



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-DAA-15
Track Downs at Albuquerque
Ruling Date: 7/7/2017

Licensee: TALSMA, BRUCE KEVIN
License Type: 2016 3 Year Practicing Applicant Id: 4140
Date of Birth: 06/24/1954 License Number: 281064

Ruling # 2017-DAA-15

Action Type: Initial Ruling

Ruling:

Veterinarian, Bruce Talsma, is hereby summarily suspended, (effective immediately, July 5, 2017) for refusing to allow the inspection of his vehicle by a NMRC investigator in the stable area at The Downs at Albuquerque, on July 5, 2017. and found to be in violation of NMRC rules. Bruce Talsma received this notice before the Board of Stewards on July 7, 2017.

Licensee is found to be in violation of:

16.47.1.8 (E) : Agree to search and seizure Which states in pertinent part "By acceptance of a license, a licensee consents to search and inspection by the Commission or its agents, and to the seizure of any prohibited medication, drugs, paraphernalia, or devices in accordance with State and Federal law"

In accordance with **15.2.1.9 (C)(21)**, is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC pending the outcome of his hearing. **July 12, 2017, at 9:00 AM in accordance with 15.2.1.9 (B)(3)(b)**.

15.2.1. (B)(3) Summary suspension.

If the stewards determine that a licensee's actions constitute an immediate danger to the public health, safety, or welfare, the stewards may summarily suspend the license pending a hearing

A licensee whose license has been summarily suspended is entitled to a hearing on the summary suspension not later than the 10th day after the license was summarily suspended. The licensee may waive their right to a hearing on the summary suspension within the 10-day limit

The stewards shall conduct a hearing on the summary suspension in the same manner as other disciplinary hearings. At a hearing on a summary suspension, the sole issue is whether the licensee's license should remain suspended pending a final disciplinary hearing and ruling

This ruling is written in accordance with:

16.47.1.8 (L)(1)(i) – Conduct Which states in pertinent part "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing"

16.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8 B (3)(f) Stewards Disciplinary Action
15.2.3.8 B (3)(a) Stewards Disciplinary Action
15.2.3.8 B (1) (d) Stewards General Authority
16.47.1.3 Statutory Authority

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-DAA-16
Track Downs at Albuquerque
Ruling Date: 7/7/2017

Licensee: CHAVEZ, ARTURO
License Type: 2015 3 Year Trainer Applicant Id: 23940
Date of Birth: 10/09/1957 License Number: 279870

Ruling # 2017-DAA-16

Action Type: Initial Ruling

Ruling:

Trainer, **Arturo Chavez** is hereby notified that his summary suspension effective June 28, 2017, after having appeared before the Board of Stewards on July 5, 2017, for possessing an injectable medication during a compliance search by the investigator in the stable area of Albuquerque Downs on June 28, 2017 is continued pending the outcome of his disciplinary hearing.

In accordance with 15.2.1.9 (C) (21), **Arturo Chavez** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC and all horses owned, trained, or under the care **Arturo Chavez** are denied further entry, pending the outcome of his hearing.

Licensee is found to be in violation of:

15.2.6.8 (B)(3) TREATMENT RESTRICTIONS: No person other than a veterinarian licensed to practice veterinary medicine in this jurisdiction and licensed by the commission, or a veterinary assistant licensed by the commission acting under the direct supervision of a licensed veterinarian, shall possess on any location under the jurisdiction of the commission any of the following unless approved by the commission (a) any drug which is a narcotic, stimulant, or depressant, or any other substance or medication that has been prepared or packaged for injection by a hypodermic syringe, or hypodermic needle; 15.2.6 NMAC 2 (b) any hypodermic syringe, hypodermic needle or any equipment associated with the aid of intravenous administration.

15.2.6.8(H)(1) Medical Labeling No person on association grounds where horses are lodged or kept, excluding veterinarians licensed by the commission, shall have in or upon association grounds which that person occupies or has the right to occupy, or in that person's personal property or effect or vehicle in that person's care, custody or control, a drug, medication, chemical, foreign substance or other substance that is prohibited in a horse on a race day unless the product is labeled in accordance with this subsection

15.2.6.9 (K) (1) CONTRABAND:

No person on association grounds where horses are lodged or kept, excluding licensed veterinarians, shall have in that person's care, custody or control, a drug, medication, chemical, foreign substance or other substance that is prohibited in a horse on a race day unless the product is labeled in accordance with Subsection H of 15.2.6.9 NMAC. This restriction includes, but is not limited to, locations on the association grounds where that person occupies, in that person's personal property, effects or vehicle.

