

**NEW MEXICO HORSE RACING COMMISSION**  
**MINUTES OF THE REGULAR MEETING & RULES HEARING**

Date: February 17, 2022, at 9:00 a.m.

Place: NMRC Boardroom; 4900 Alameda Blvd., NE, Albuquerque, NM and Zoom Video Conference – Meeting ID: 813 6685 1095

Members Present: Chairman Sam Bregman, Vice-Chairman David “Hossie” Sanchez, Commissioner John Buffington, Commissioner Billy Smith, and Commissioner Margaret Branch.

NMRC Staff Participating: Executive Director Ismael Trejo, In-House Counsel Richard Bustamante and Law Clerk Denise Chavez.

Also Present: Assistant Attorney General Delilah Tenorio.

<i>AGENDA ITEM</i>	<i>RECORDING #</i>	<i>DISCUSSIONS/CONCLUSIONS/ RECOMMENDATIONS</i>	<i>ACTION TAKEN</i>
<b>Public Session 1:</b> <b>1. Call to Order and Roll Call</b>	0:23 – 0:44	Meeting called to order at 9:10 a.m. by Chairman Bregman. Roll call was taken by Denise Chavez. Executive Director Ismael Trejo, In-House Counsel Richard Bustamante, Assistant Attorney General, Delilah Tenorio and NMRC Law Clerk, Denise Chavez were also present.	No Action Taken.
<b>2. Pledge of Allegiance</b>	0:50 – 1:06		Pledge of Allegiance was recited.
<b>3. Approval of Agenda</b>	1:12 – 1:52	Chairman Bregman asked if there were any changes to the Agenda. No changes were made to the Agenda.	Motion to adopt the Agenda made by Commissioner Smith. Commissioner Buffington seconded the motion. Motion passed unanimously by roll call vote.

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<b>4. Approval of Minutes:</b> January 20, 2022	1:55 – 2:18	Chairman Bregman asked if the minutes for the January 20, 2022, meeting were reviewed and if there were any changes. There were none.	Motion to approve the minutes from the Regular Commission Meeting on January 20, 2022, made by Commissioner Smith; Seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.
<b>5. Chairman's Reports</b>	2:23 – 6:19	<ul style="list-style-type: none"> <li>Chairman Bregman recognized and thanked the NMRC staff and all their hard work. Chairman Bregman also mentioned the honoring and celebration of Licensing Clerk Joann Shepard being with NMRC for 57 years which took place at Sunland Park.</li> <li>Chairman Bregman reported he and Commissioner Smith met with horsemen at Sunland Park and appreciated everyone making a successful meet thus far.</li> <li>Chairman Bregman talked briefly about the legislative 30-day session. Chairman thanked Senator Munoz, Representative Nibert and Representative Ezzell for supporting horseracing in New Mexico.</li> <li>Stay safe message was imparted by the Chairman in light of the pandemic and weather.</li> </ul>	No Action Taken.





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<b>7. Public Comments:</b>	14:31 – 15:25	Ms. Chavez reported no public comments were received.	No Action Taken.
<b>8. Unfinished/New Business and/or Action Items</b>  <b>A. Hearing Officer's Reports</b> <b>1. Jose Muela, Mauricio Gallegos-Barrera &amp; Miguel Gallegos-Barrera</b>	15:31 – 32:04	The Hearing Officer's Report regarding licensees Jose Muela, Mauricio Gallegos-Barrera and Miguel Gallegos-Barrera was presented by In-House Counsel, Richard Bustamante and deliberated by the Commissioners in open session. The Commissioners agreed Mr. Muela's past history with medication violations and the fact this test came back approximately 10 times over the permitted level were aggravating factors and were taken into consideration. The Commission adopted the recommendations of the Hearing Officer with the following revisions: Mr. Muela was fined the maximum penalties because of the aggravating factors (60-day suspension and \$5k fine). Owners Mauricio Gallegos-Barrera and Miguel Gallegos-Barrera's penalty is disqualification of their horse, loss of purse for the tenth race on July 21, 2019, and the horse must pass a commission-approved test before being reentered. Time served will be accounted for and referenced in the Order for trainer, Jose Muela. Fine to be paid within thirty (30) days from the date of the signing of the D&O.	Motion to approve adopt the Hearing Officer's Report with modifications made by Commissioner Smith. Motion Seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.



