

Licensee: ANDERSON, DAVID CHARLES
Date of Birth: 04/16/1955 License Number:

NOW ON THIS 9TH DAY OF APRIL COMES BEFORE THE BOARD OF STEWARDS AT FONNER PARK THE COMPLAINT AGAINST OWNER/TRAINER DAVID CHARLES ANDERSON. MR. ANDERSON AFTER HAVING BEEN PERSONALLY NOTIFIED OF A HEARING SCHEDULED FOR 11:00 A.M. AT THE FONNER PARK STEWARDS OFFICE ON MARCH 6, 2026, DID APPEAR IN PERSON AND REQUESTED AND WAS GRANTED A CONTINUANCE UNTIL APRIL 9, 2026. AT THAT TIME, MR. ANDERSON DID APPEAR IN PERSON AND WAS NOT REPRESENTED BY LEGAL COUNSEL.

FINDING OR FACT

1. DAVID CHARLES ANDERSON WAS ISSUED AN OWNER/TRAINER LICENSE BY THE NEBRASKA RACING AND GAMING COMMISSION ON JANUARY 29, 2026, VALID THROUGH DECEMBER 31, 2028.
2. DAVID CHARLES ANDERSON WAS THE TRAINER OF RECORD FOR THE FIVE YEAR OLD MARE "GOLDIES CLAIM" ON SATURDAY, FEBRUARY 14, 2026 AT FONNER PARK.
3. DAVID CHARLES ANDERSON DID ENTER AND RACE OR CAUSE TO BE ENTERED AND RACED, "GOLDIES CLAIM", FIRST (1ST) PLACE FINISHER IN THE SIXTH (6TH) RACE AT FONNER PARK ON SATURDAY, FEBRUARY 14, 2026.
4. ON MARCH 5, 2026, INDUSTRIAL LABORATORIES, WHEAT RIDGE, COLORADO, REPORTED IN A CERTIFICATE OF ANALYSIS SIGNED BY PETRA HARTMANN, DIRECTOR - DRUG TEST SERVICES, THAT URINE SAMPLE E648121, COLLECTED AT FONNER PARK ON FEBRUARY 14, 2026, CONFIRMED THE PRESENCE OF THE PROHIBITED SUBSTANCE, ALBUTEROL AT 1.65NG/ML.
5. ON MARCH 5, 2026, DR. DAVID RADECHEL, STATE COMMISSION VETERINARIAN FOR THE NEBRASKA RACING AND GAMING COMMISSION, ISSUED A REPORT OF MEDICATION VIOLATION, STATING THAT SAMPLE TAG NUMBER E648121, COLLECTED FROM "GOLDIES CLAIM", FIRST (1ST) PLACE FINISHER IN THE SIXTH (6TH) RACE AT FONNER PARK ON SATURDAY, FEBRUARY 14, 2026, TRAINED BY DAVID CHARLES ANDERSON, TESTED POSITIVE FOR PROHIBITED SUBSTANCE "ALBUTEROL" CONFIRMED IN URINE AT 1.65NG/ML.
6. ON MARCH 5, 2026, DAVID CHARLES ANDERSON, REQUESTED AND WAS GRANTED A CONTINUANCE OF HEARING UNTIL THE RESULTS OF THE SPLIT SAMPLE, COLLECTED FROM "GOLDIES CLAIM" WAS REPORTED. MR. ANDERSON CHOSE TO SEND THE SPLIT SAMPLE TO EQIAS LABS, LEXINGTON, KENTUCKY.
7. ON APRIL 8, 2026, EQIAS LABS, LEXINGTON, KENTUCKY IN A "CONFIDENTIAL TEST REPORT" CONFIRMED THE PRESENCE OF ALBUTEROL AT A CONCENTRATION OF 2.25NG/ML IN SPECIMEN ID E648121.
8. ON MARCH 6, 2026, A SEARCH OF THE TACK ROOM ASSIGNED TO DAVID CHARLES ANDERSON BY LAW ENFORCEMENT INVESTIGATORS OF NEBRASKA RACING AND GAMING COMMISSION DID REVEAL A NEEDLE AND SYRINGE. THE BOARD OF STEWARDS SUBSEQUENTLY FINED MR. ANDERSON ONE THOUSAND DOLLARS FOR BEING IN POSSESSION OF A NEEDLE AND SYRINGE AS REPORTED IN FONNER PARK STEWARDS ORDER 2026-FON-04. DATED 3/8/2026.
9. ON APRIL 8, 2026, INDUSTRIAL LABORATORIES, WHEAT RIDGE, COLORADO, REPORTED IN A "CERTIFICATE OF ANALYSIS" THAT THE PROHIBITED SUBSTANCE "ALBUTEROL" WAS CONFIRMED IN THE CONTENTS OF THE SYRINGE/NEEDLE.

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CONCLUSIONS OF LAW

THE FACT THAT "GOLDIES CLAIM", URINE SAMPLE NUMBER E648121, FIRST (1ST) PLACE FINISHER IN THE SIXTH (6TH) RACE AT FONNER PARK ON SATURDAY, FEBRUARY 14, 2026 TESTED POSITIVE FOR THE PROHIBITED SUBSTANCE "ALBUTEROL" IS A VIOLATION OF NEBRASKA RACING AND GAMING COMMISSION RULE, TITLE 294, CHAPTER 18, RULE NUMBER 18.011 WHICH READS...

