



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-DAA-41
Track Downs at Albuquerque
Ruling Date: 7/27/2018

Licensee: CHACON, PAUL A.
License Type: 2018 1 Year Groom Applicant Id: 18195
License Number: 289397

Ruling # 2018-DAA-41

Action Type: Initial Ruling

Ruling:

Groom Paul Chacon appear for a hearing before the board of Stewards on July 27, 2018 for a security citation issued on July 18, 2018 for intoxication while handling a horse after the 19th race.

This conduct has resulted in charges against you, that you have violated the following Statutes or Rules:

16.47.1.16 (C)(7) Restricted Activities: It shall be an offense to exercise the privileges granted by a license from this commission if the licensee presently has drugs (controlled substances) or alcohol in his/her body. With regard to alcohol, the results of a test showing a reading of more than .05 percent of alcohol in the blood, urine, saliva or other bodily fluids of licensees in non-safety sensitive positions shall be the criterion for a finding of alcohol present in the body. With regard to other controlled substances, presence of the drug in any quantity measured by the testing instrument establishes the presence of the drug for purposes of this paragraph. Licensees in safety sensitive positions, jockeys, starters, assistant starters, exercise riders, pony persons, ambulance personnel, and outriders are in violation of this rule if they have any measurable level of alcohol.

16.47.1.8(1)(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 or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

For this violation, the Board of Stewards issue **Paul Chacon** a penalty of a fine in the amount of \$100.00 One hundred dollars. This fine is to be paid on or before **August 27, 2018** in accordance with 15.2.3.8(B)(3)(l) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is written in accordance with:

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. 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.

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

15.2.1.9(b): 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 #: 2018-DAA-42
Track Downs at Albuquerque
Ruling Date: 7/27/2018

Licensee: ACOSTA, JR CARLOS H.
License Type: 2017 3 Year Trainer Applicant Id: 19413
License Number: 288503

Ruling # 2018-DAA-42

Action Type: Initial Ruling

Ruling:

Trainer: Carlos Acosta Jr, having been duly notified and having responded telephonically, waived his right to a hearing before the Board of Stewards on July 27, 2018, 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 "American Politics" (Test Sample #: NM 31255), who finished 1st in the 3rd race on June 1, 2018 at SunRay Park Racetrack. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded and confirmed.

Cesar Nunez, is the owner of record for horse "American Politics".

Licensee is found in violation of

15.2.6.9(C)(1) : prima facie evidence Which states that "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 (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample.

For Carlos Acosta Jr's Second Class 3B medication violation in a 365- day period issued in accordance with 15.2.6.9 (B)(2)Penalty Recommendations, the Board of Stewards assessed a penalty as follows:

1. **A 60 day suspension** of all NMRC licenses starting July 27, 2018, through September 24, 2018, inclusive.

2. **(\$2000.00) Two Thousand dollar fine to paid on or before August 26, 2018**, in accordance with 15.2.3.8 (B)(3)(I) . Failure to pay fine in prescribed time will result in an immediate suspension.

3. **Pursuant to rules 15.2.3 (B)(9)(a)(e), 15.2.6.9(C)(7), 15.2.6.9(C)(5)(e), 15.2.6.9(C)(4),**the horse "American Politics" is placed on the Stewards list for a minimum period of 60 days (beginning **June 20, 2018**). 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.

During said time of applicable suspension, **Carlos Acosta Jr.** 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). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of **Carlos Acosta Jr.** are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(e) .

This ruling is written in accordance with

15.2.6.11(A)(B) NMAC: Trainer Responsibility

16.47.1.10(B)(1)(2) NMAC: Absolute Insurer Which states in pertinent part that "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 horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

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 #: 2018-DAA-43
Track Downs at Albuquerque
Ruling Date: 7/28/2018

Licensee: ARAGON, YVONNE
License Type: 2018 1 Year Pari Mutue Applicant Id: 160871
License Number: 289555

Ruling # 2018-DAA-43

Action Type: Initial Ruling

Ruling:

Mutuel Employee Yvonne Aragon's license is hereby rescinded without prejudice as she is no longer working as a mutuel employee. Yvonne Aragon also failed to disclose criminal/arrest history on her 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 issue **Yvonne Aragon** a penalty of the following:

A revocation of any/all New Mexico Racing Commission licenses, effective immediately **July 28, 2018**, and is referred to the New Mexico Racing Commission for their further review prior to any further application.

