership or beneficial interest in a horse entered to be raced; misrepresentation or attempted misrepresentation in connection with the sale of a horse or other matter pertaining to racing or registration of Thoroughbreds or Arabians;
2. 2.5.1.17, Entering, or aiding or abetting the entering of, a horse ineligible or unqualified for the race entered.
3. 2.5.1.17.1, Bad moral character, intemperate habits, bad reputation for honesty, truth and veracity, past instance of lying, cheating or involvement in a subject of public notice as involved in any activity which, would be inconsistent with the best interest of racing by reflection on the honesty and integrity of the sport of racing, or association with persons so characterized.



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4. 2.5.1.18 Violation of any rule of the Commission or aiding or abetting any person in the violation of any such rule.
5. 2.5.1.20 Past or contemplated conduct or utterance which, does or may adversely affect, whether intentionally or unintentionally, and whether in fact or only seemingly, the public's confidence in the reputation Thoroughbred racing heretofore has enjoyed in Delaware for stringent adherence to uncompromising standards of honesty, integrity and propriety;
6. 3.3.10 All other powers enumerated in these rules, together with such other powers as are necessary to promote and maintain stringent standards for honesty, integrity and propriety for Thoroughbred Racing in Delaware.
7. 7.2.1.3 Must have in his charge a horse eligible to race.
8. 7.2.1.4 Must not engage in any activity directly or indirectly involving the racing performance of horses on Licensee's grounds other than those registered as being in his charge.
9. 7.3.4 Shall register with the Racing Secretary all horses in his charge in the manner required by Rule 6.3. No registered Trainer may take or keep in his charge a horse owned wholly or in part, or controlled by, a person who is not registered as an Owner. No registered Trainer shall assume responsibility for horses not under his active care and supervision, except as provided by Rule 7.3.7.
10. At the time of Trainer Hubert Gaffney's hearing, Mr. Gaffney was participating on a conditional license for a prior violation. Mr. Gaffney will no longer be entitled to a license at Delaware Park. Hubert Gaffney is denied access to all grounds under the jurisdiction of the Delaware Thoroughbred Racing Commission.

Failure to pay the assessed fine by the due date may result in a suspension of license. Monetary fines not paid within the parameters of the official ruling are subject to penalty and interest charges at the rate of 1.5% per month compounded monthly.



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Trainer Hubert Gaffney, having filed an appeal concerning the 122 day suspension from September 1, 2020 through and including December 31, 2020 and twenty five hundred dollar (\$2500.00) fine in Delaware Stewards' Ruling 72-2020, is hereby granted a stay of his suspension and fine until such time as a decision is made by the Delaware Thoroughbred Racing Commission. Refer to DTRC Rules 3.4, 19.2.1, 19.2.2. all.

Eric Coatrieux

Robert Colton

William Troilo