This ruling is written in accordance with:

15.2.1.9(B)(3)(a) Summary Suspension Which states in pertinent part "If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing".

16.47.1.8 (L)(1)(i) - Conduct Which states in pertinent part "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing"

16.47.1.8 (E) : Agree to search and seizure Which states in pertinent part "By acceptance of a license, a licensee consents to search and inspection by the Commission or its agents, and to the seizure of any prohibited medication, drugs, paraphernalia, or devices in accordance with State and Federal law"

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

By Order of The Downs at Albuquerque Stewards

Linda Salinas For Walter Martin Louette



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-DAA-17
Track Downs at Albuquerque
Ruling Date: 7/7/2017

Licensee: RAMIREZ, ESTEBAN
License Type: 2014 3 Year Trainer Applicant Id: 19424
Date of Birth: 08/09/1961 License Number: 205661

Ruling # 2017-DAA-17

Action Type: Initial Ruling

Ruling:

Trainer, Esteban Ramirez is hereby notified that his summary suspension effective June 28, 2017, after having appeared before the Board of Stewards on July 5, 2017, for possessing a needle and syringe along with injectable medication during a compliance search by the investigator in the stable area of Albuquerque Downs on June 28, 2017 is cancelled as the result of the following:

Esteban Ramirez waived his right to a 10 day notice and a disciplinary hearing in this matter and consents to the stewards findings.

Licensee is found to be in violation of:

15.2.6.8 (B)(3) TREATMENT RESTRICTIONS: No person other than a veterinarian licensed to practice veterinary medicine in this jurisdiction and licensed by the commission, or a veterinary assistant licensed by the commission acting under the direct supervision of a licensed veterinarian, shall possess on any location under the jurisdiction of the commission any of the following unless approved by the commission (a) any drug which is a narcotic, stimulant, or depressant, or any other substance or medication that has been prepared or packaged for injection by a hypodermic syringe, or hypodermic needle; 15.2.6 NMAC 2 (b) any hypodermic syringe, hypodermic needle or any equipment associated with the aid of intravenous administration.

15.2.6.8(H)(1) Medical Labeling No person on association grounds where horses are lodged or kept, excluding veterinarians licensed by the commission, shall have in or upon association grounds which that person occupies or has the right to occupy, or in that person's personal property or effect or vehicle in that person's care, custody or control, a drug, medication, chemical, foreign substance or other substance that is prohibited in a horse on a race day unless the product is labeled in accordance with this subsection

Board of Stewards assessed a penalty as follows:

1. A **(\$2,000) Two thousand dollar fine, to paid on or before Aug. 6, 2017**, in accordance with **15.2.3.8 (B)(3)(I) NMAC**. Failure to pay fine in prescribed time may result in an immediate suspension.
2. A **60 day suspension of all NMRC licenses starting June 28, 2017, through Aug 27, 2017, inclusive.**
3. During said time of applicable suspension, **Esteban Ramirez**, is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with **15.2.1.9 (C)(21)**. Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of **Esteban Ramirez** are ineligible to be entered or start in any race in this jurisdiction, per **15.2.1.9 (C)(21)(c)**.

This ruling is written in accordance with:

16.47.1.8 (L)(1)(i) – Conduct Which states in pertinent part "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing"

16.47.1.8 (E) : Agree to search and seizure Which states in pertinent part "By acceptance of a license, a licensee consents to search and inspection by the Commission or its agents, and to the seizure of any prohibited medication, drugs, paraphernalia, or devices in accordance with State and Federal law"

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-DAA-18
Track Downs at Albuquerque
Ruling Date: 7/7/2017

Licensee: TORRES, JUAN D
License Type: 2017 3 Year Trainer Applicant Id: 29080
License Number: 286212

Ruling # 2017-DAA-18

Action Type: Initial Ruling

Ruling:

Trainer Juan D. Torres having been duly notified telephonically, and waved a hearing before the Board of Stewards on July 7, 2017, for failure to declare equipment (Flipping Halter ON) at time of entry for "**RI Jess Ryder**", entered in the 2nd race on July 2, 2017 at Downs at Albuquerque Park Racetrack.