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"

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:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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 #: 2018-DAA-44
Track Downs at Albuquerque
Ruling Date: 7/28/2018

Licensee: ACOSTA, JR CARLOS H.
License Type: 2017 3 Year Trainer Applicant Id: 19413
License Number: 288503

Ruling # 2018-DAA-44

Action Type: Initial Ruling

Ruling:

Trainer: Carlos Acosta Jr, having been duly notified and having responded telephonically before the Board of Stewards on July 27, 2018, 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 "Jayhoon" (Test Sample #: NM 31259), who finished 1st in the 5th race on June 1, 2018 at SunRay Park Racetrack. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded and confirmed.

Cesar Nunez, is the owner of record for horse "Jayhoon".

Carlos Acosta Jr. is found in violation of

15.2.6.9(C)(1) : prima facie evidence Which states that "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 (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample.

For Carlos Acosta Jr's Third Class 3B medication violation in a 365- day period issued in accordance with 15.2.6.9 (B)(2)Penalty Recommendations, the Board of Stewards assessed a penalty as follows:

1. A 120 day suspension of all NMRC licenses starting September 25, 2018, through January 22, 2019, inclusive. These dates are associated with other rulings, and will become effective immediately if those rulings are amended

2. (\$3000.00) Three Thousand dollar fine to paid on or before August 26, 2018, in accordance with 15.2.3.8 (B)(3)(l) . Failure to pay fine in prescribed time will result in an immediate suspension.

3. Pursuant to rules 15.2.3 (B)(9)(a)(e), 15.2.6.9(C)(7), 15.2.6.9(C)(5)(c), 15.2.6.9(C)(4),the horse "Jayhoon" is placed on the Stewards list for a minimum period of 60 days (beginning June 20, 2018). 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.

During said time of applicable suspension, **Carlos Acosta Jr.** 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). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of **Carlos Acosta Jr.** 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)(B) NMAC: Trainer Responsibility

16.47.1.10(B)(1)(2) NMAC: Absolute Insurer Which states in pertinent part that "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 horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

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 #: 2018-DAA-45
Track Downs at Albuquerque
Ruling Date: 7/28/2018

Licensee: NUNEZ, CESAR
License Type: 2016 3 Year Owner Applicant Id: 158582
License Number: 281348

Ruling # 2018-DAA-45

Action Type: Initial Ruling

Ruling:

Owner Cesar Nunez was duly notified and waived his right to a hearing before the Board of Stewards on July 27, 2018. The hearing was in regarding a lab report from U C Davis (official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Clenbuterol" detected in the horse "American Politics" (Test Sample #: NM31255), who finished in 1st place in the 3rd race on June 1, 2018, at Sunray Park Racetrack in Farmington, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and confirmed.

Carlos Acosta Jr, was the trainer of record for horse "American Politics", and was duly notified.

Licensee is found in violation of and ruling written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/
15.2.6.9(C)(1)(4)Medication Restrictions/ 15.2.6.11(A)(1)(2)(3) Penalty Recommendations **15.2.1.9(B)(9)(b):**

For Cesar Nunez first Class 3B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. Pursuant to rules 15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d)List Removal Requirements, the horse "American Politics" is placed on the Stewards list for a period of 60 days (beginning June 20, 2018). 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.
2. In accordance with 15.2.5.13(E)(4)(d) Purse Redistribution, The horse "American Politics" is hereby disqualified from first place and ordered unplaced from the 3rd race on June 1, 2018, at Sunray Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 - 1) Ur a Nutrias Fury
 - 2) Sr Ima Runaway
 - 3) Meleros Terror
 - 4) Crème Dela Cartel
 - 5) A Super Sonic Boom
 - 6) Famous She IsUnplaced "American Politics"

Appeal Procedures 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.

