



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 114B-2024

Ruling Date: 09/19/2024

Licensee: Ney Pessanha

DOB: 04/08/1986

Violation Date: 09/17/2024

License Type: Owner/Trainer

RCI ID: 2089921

Ruling Type/Description: Improper or Inhumane Treatment of an Animal

DTRC Rules Cited: 2.5.1.14, 2.5.1.20, 2.5.1.22, 7.2.1.2, 7.3.1, 7.3.10, 3.3 All and 3.4 All.

Suspension: Yes

Suspension Start Date: 10/25/2024 Suspension End Date: 10/24/2025

Fine: \$1000

Fine Due Date: 09/27/2024

Narrative: Owner/Trainer Ney Pessanha, DOB: 04/08/1986, RCI ID: 2089921, appeared at a hearing before the Board of Stewards on September 17, 2024, in the matter of improper or inhumane treatment of horses in his care. Ney Pessanha appeared without legal counsel and "Waived" his right to.

Prior to the hearing, the Stewards had received complaints from horsemen, outriders, the Safety Steward, private veterinarians, and regulatory veterinarians as to the condition and care of horses under the responsibility of Ney Pessanha.

After considering all evidence and testimony in this matter, the Stewards have found Ney Pessanha failed to provide adequate food, water, bedding, sanitation, exercise, and veterinarian care for his horses, and therefore is "Suspended for one-year (September 24, 2024 to September 23, 2025) and fined \$1,000. During the term of the suspension, Ney Pessanha is "Denied" access to all grounds under the jurisdiction of the Delaware Thoroughbred Racing Commission.

In addition, Ney Pessanha will be not eligible to apply for a Delaware license in any capacity until January 1, 2030. Before consideration of a DTRC Trainer or Assistant Trainer license, Ney Pessanha must pass the DTRC Trainer or Assistant Trainer test.

All transfers for horses currently owned by or under the care of Ney Pessanha must be approved by the Stewards.

Ney Pessanha may apply for a review and appeal to the Commission under DTRC rules 19.2 Review and Appeal and 19.3 Application for Review.

Failure to pay the assessed fine by the due date may result in a suspension of licensee. 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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Amendment A: September 24, 2024

Trainer Ney Pessanha, having filed an appeal and asking for a stay concerning his suspension of a term for 1 year, fine of \$1,000, and a five-year period of ineligibility to apply for a Delaware license, is hereby granted a stay of his Stewards Ruling 114-2024 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.

Amendment B: October 24, 2024

Trainer Ney Pessanha was duly noticed and “failed to appear” before the Delaware Thoroughbred Racing Commission appeal hearing on October 24, 2024. The Appeal has been “Dismissed”. Trainer Ney Pessanha is here by “Suspended” for a period of one year (October 25, 2024 to October 24, 2025). Fined \$1,000. In addition, Ney Pessanha will not be eligible to apply for a Delaware license in any capacity until January 1, 2030. Before consideration of a DTRC Trainer or Assistant Trainer license, Ney Pessanha must pass the DTRC Trainer or Assistant Trainer test.


Joelyn Rigione


Robert Colton


William Troilo