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<b>B. NMRC 2021 Financial Audit Report</b>	32:07 – 38:23	CFO Amber Trujillo introduced Scott Eliason from Jaramillo Accounting Group. Mr. Eliason reported this audit was good and there was only 1 finding. Mr. Eliason discussed fines and fees, fund Structure, and emphasized it was an overall good audit report. He reported that this report was released to public January 26, 2022.	No Action Taken.
<b>C. Approval to Amend April 2022 Regular Commission Meeting Date</b>	38:46 – 42:10	Executive Director Trejo explained the reason for moving April's regular commission meeting was because the boardroom was being used that day. Chairman Bregman asked to come back to this agenda item after executive session so everyone can look at their calendars. (Tabled until second open session, after Executive Session)  See second recording at 2:27 – 3:29 for this Agenda Item.	Motion to change April's Regular Commission Meeting to April 25, 2022 made by Commissioner Smith. Motion seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.
<b>D. Approval of Substitute Steward for 2021/2022 Sunland Park Race Meet</b>	42:13 – 43:08	Executive Director Trejo requested approval of Larry Fontenot, Jr. as Substitute Steward for 2021/2022 Sunland Park Race Meet	Motion to approve made by Commissioner Smith. Motion seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.
<b>E. Approvals for Sunland Park</b>	43:10 – 51:33	Dustin Dix updated the Commission on Sunland Park's handle being down, slightly less than 2%.	

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<ol style="list-style-type: none"> <li>1. <b>Ratification of Approval of Purse Disbursement</b></li> <li>2. <b>Ratification of Approval to Amend Post Times (Super Bowl Sunday)</b></li> <li>3. <b>Ratification of Approval to Amend 2022 Racing Officials</b></li> <li>4. <b>Ratification of Approval of 2021/2022 Stall Applications</b></li> </ol>	51:35 – 54:40	<p>He further advised field size is down. Mr. Dix suggested straight meets in the future. Commissioner Smith opined the horse shortage is due to the pandemic and no racing in NM during that time and asked horsemen who left during the pandemic to consider coming back to NM.</p> <p>Commissioner Buffington commented the NM Horse Breeders' Reported average field sizes were pretty decent. Mr. Dix reported every category is down from 2019/2020. Sunland is trying to make the best with what they have. There are definitely signs of change in the future and a lot of discussions need to be had.</p> <p>Dustin Dix requested ratification of the approval of the purse disbursement pursuant to NMAC15.2.3.4(A) Payment of Purses. Mr. Dix requested ratification of approval to change post times on Super Bowl Sunday to finish by Super Bowl's kickoff time. Mr. Dix reported that Guadalupe (Lupe) Chaveira would be out on 2/12/22 and requested approval for Don French to fill in for Mr. Chaveira as outrider that day. Finally, the Stall Applications amend request was to allow 2-year-old TB to stable on the grounds as of 2/1/22.</p> <p>Mr. Dix requested approval to withdraw Ahmad Mughni as Acting General Manager of Sunland</p>	<p>Motion to ratify the approval of Agenda Items 1, 2, 3 and 4 for Sunland Park made by Commissioner Smith. Motion was seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.</p> <p>Motion to approve the withdraw of Mr.</p>



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<p>5. Approval to Withdraw Ahmad Mughni as Acting General Manager of Sunland Park</p> <p>6. Approval of Kyle Lim as General Manager of Sunland Park</p>		<p>Park to be replaced with Kyle Lim as GM. Kyle Lim introduced himself to the Commission.</p>	<p>Mughni and application of Kyle Lim (subject to background) for Sunland Park made by Commissioner Smith. Motion was seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.</p>
<p>7. Approval of Sunland Derby and Oaks to Run Lasix Free</p>	54:48 – 56:37	<p>Mr. Dix reported the Kentucky Derby ran Lasix Free and pursuant to Rule 15.2.3.8(C)(4)(b) and he believes this is the way TBs will run when HISA is in play.</p>	<p>Motion to approve the Sunland Derby to run Lasix Free for Sunland Park made by Commissioner Smith. Motion was seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.</p>
<p><b>F. Approvals for SunRay Park</b></p> <p>1. Approval of 2022 Stakes Schedule</p> <p>2. Approval of 2022 Stall Applications</p>	56:46 – 1:00:25	<p>Mr. Lonnie Barber requested approval of the 2022 Stakes Schedule; 2022 Stall Applications  <i>*NOTE: Access to the Sunray Park &amp; Casino barn area and racetrack shall be restricted until all written consents are received permitting the simulcast export of the 2022-23 Sunray Park &amp; Casino race meet under the interstate Horse</i></p>	<p>Motion to approve Items 1-6 for Sunland Park made by Commissioner Smith. Motion seconded by Commissioner Buffington. Motion</p>