Roz Walsh *Jaida Salinas*



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-DAA-46
Track Downs at Albuquerque
Ruling Date: 7/28/2018

Licensee: MARTINEZ, EDGAR S
License Type: 2016 3 Year Jockey Applicant Id: 35567
License Number: 283678

Ruling # 2018-DAA-46

Action Type: Initial Ruling

Ruling:

Jockey **Edgar Martinez**, having been summoned and having appeared before the Board of Stewards on **July 28, 2018** for failure to make sufficient effort to maintain his lane while aboard "**Lampon**" in the **7th** race on **July 27, 2018** at The Downs at Albuquerque Racetrack.

Licensee is found to be in violation of:

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

The Board of Stewards hereby assessed, **Edgar Martinez**, a fine in the amount of **two hundred dollars, (\$200.00)**. The fine is to be paid on or before **August 28, 2018**, in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay the fine within the time prescribed will result in immediate suspension.

This ruling is written in accordance with:

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys
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:
16.47.1.3 Statutory Authority
16.47.1.8 (A)(1) License Required
16.47.1.8 (A)(2) License Required
16.47.1.8(N) Last Known Address

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 #: 2018-DAA-47
Track Downs at Albuquerque
Ruling Date: 7/28/2018

Licensee: SIGALA, ALFREDO S.
License Type: 2015 3 Year Jockey Applicant Id: 158216
License Number: 279889

Ruling # 2018-DAA-47

Action Type: Initial Ruling

Ruling:

Jockey **Alfredo S. Sigala**, having been summoned and having appeared before the Board of Stewards on **July 28, 2018** for failure to make sufficient effort to maintain his lane while aboard "**Van Zandt**" in the **5th** race on **July 27, 2018** at The Downs at Albuquerque Racetrack.

Licensee is found to be in violation of:

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

The Board of Stewards hereby assessed, **Alfredo S. Sigala**, a fine in the amount of **two hundred dollars, (\$200.00)**. The fine is to be paid on or before **August 28, 2018**, in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay the fine within the time prescribed will result in immediate suspension.

This ruling is written in accordance with:

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys
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:
16.47.1.3 Statutory Authority
16.47.1.8 (A)(1) License Required
16.47.1.8 (A)(2) License Required
16.47.1.8(N) Last Known Address

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 #: 2018-DAA-48
Track Downs at Albuquerque
Ruling Date: 7/28/2018

Licensee: NUNEZ, CESAR
License Type: 2016 3 Year Owner Applicant Id: 158582
License Number: 281348

Ruling # 2018-DAA-48

Action Type: Initial Ruling

Ruling:

Owner Cesar Nunez was duly notified and waived his right to a hearing before the Board of Stewards on July 27, 2018. The hearing was in regarding a lab report from U C Davis (official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Clenbuterol" detected in the horse "Jayhoon" (Test Sample #NM31259), who finished in 1st place in the 5th race on June 1, 2018, at Sunray Park Racetrack in Farmington, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and confirmed.

Carlos Acosta Jr, was the trainer of record for horse "Jayhoon", and was duly notified.

Licensee is found in violation of and ruling written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/ 15.2.6.11(A)(1)(2)(3) Penalty Recommendations **15.2.1.9(B)(9)(b):**

For Cesar Nunez second Class 3B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. Pursuant to rules 15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d)List Removal Requirements, the horse "Jayhoon" is placed on the Stewards list for a period of 60 days (beginning June 20, 2018). 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.
2. In accordance with 15.2.5.13(E)(4)(d) Purse Redistribution, The horse "Jayhoon" is hereby disqualified from first place and ordered unplaced from the 5th race on June 1, 2018, at Sunray Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Mountain Holme
 - 2) Woodacoodadid
 - 3) Brujito Nueve
 - 4) The Natural Nine
 - 5) Jo Perry Flash
 - 6) Hesnowstevo
 - 7) Discrete
 - 8) Paint Your Eagle
 - 9) Alluring Dash
- Unplaced "Jayhoon"

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 #: 2018-DAA-49
Track: Downs at Albuquerque
Ruling Date: 7/28/2018

Licensee: RAMIREZ, ESTEBAN
License Type: 2017 3 Year Trainer Applicant Id: 19424
License Number: 287884