Licensee is found to be in violation of:

15.2.5.8 (B)(10) Procedure For Entries Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.5.8 (B)(6) Procedure For Entries No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

For this rule violation, the Board of Stewards assessed **Juan D. Torres** a penalty in the amount of **One hundred dollars (\$ 100.00)**. The fine is to paid on or before **August 6, 2017**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is written in accordance with:

16.47.1.8. T. KNOWLEDGE OF RULES:

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-DAA-19
Track Downs at Albuquerque
Ruling Date: 7/7/2017

Licensee: SOTO, SALVADOR RENTERIA
License Type: 2016 3 Year Trainer Applicant Id: 7872
Date of Birth: 03/14/1974 License Number: 282502

Ruling # 2017-DAA-19

Action Type: Initial Ruling

Ruling:

THE FOLLOWING 60 DAY SUSPENSION WILL REMAIN AS STATED BELOW IN 2016-ZIA-81

A 60 day suspension of all NMRC licenses starting October 4, 2017, through December 3, 2017, inclusive. The **2016-Comm-3** ruling dated September 26, 2016) was reversed.

RE: 2016-ZIA-81 - Modified Ruling Trainer Salvador Soto having been duly notified and having responded telephonically before the Board of Stewards on October 25, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in horse "Runaway Jeans", who finished first place in the 3rd race on September 18th, 2016, at Zia Park Racetrack Hobbs, NM, Test Sample #: NM24648 and confirmed with a split sample sent to Texas A&M on October 14, 2016. the Board of Stewards assessed Salvador Soto a penalty as follows.

1. A 60 day suspension of all NMRC licenses starting October 4, 2017, through December 3, 2017, inclusive (run consecutively from ruling 2016-Comm-3 dated September 26, 2016). 2. (\$1,000) one thousand dollar fine to paid on or before November 30, 2016, in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(l) NMAC: Failure to pay fine in prescribed time may result in an immediate suspension. 3. Pursuant to rules 15.2.6.9(D)(5)(c), 15.2.6.9 (D)(6), and 15.2.6.9(D)(7),the horse "Runaway Jeans" is placed on the Stewards list for a period of 60 days (beginning October 5, 2016). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test prior to entry. 4. The horse "Runaway Jeans" is hereby disqualified from first place and ordered unplaced from the 3rd race on September 18, 2016, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1. Meddlin Perry
- 2. Jess for Ron
- 3. Eyesa Miracle
- 4. My Red Rock
- 5. Burning Regard
- 6. Southern Ccc
- 7. Devonias Secret Rf

Unplaced "Runaway Jeans"

During said time of applicable suspension, Salvador Soto is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC. Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of Salvador Soto are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) NMAC.

By Order of The Downs at Albuquerque Stewards

Linda Salinas *Ron Wath* *Martin Hamilton*



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-DAA-20
Track Downs at Albuquerque
Ruling Date: 7/7/2017

Licensee: CHAVEZ, ARTURO

License Type: 2015 3 Year Trainer Applicant Id: 23940
Date of Birth: 10/09/1957 License Number: 279870

Ruling # 2017-DAA-20

Action Type: Initial Ruling

Ruling:

Trainer, Arturo Chavez is hereby notified that his summary suspension effective June 28, 2017, after having appeared before the Board of Stewards on July 7, 2017, for possessing an injectable medication during a compliance search by the investigator in the stable area of Albuquerque Downs on June 28, 2017 is cancelled as the result of the following:

Arturo Chavez waived his right to a 10 day notice and a disciplinary hearing in this matter and consents to the stewards findings.

Licensee is found to be in violation of:

15.2.6.8 (B)(3) TREATMENT RESTRICTIONS: No person other than a veterinarian licensed to practice veterinary medicine in this jurisdiction and licensed by the commission, or a veterinary assistant licensed by the commission acting under the direct supervision of a licensed veterinarian, shall possess on any location under the jurisdiction of the commission any of the following unless approved by the commission (a) any drug which is a narcotic, stimulant, or depressant, or any other substance or medication that has been prepared or packaged for injection by a hypodermic syringe, or hypodermic needle; 15.2.6 NMAC 2 (b) any hypodermic syringe, hypodermic needle or any equipment associated with the aid of intravenous administration.

15.2.6.8(H)(1) Medical Labeling No person on association grounds where horses are lodged or kept, excluding veterinarians licensed by the commission, shall have in or upon association grounds which that person occupies or has the right to occupy, or in that person's personal property or effect or vehicle in that person's care, custody or control, a drug, medication, chemical, foreign substance or other substance that is prohibited in a horse on a race day unless the product is labeled in accordance with this subsection

Board of Stewards assessed a penalty as follows:

1. A (\$2,000) Two thousand dollar fine, to paid on or before **Aug. 6, 2017**, in accordance with **15.2.3.8 (B)(3)(I) NMAC**. Failure to pay fine in prescribed time may result in an immediate suspension.
2. A **45 day suspension** of all NMRC licenses starting **June 28, 2017, through Aug 11, 2017, inclusive.**
3. During said time of applicable suspension, **Arturo Chavez**. is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with **15.2.1.9 (C)(21)**. Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of **Arturo Chavez** are ineligible to be entered or start in any race in this jurisdiction, per **15.2.1.9 (C)(21)(c)**.