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<b>3. Approval of 2022 New Mexico Breeders' Futurity &amp; 2022 Four Corners Futurity Nomination Blanks</b>  <b>4. Approval of 2022 Condition Book (#1)</b>  <b>5. Approval of 2022 Purse Schedule</b>  <b>6. Approval of the 2022 Condition Book Officials</b>		<i>Racing Act of 1978 and Barn area opens Friday, April 8, 2022 and track opens Monday April 11, 2022; 2022 NM Breeders' Futurity &amp; 2022 Four Corners Futurity Nomination Blanks; 2022 Condition Book (#1) total of 18 days; 2022 Purse Schedule and 2022 Condition Book Officials.</i>	passed unanimously by roll call vote.
<b>G. Approvals for The Downs at Albuquerque</b>  <b>1. Approval of the 4<sup>th</sup> Quarter 2021 Simulcast Expense Deductions</b>	1:00:30 – 1:01:35	Don Cook requested approval of the 4 <sup>th</sup> Quarter 2021 Simulcast Expense Deductions as presented.	Motion to approve the 4 <sup>th</sup> Quarter 2021 Simulcast Expense Deductions for DAA made by Commissioner Smith. Motion seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.
<b>H. Approvals for Ruidoso Downs</b>	1:01:41 – 1:07:29	Mr. Baugh requested approval of 2022 Post Times & Wagering Format; 2022 Purse	Motion to approve Items 1-4 for Ruidoso



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<ol style="list-style-type: none"> <li>1. Approval of 2022 Post Times &amp; Wagering Format</li> <li>2. Approval of the 2022 Purse Schedule</li> <li>3. Approval of the 2022 Racing Officials</li> <li>4. Approval of the 2023 Nomination Blanks</li> </ol>		Schedule – starting out similar to 2 <sup>nd</sup> condition book in 2021. Due to COVID reduced 90k/day; 2022 Racing Officials – Head clocker is the only change and 2023 Nomination Blanks.	Downs made by Commissioner Smith. Motion seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.
<ol style="list-style-type: none"> <li>5. Schooling Races to be Held on May 6 and 7, 2022 (Discussion)</li> </ol>	1:07:30 – 1:09:32	In the past, Schooling Races were held on Monday and Tuesday with 11-minute post times. This year they will be creating another event on Kentucky Derby weekend between Churchill's races. Everyone is invited to attend.	No Action Taken.
<b>I. Approvals for Zia Park</b> <ol style="list-style-type: none"> <li>1. Approval of the 2022 NM Classic Futurity &amp; Derby Nomination Blanks</li> </ol>	1:09:35 – 1:10:38	Mr. McErlean requested approval of the 2022 NM Classic Futurity and Derby Nomination Blanks. There are no changes other than the dates.	Motion to approve the 2022 NM Classic Futurity and Derby Nomination Blanks for Zia Park made by Commissioner Smith. Motion seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.
<b>J. Rules Hearing:</b> <ol style="list-style-type: none"> <li>1. 15.2.1.8(H)(5) – Organization's Financial Requirements</li> </ol>		Chairman Bregman: "This rules hearing will please come to order. I am Sam Bregman, Chairman of the New Mexico Racing	

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<p><b>2. 15.2.1.9(C)(15) – Proposal for Decision</b></p> <p><b>3. 15.2.2.9(A) – Associations’ Financial Requirements</b></p> <p><b>4. 15.2.2.9(B) – Organizations’ Financial Requirements</b></p>	<p>1:10:52 – 1:40:11</p>	<p>Commission. I will be acting as the Presiding Officer for this rule hearing.”</p> <p>“The purpose of this hearing is for the Commission to receive public comment on proposed amendments to the Commission’s current rules and regulations. The Commission welcomes everyone present at this hearing.” Chairman Bregman encouraged all who is in attendance to participate with comments.</p> <p>“Let the record show the following Commission members are present. Commissioners, would you please introduce yourselves?” Commissioner Buffington, Commissioner Smith, Chairman Bregman, Vice-Chair Sanchez, and Commissioner Branch all introduced themselves on record.</p> <p>Chairman Bregman: “Assistant Attorney General, Delilah Tenorio, is present to advise the Commission. Also present are Ismael Trejo, the Commission Executive Director, Richard Bustamante, NMRC In-House Counsel and Denise Chavez, the Commission Law Clerk.</p> <p>This open meeting is being conducted pursuant to, and in accordance with, the provisions of the New Mexico Horse Racing</p>	



