

Chavez, DeniseM, RC

From: Dominic Rivera <gkgomez1972@icloud.com>
Sent: Tuesday, November 9, 2021 3:43 PM
To: Chavez, DeniseM, RC
Subject: [EXTERNAL] Recommendations
Attachments: A Recommendation Guide .pdf; New Mexico Racetracks Live Racing Wagering Revenue.xlsx; New Mexico Racetracks Wagering Revenue Report.pdf; Title 15.2.1.1. Recommendations 2021.pdf; Title 15.2.7.1 Recommendations 2021.pdf; Recommendations of Changes to 60-1A-1 to 60-1A-30 .pdf

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To Commissioners

Sam Bregman
David Sanchez
Billy G Smith
John Buffington

I would however like to speak at the November 18th, 2021 meeting of an amends to Subsection C of 15.2.3.8:

There are two reasons why I agree with the amends as it comes from a neutral standpoint. NMHPA advocates for the horsemen, as it does for the patrons as they are both important aspects of racing. However when it comes to horse racing and the demands of today's adaptations of the highest profiles of Thoroughbred racing; two platforms in North America rank above all. Breeder's Cup prep races also known as "Win and you're In" races, and The Kentucky Derby "Road to the Kentucky Derby" Races. These prep races have strict medication guidelines, they are as follows:

Reason #1

Breeder's Cup "Win and You're In"

12. All Breeders' Cup Challenge Series Races and Breeders' Cup World Championships races are to be run under conditions which prohibit the administration of furosemide within 24 hours of the post time for the race in which the horse is entered or such longer period as the applicable racing regulatory agency may require.

13. If a horse that has won a Challenge Race competes in the Championships and its pre-race or post-race blood or urine test(s) for the Challenge Race is determined to be positive for any Prohibited Substance(s) as defined in Exhibit C hereto by the applicable racing officials, the owner of such horse shall not receive the Challenge benefits consisting of a credit for starting fees or, if such owner has received such Challenge benefits when the results of the drug tests are announced by the applicable racing officials, the Challenge benefits shall be promptly refunded to BCL.

The Breeder's Cup offers 14 Championship Divisions. The "Win and You're In" program attracts the worlds best equine athletes. If an association of New Mexico horse racing were to build a stakes program that includes such preps it would need to offer conditions to satisfy what is best for horse racing in the state as a whole.

Kentucky Derby "Road To The Kentucky Derby"

No qualifying points would be awarded in Road to The Kentucky Derby prep series for any horse that competes on race-day furosemide. This eliminates any horse winning the Sunland Park Derby Grade III (The states only graded thoroughbred race) from competing in the Kentucky Derby, which would hurt the races credentials as a point qualifier.

New Mexico associations running of such preps or lead up to such preps of championships or Derbies; generated two Kentucky Derby Winners. Real Quiet, who qualified and ran in the Indian Nations Futurity at the Downs of Santa Fe in 1997, and Mine That Bird who ran in the Sunland Park Derby (Formerly the Win Star Derby). in 2009. While Real Quiet's win was in the races only running of the Indian Nations Futurity, Mine That Bird's win catapulted the Sunland Park Derby credentials. The race went from listed to Grade III status the following year, and the races handle rose by 30%. By 2019 the handle quadrupled in growth, with outstanding attendance record of 16,957.

Reason #2

The difference in medication rules from state to state in quarter horse racing. When horses are bought and sold at auctions of horses of racing age many are purchased

With no way for a new owner to know what medications were given to the horse, or what levels exist in the biological system of the horse. Levels determine the amount of time a horse must wait to race in New Mexico of which medications may be zero tolerance. If there is proper communication between a racing secretary of an association and the commission regarding low level tolerance of horse competing from out of state training bases or recently purchased horse at auction, there should be low level tolerances set afforded to a racing secretary to a race.

I would also like for all commissioners to view these recommendations below. They are concerns of the patrons regarding the rules governing horse racing in New Mexico. These are written materials as I am asking to be put on the agenda and/or speak on the writings behalf, at the November 18th, 2021 Public meeting and rule hearing. If this cannot be afforded I ask to be put on the following agenda and meeting, or an explanation of a reason for them not to be considered.