This ruling is written in accordance with:

16.47.1.8 (L)(1)(i) – Conduct Which states in pertinent part "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing"

16.47.1.8 (E) : Agree to search and seizure Which states in pertinent part "By acceptance of a license, a licensee consents to search and inspection by the Commission or its agents, and to the seizure of any prohibited medication, drugs, paraphernalia, or devices in accordance with State and Federal law"

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-DAA-21
Track Downs at Albuquerque
Ruling Date: 7/8/2017

Licensee: ALDAVAZ, SR JAIME G.
License Type: 2016 3 Year Trainer Applicant Id: 19631
Date of Birth: 05/01/1971 License Number: 281163

Ruling # 2017-DAA-21

Action Type: Initial Ruling

Ruling:

Trainer **Jaime Aldavaz Sr.** having been duly notified and failing to appear before the **Board Of Stewards on July 5, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC)**, for a confirmed positive for the therapeutic drug, Dexamethasone (class 4 penalty category C drug) found in test sample **NM26894** taken from the horse "**First Moon Fire**" who finished 1st in the 7th race, on May 5, 2017, at SunRay Park Racetrack.

The original lab report indicated a finding of **Dexamethasone at 51 pg/ml in the blood**, the allowable limit for Dexamethasone is 5 pg/ml in the blood. Sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to and denied by **Jaime Aldavaz Sr.**

Licensee is found to be in violation of:

15.2.6.9(C)(1) : Prima Facie Evidence A finding by the commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race. Prohibited substances include: drugs or medications for which no acceptable levels have been established; therapeutic medications in excess of established acceptable levels; substances present in the horse in excess of levels at which such substances could occur naturally; substances foreign to a horse at levels that cause interference with testing procedures.

16.47.1.8 (U)(1) PROTECTION OF HORSES Each person licensed by the commission shall do all that is reasonable and within their power and scope of duty to guard against and prevent the administration of any drug, medication or other substance, including permissible medication in excess of the maximum allowable level, to any horse entered or to be entered in an official workout or race, as prohibited by these rules.

For Jaime Aldavaz Sr.'s 3rd Class 4C medication violation, in a 365-day period, issued in accordance with **15.2.6.9 (B)(4)**, the Board of Stewards assessed a penalty as follows:

1. **A (\$2,500) Two thousand Five Hundred dollar fine, to paid on or before Aug. 7, 2017**, in accordance with **15.2.3.8 (B)(3)(I) NMAC**.

Failure to pay fine in prescribed time may result in an immediate suspension.

2. **A 30 day suspension of all NMRC licenses starting July 16, 2017, through Aug. 15, 2017, inclusive.**

3. During said time of applicable suspension, **Jaime Aldavaz Sr.** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with **15.2.1.9 (C)(21)**. Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of **Jaime Aldavaz Sr** are ineligible to be entered or start in any race in this jurisdiction, per **15.2.1.9 (C)(21)(c)**.

This ruling is written in accordance with:

15.2.6.11(A): Trainer Responsibility: The trainer is responsible for the condition of horses entered in an official workout or race and is responsible for the presence of any prohibited drug, medication or other substance, including permitted medication in excess of the maximum allowable level, in such horses. A positive test for a prohibited drug, medication or substance, including permitted medication in excess of the maximum allowable level, as reported by a Commission approved laboratory, is prima facie evidence of a violation of this rule. In the absence of substantial evidence to the contrary, the trainer is responsible.

15.2.6.11(B) Trainer Responsibility A trainer shall prevent the administration of any drug or medication or other prohibited substance that may cause a violation of these rules.

16.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

By Order of The Downs at Albuquerque Stewards

Linda Salinas For Walk

Martin Hamilton



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-DAA-22
Track: Downs at Albuquerque
Ruling Date: 7/8/2017

Licensee: DELGADO-MENDOZA, SALVADOR
License Type: 2016 3 Year Owner Applicant Id: 17502
Date of Birth: 08/10/1976 License Number: 282245

Ruling # 2017-DAA-22

Action Type: Initial Ruling

Ruling:

Owner: Salvador Delgado, having been duly notified and failing to appear before the Board Of Stewards on July 5, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive for the therapeutic drug, Dexamethasone (class 4 penalty category C drug) found in test sample NM26894 taken from the horse "First Moon Fire" who finished 1st in the 7th race, on May 5, 2017, at SunRay Park Racetrack.