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		<p>Act, NMSA 1978, Sections 60-1A-1 through -30; the Open Meetings Act, Sections 10-15-1 through 10-15-4 and the New Mexico State Rules Act, NMSA 1978, Section 14-4-1 through -11.</p> <p>The New Mexico State Rules Act regulates rule-making proceedings and activities which are before Commissions and Boards. You may contact the Secretary of State's Office for further information.</p> <p>Public notice of this hearing was advertised in the New Mexico Register and the Albuquerque Journal. Copies of that notice have been available from the Commission's office since the notices were published and are available to the public attending this hearing. Copies of the proposed rule changes were also published on the Commission's website at <a href="http://www.nmrc.state.nm.us">www.nmrc.state.nm.us</a> and were available upon request.</p> <p>Because of the continuing COVID-19 public health emergency declared by the Governor and following guidelines for public gatherings established by the Department of Health, this rule hearing is being held online via Zoom. There are a few attendees in the audience they are following the indoor mask requirements.</p>	

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		<p>As Presiding Officer, I am requesting anyone who is present for this rule hearing and intends to comment on any of the proposed rule amendments, please raise your hand using the “Raise Hand” option in the “Reactions” option on Zoom. Ms. Chavez will unmute you so you can make your comments on the proposed rule. Please first state your full name, affiliation, and the proposed rule you wish to comment on and thereafter make your specific comments about the proposed rule. <b>Please note the Commission cannot consider comments which addressed to rules which have not been specifically noticed as being considered for possible changes.</b> Ms. Chavez will keep a list of everyone who has submitted either a written or oral comment and that list will become part of the record of this rule hearing.</p> <p>This is a formal proceeding and it will be recorded. The recording will become a part of the rules hearing record. Therefore, when a person is recognized to address the Commission you are asked:          To identify yourself for the record EACH time you address the Commission; and          To speak loudly and clearly so the recorder can pick up your comments.</p>	



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		<p>This hearing will be conducted in the following manner:</p> <p>Delilah Tenorio, Assistant Attorney General, will present Exhibits to the Commission. I, as the presiding officer, will rule on the admissibility of the Exhibits offered for admission after allowing questions from members of the Commission.</p> <p>Exhibits admitted into evidence are available for review by members of the public and will be available on the Commission's website and to members of the audience upon request. After Ms. Tenorio offers Exhibits, and their admission has been ruled upon, I will open the hearing for comments from the audience.</p> <p>We will proceed in numerical sequence through each proposed rule.</p> <p>We will address only one rule at a time. However, you may refer to other rules that reasonably relate to the rule being discussed or which relate to your comments.</p> <p>The Commission does not follow the rules of evidence, but shall, in the interest of efficiency, reserve the right to limit all testimony deemed irrelevant, redundant, or unduly repetitious. The decision as to whether such testimony is</p>	

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		<p>irrelevant redundant or unduly repetitious shall be made by me as the presiding officer.</p> <p>After a person has provided comment, Commission members will be permitted to question that person. Any member of the audience wishing to question that person may do so after being recognized by me, the Presiding Officer, after identifying themselves for the record.</p> <p><b>At the conclusion of this rule hearing, the Commission will hold its meeting where Commission members will conduct discussions and take final action on the rules, such as amending, adopting, or tabling them.</b></p> <p>Ms. Chavez, has anyone submitted their names and intent to comment on any of the proposed rules?"</p> <p>Denise Chavez: 1 written comment received by the NMRC. So far, no hands were raised in Zoom.</p> <p>We are ready to move forward and enter any exhibits into evidence. Each exhibit shall be introduced into the record. Commission members will be permitted to ask questions before I rule on the admissibility of the evidence. Upon</p>	



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		<p>admissibility, each exhibit will be marked and numbered and entered into the record. Ms. Tenorio at this time do you have any Exhibits to introduce into evidence?"</p> <p>AAG Tenorio: I have the following exhibits to enter into evidence.</p> <p>Exhibit 1: Legal notice published in the NM Register and the Albuquerque Journal</p> <p>Exhibit 2: Notice sent to Interested Parties</p> <p>Exhibit 3: Proposed amendments to the Commission Rule 15.2.1.8(H)(5) NMAC entitled "Organization's Financial Requirements"</p> <p>Exhibit 4: Proposed amendments to the Commission Rule 15.2.1.9(C)(15) NMAC entitled "Proposal for Decision"</p> <p>Exhibit 5: Proposed amendments to the Commission Rule 15.2.2.9(A) NMAC entitled "Associations' Financial Requirements"</p>	<p>Exhibit 1 is admitted into record by PO Bregman</p> <p>Exhibit 2 is admitted into record by PO Bregman</p> <p>Exhibit 3 is admitted into record by PO Bregman</p> <p>Exhibit 4 is admitted into record by PO Bregman</p> <p>Exhibit 5 is admitted into record by PO Bregman</p>