Ruling # 2018-DAA-49

Action Type: Initial Ruling

Ruling:

Trainer **Estaban Ramirez** having been duly notified appeared before the Board of Stewards on July 28, 2018 for failure to declare equipment (**Flipping Halter Off**) at time of entry for "**Professor X**", entered in the **9th race on July 27, 2018** at The Downs at Albuquerque 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

15.2.5.13 (A)(6) Equipment For The Running Of The Race: No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

15.2.6.11(E)(10)Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

For this rule violation, the Board of Stewards assessed **Estaban Ramirez** a penalty in the amount of **one hundred dollars (\$ 100.00)**. The fine is to be paid on or before **August 28, 2018** 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:

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:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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 #: 2018-DAA-50
Track Downs at Albuquerque
Ruling Date: 7/28/2018

Licensee: CARRETE, JESUS J.
License Type: 2018 3 Year Trainer Applicant Id: 3671
License Number: 289520

Ruling # 2018-DAA-50

Action Type: Initial Ruling

Ruling:

Trainer **Jesus J. Carrete** having been duly notified telephonically and waved a hearing before the Board of Stewards on **July 28, 2018**, for failure to appear in the paddock with entry, "**Jess Mr Dinero**", which resulted in a late scratch and mutuel refund in the **9th** race on **July 27, 2018** at The Downs at Albuquerque Race Track.

Licensee is found in violation of.

16.47.1.10 (C) (22) TRAINER RESPONSIBILITY presenting his/her horse in the paddock at least 20 minutes before post time or at a time otherwise appointed before the race in which the horse is entered;

For this rule violation, the Board of Stewards assessed **Jesus J. Carrete** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **August 28, 2018** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

This ruling in written in accordance with:

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:
16.47.1.3 Statutory Authority
16.47.1.8 (A)(1) License Required
16.47.1.8 (A)(2) License Required
16.47.1.8(N) Last Known Address

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 #: 2018-DAA-51
Track Downs at Albuquerque
Ruling Date: 7/29/2018

Licensee: ALDAVAZ, JR JAIME
License Type: 2017 3 Year Trainer Applicant Id: 14158
License Number: 287329

Ruling # 2018-DAA-51

Action Type: Initial Ruling

Ruling:

Trainer: Jaime Aldavaz Jr. having been duly notified, and appeared telephonically before the Board of Stewards on **July 28, 2018**, for failure to declare equipment (**Flipping Halter On**) at time of entry for **"Echos Thru Fire"**, entered in the 10th race on July, 21, 2018 at The Downs at Albuquerque 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 **Jaime Aldavaz Jr.** a penalty in the amount of **One Hundred Dollars (\$ 100.00)**. The fine is to paid on or before **August 29, 2018**, 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:

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:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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 #: 2018-DAA-52
Track Downs at Albuquerque
Ruling Date: 7/29/2018

Licensee: RAMIREZ, ESTEBAN
License Type: 2017 3 Year Trainer Applicant Id: 19424
License Number: 287884

Ruling # 2018-DAA-52

Action Type: Initial Ruling

Ruling:

Trainer, **Esteban Ramirez**, having appeared before the Board of Stewards on **July 28, 2018**, for contra ban found during a compliance search by the investigator in the stable area on July 28, 2018 and found to be in violation of NMRC rules.

Licensee is found to be in violation of:

15.2.6.8 (B) TREATMENT RESTRICTIONS:

(3) 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:

(b) any hypodermic syringe, hypodermic needle or any equipment associated with the aid of intravenous administration.

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"

16.47.1.10 (B) ABSOLUTE INSURER

16.47.1.10 (C) (1) TRAINER RESPONSIBILITY: A trainer is responsible for the condition and contents of stalls, tack rooms, feed rooms, sleeping rooms and other areas which have been assigned by the association.

For this violation, considering mitigating circumstances the Board of Stewards issue the following penalty:

1. A **(\$750.00) seven hundred and fifty dollar fine** The fine is to paid on or before **August 29, 2018** in accordance with 15.2.3.8(B)(3)(l) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

This ruling is written in accordance with:

16.47.1.8 (L)(1)(i) – 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"

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:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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.