THE TRAINER IS THE ABSOLUTE INSURER OF THE CONDITION OF HORSES ENTERED IN AN OFFICIAL WORKOUT OR RACE AND IS RESPONSIBLE FOR THE PRESENCE OF ANY PROHIBITED DRUG OR MEDICATION, OR OTHER PROHIBITED SUBSTANCE IN SUCH HORSES. A POSITIVE TEST FOR A PROHIBITED SUBSTANCE, OR THE PRESENCE OF PERMITTED MEDICATION IN EXCESS OF MAXIMUM ALLOWABLE LEVELS, AS REPORTED BY AN OFFICIAL LABORATORY APPROVED BY THE COMMISSION SHALL BE PRIMA FACIE EVIDENCE OF A VIOLATION OF THIS RULE.

THE BOARD OF STEWARDS AT FONNER PARK DOES FIND OWNER/TRAINER DAVID CHARLES ANDERSON TO BE IN VIOLATION OF NEBRASKA RACING AND GAMING COMMISSION RULE 18.011 FOR A HORSE IN HIS CARE AND CUSTODY, "GOLDIES CLAIM", SAMPLE #E648121, FIRST (1ST) PLACE FINISHER IN THE SIXTH RACE ON SATURDAY, FEBRUARY 14, 2026 AT FONNER PARK TESTING POSITIVE FOR THE PROHIBITED SUBSTANCE ALBUTEROL. DAVID CHARLES ANDERSON WAS THE ABSOLUTE INSURER OF THE CONDITION OF "GOLDIES CLAIM" AT FONNER PARK ON SATURDAY, FEBRUARY 14, 2026.

ORDER

THEREFORE, IT IS THE ORDER OF THE BOARD OF STEWARDS AT FONNER PARK THAT OWNER/TRAINER DAVID CHARLES ANDERSON SHALL BE AND IS HEREBY SUSPENDED AND/OR MADE INELIGIBLE FOR LICENSURE WITH THE NEBRASKA RACING AND GAMING COMMISSION FOR THREE HUNDRED SIXTY-FIVE (365) DAYS BEGINNING THURSDAY APRIL 9, 2026, AND CONTINUING THROUGH THURSDAY, APRIL 8, 2027, AND FINED THE SUM OF FIVE HUNDRED DOLLARS (\$500).

IN ADDITION, DAVID CHARLES ANDERSON IS REFERRED TO THE NEBRASKA RACING AND GAMING COMMISSION FOR ANY FURTHER DISCIPLINE THAT THEY DEEM NECESSARY REGARDING THIS MATTER.

FURTHERMORE, THE FIVE YEAR OLD MARE "GOLDIES CLAIM" IS ORDERED DISQUALIFIED FROM FIRST (1ST) PLACE AND SHALL REMAIN UNPLACED IN THE SIXTH (6TH) RACE AT FONNER PARK ON FEBRUARY 14, 2026.

THE NEW ORDER OF FINISH IS AS FOLLOWS:

1ST - #3 NIGHT TRIX
2ND - #1 JULIE JEAN
3RD - #5 MAY B BETTER
4TH - #2 SHE'S STEEL DREAMIN
UNPLACED - #4 GOLDIES CLAIM

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RIGHT OF APPEAL

7:00 DISCIPLINARY HEARINGS

7.001.01 A PERSON OR PERSONS MAY REQUEST REVIEW BY THE RACING COMMISSION WHEN PENALIZED OR DISCIPLINED UNDER THE LAW OR UNDER THESE RULES.

7.001.01A A FINAL APPEAL IN THE CASE OF ANY PERSON PENALIZED OR DICLIPLINED BY THE STEWARDS OF AN ASSOCIATION RACING UNDER A LICENSE ISSUED BY THE COMMISSION, MAY BE TAKEN TO THE COMMISSION.

7.001.01B SUCH APPEAL MUST BE FILED IN WRITING AT THE OFFICE OF THE COMMISSION WITHIN FIVE (5) DAYS OF THE DATE OF SAID PENALTY OR IMPOSITION OF SAID DISCIPLINE.


7.001.01C THE REQUEST SHALL BE SIGNED BY THE PERSON MAKING IT AND MUST SET FORTH REASONS WHY SAID HEARING SHOULD BE GRANTED.

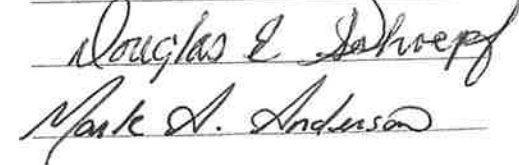
7.001.01D ANY APPLICANT FOR A HEARING WILL BE HEARD IN PERSON OR BY COUNSEL OR THE CASE MAY BE SUBMITTED IN WRITING.

7.001.01E ALL COMPLAINTS AND REQUESTS TO THE COMMISSION MUST BE IN WRITING AND ALL PAPERS FILED WITH THE COMMISSION SHALL BECOME THE PROPERTY OF THE COMMISSION.

7.00.01F AN APPEAL FROM A DECISION OF A RACING OFFICIAL TO THE COMMISSION SHALL NOT AFFECT SUCH DECISION UNTIL THE APPEAL HAS BEEN ACTED UPON BY THE COMMISSION UNLESS OTHERWISE ORDERED BY A COURT OF COMPETENT JURISDICTION (SEE CHAPTER 12-001.02 AND REVISED STATUTES OF NEBRASKA CHAPTER 2, ARTICLE 12).

By Order of
The Board of Stewards



Douglas E. Schroepf


Mark A. Anderson