The original lab report indicated a finding of Dexamethasone at 51 pg/ml in the blood, the allowable limit for Dexamethasone is 5 pg/ml in the blood. Sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and denied by Jaime Aldavaz Sr., trainer of record.

Licensee is found to be in violation of:

15.2.6.9(C)(1) : Prima Facie Evidence A finding by the commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race. Prohibited substances include: drugs or medications for which no acceptable levels have been established; therapeutic medications in excess of established acceptable levels; substances present in the horse in excess of levels at which such substances could occur naturally; substances foreign to a horse at levels that cause interference with testing procedures.

16.47.1.8 (U)(1) PROTECTION OF HORSES Each person licensed by the commission shall do all that is reasonable and within their power and scope of duty to guard against and prevent the administration of any drug, medication or other substance, including permissible medication in excess of the maximum allowable level, to any horse entered or to be entered in an official workout or race, as prohibited by these rules.

For Salvador Delgado's 1st Class 4C medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:

1. **A Warning**, in accordance with 15.2.3.8 (B)(3)(I) NMAC.
2. Next 4-C medication violation the penalty is disqualification, loss of purse and if same horse, that horse shall be placed on veterinarian's list for 45 days and must pass a commission-approved examination before being eligible to run.

This ruling is written in accordance with:

16.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

15.2.3.8 B (1) (a) Stewards General Authority

15.2.3.8 B (1) (c) Stewards General Authority

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-DAA-23
Track: Downs at Albuquerque
Ruling Date: 7/8/2017

Licensee: Silva, Jon Paul

License Type: 2017 3 Year Trainer Applicant Id: 159905
License Number: 285880

Ruling # 2017-DAA-23

Action Type: Initial Ruling

Ruling:

Jon Paul Silva having been duly notified and having appeared before the Board of Stewards on July, 8 2017 at Downs at Albuquerque Racetrack, for failing to disclose criminal/arrest history on his licensing application.

Licensee is found to be in violation of:

16.47.1.8 (L)(1) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE.

16.47.1.8(L)(1)(F) CONDUCT The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant has been found to have made false or misleading statements to the commission, stewards, or any racing official

For this violation, the Board of Stewards assessed **Jon Paul Silva** a fine in the amount of **One hundred dollars (\$100.00)** and must fill out a corrected application. The fine is to be paid on or before **August 7, 2017** in accordance with 15.2.3.8 (B)(3)(1). Failure to pay the fine within the time prescribed may result in immediate suspension

This ruling is written in accordance with:

16.47.1.8. T. KNOWLEDGE OF RULES:

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-DAA-24
Track: Downs at Albuquerque
Ruling Date: 7/9/2017

Licensee: DE HERRERA, JOSE IGNACIO

License Type: 2016 3 Year Trainer Applicant Id: 16885
License Number: 284529

Ruling # 2017-DAA-24

Action Type: Initial Ruling

Ruling:

Trainer **Jose Ignacio DeHerrera** having been duly notified waved a hearing and appeared telephonically before the Board of Stewards on July 9, 2017 for failing to have a current **Coggins** on file for entry "**Waggin Ketel**" which resulted in a late scratch in the **5th race on July 7, 2017, at The Downs at Albuquerque.**

Licensee is found to be in violation of.

15.2.5.12(Z) A horse shall be ineligible to start when "there is no current negative test certificate for equine infectious anemia on file with the racing office, as required by the commission".

16.47.1.10(C)(5) the proper identity, custody, care, health, condition, and safety of horses in their charge.

16.47.1.10(C)(7) maintaining a knowledge of the medication record and status of all horses in their care.

15.2.3.8 B (1) (d) **Stewards General authority.** The stewards have the authority to interpret the rules and to decide all questions of racing not specifically covered by the rules. Whenever the stewards find any person culpable for any act or omission in violation of these regulations or any violation of the Horse Racing Act, the person shall be subject to disciplinary action, which could include a fine, suspension, or revocation/denial of license or any combination of these penalties.

For this violation, the Board of Stewards assessed **Jose Ignacio DeHerrera** a fine in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **August 7, 2017**, in accordance with 15.2.3.8 (B)(3)(1) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

This ruling is written in accordance with

16.47.1.8. T. KNOWLEDGE OF RULES:

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.

Linda Salinas For Walk Martin Hamilton