



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2018-DAA-97  
Track: Downs at Albuquerque  
Ruling Date: 9/1/2018

Licensee: HERNANDEZ, EVERARDO  
License Type: 2015 3 Year Owner      Applicant Id: 19802  
License Number: 279342

Ruling # 2018-DAA-97

Action Type: Initial Ruling

Ruling:

Trainer/Owner: Everado Hernandez was duly notified and waived his right to a hearing before the Board of Stewards on September 1, 2018. The hearing was in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Clenbuterol" detected in the urine of horse "Faster Version" (Test Sample #: E276535), who finished in 1st place in the 8th race on July 18, 2018, at the Downs at Albuquerque Racetrack. Everado Hernandez and Mike Ventura, are the owners of record for horse "Faster Version", and were duly notified..

For Everado Hernandez 1st 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. A 60 day suspension of all NMRC licenses starting September 3, 2018, through November 1, 2018, inclusive.
2. A (\$1000.00) One Thousand Dollar fine to be paid on or before October 1, 2018, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time will result in immediate suspension.
3. In accordance with 15.2.5.13(E)(4)(d) Purse Redistribution, the horse "Faster Version" is hereby disqualified from 1st place and ordered unplaced from the 8th race on July 18, 2018, at the Downs at Albuquerque for all but pari-mutuel wagering. The purse redistribution is as follows.

- |                        |                        |
|------------------------|------------------------|
| 1. Jess Strekin Spunky | 6. Authorized Closer   |
| 2. Laynis Diamond      | 7. Miss Freighttrain Z |
| 3. O What a Night      |                        |
| 4. First Moon Fire     |                        |
| 5. Azoom Policy        |                        |

**Unplaced: Faster Version**

**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 "Faster Version" is placed on the Stewards list for a period of 60 days (beginning August 1, 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 Everado Hernandez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Everado Hernandez are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained by, owned by, or in the care and custody of Everado Hernandez must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION, and 16.47.1.10(D)(5)Assistant Trainers. Licensee is found in violation of and this ruling is 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)Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1)Protection of Horses/ 16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations 15.2.1.9(B)(9)(b): 15.2.5.13(E)(4)(d) Purse Redistribution

**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 #: 2018-DAA-98  
Track Downs at Albuquerque  
Ruling Date: 9/3/2018

Licensee: VENTURA, MIKE RAY  
License Type: 2017 3 Year Owner Applicant Id: 16881  
License Number: 287743

Ruling # 2018-DAA-98

Action Type: Initial Ruling

Ruling:

Owner Mike Ventura was duly notified and waived his right to a hearing, before the Board of Stewards on September 1, 2018. The hearing was in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Clenbuterol" detected in the urine of horse "Faster Version" (Test Sample #: E276535), who finished in 1st place in the 8th race on July 18, 2018, at the Downs at Albuquerque Racetrack.

Everado Hernandez, is the trainer of record for horse "Faster Version", and was duly notified.

For Mike Ventura 1st 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. In accordance with 15.2.5.13(E)(4)(d) Purse Redistribution, the horse "Faster Version" is hereby disqualified from 1st place and ordered unplaced from the 8th race on July 18, 2018, at the Downs at Albuquerque for all but pari-mutuel wagering. The purse redistribution is as follows.

- |                        |                                 |
|------------------------|---------------------------------|
| 1. Jess Strekin Spunky | 6. Authorized Closer            |
| 2. Laynis Diamond      | 7. Miss Freighttrain Z          |
| 3. O What a Night      |                                 |
| 4. First Moon Fire     |                                 |
| 5. Azoom Policy        | <b>Unplaced: Faster Version</b> |

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 "Faster Version" is placed on the Stewards list for a period of 60 days (beginning August 1, 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 Everado Hernandez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Everado Hernandez are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained by, owned by, or in the care and custody of Everado Hernandez must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances , 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION, and 16.47.1.10(D)(5)Assistant Trainers.

Licensee is found in violation of and this ruling is 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)Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1)Protection of Horses/ 16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations 15.2.1.9(B)(9)(b): 15.2.5.13(E)(4)(d) Purse Redistribution

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