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		<p>Exhibit 6: Proposed amendments to the Commission Rule 15.2.2.9(B) NMAC entitled "Organizations' Financial Requirements"</p> <p>Are there any questions from the Commission members?" No questions from the Commission.</p> <p>"Ms. Tenorio, are there any other Exhibits to enter into the Record at this time?"</p> <p>AAG Tenorio: Presiding Officer Bregman, there are no further exhibits to enter at this time, however, I reserve the opportunity to enter more exhibits at a later time. For example there is an attendance sheet and any written comments that the NMRC received regarding this Rules Hearing.</p> <p>Presiding Officer Bregman: At this time, each proposed rule will be introduced, and entered into the record. I will open the floor to members of the audience for comments on each rule. Members of the Commission or the audience may question each witness upon being recognized to speak. However, any discussion by the Commission will be held during the meeting following this hearing.</p> <p>At this time, I will ask Ms. Tenorio to present each rule. After the presentation of each rule, I will ask if anyone would like to comment on each</p>	<p>Exhibit 6 is admitted into record by PO Bregman</p>



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		<p>rule.” Chairman Bregman said <b>he realizes that there are written comments that were sent to the NMRC. You do not have to raise your hand just read those comments in because they will be part of the record of this hearing. However, if you chose to that is fine too. I don’t plan on limiting anybody. I want to make it very clear that anybody, regardless of current litigation may be going on or anything like that, I want to hear from you if you have comments. For example, the NMHA counsel has submitted written comments, however, if someone from that organization wants to comment on a certain rule, please do so.</b></p> <p>Exhibit #3      15.2.1.8(H)(5) NMAC entitled the definition of “Organization’s Financial Requirements” AAG Tenorio read the proposed changes to this rule. We have received comment from Mr. Mitchell, NMHA Counsel. Chairman Bregman asked the audience if there was anyone who would like to comment on this rule as presented by Ms. Tenorio. Mr. Erhard nor Mr. Mitchell were present during the Rules Hearing. Confirmation of no other comments for this rule made by Chairman Bregman.</p> <p>Exhibit #4      15.2.1.9(C)(15) NMAC entitled “Proposal for Decision”: Ms. Tenorio read the</p>	

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		<p>proposed changes to 15.2.1.9(C)(15) into the record. There were no public comments.</p> <p>Exhibit #5 15.2.2.9(A) NMAC entitled “Associations’ Financial Requirements”: Ms. Tenorio read the proposed changes to 15.2.2.9(A) into the record. There were no public comments.</p> <p>Exhibit #6 15.2.2.9(B) NMAC entitled “Organizations’ Financial Requirements”: Ms. Tenorio read the proposed changes to 15.2.2.9(B) into the record. No public comments were made regarding this proposed amendment.</p> <p>Chairman Bregman had Ms. Chavez read the written comments submitted by Gary Mitchell, attorney for NMHA. Confirmation that neither Mr. Erhard nor Mr. Mitchell were present, no hands were raised, and nobody made any public comments. Mr. Mitchell’s letter was Admitted as <b>Exhibit #7</b></p> <p>Chairman Bregman confirmed that Exhibits 1, 2, 3, 4, 5, 6, 7, and 8 have been admitted into record. He gave further opportunity for anyone in the public to make any comments regarding these exhibits. There were no further comments. Chairman Bregman asked Ms. Chavez to take screen shot of everyone present on Zoom for this</p>	<p>Exhibit 7 is admitted into record by PO Bregman</p> <p>Exhibit 8 is admitted into record by PO Bregman</p>



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<p><b>K. Rules Adoption</b></p> <p><b>1. 15.2.1.8(H)(5) – Organization’s Financial Requirements</b></p>	<p>1:40:21 – 1:42:27</p>	<p>public hearing and was admitted by Chairman Bregman as <b>Exhibit #8</b></p> <p>Chairman Bregman would like to thank all Commission Members and everyone else present for their participation and attendance today.</p> <p>The comments submitted and the discussions heard during the rules hearing will be considered and may be discussed further by the Commission during its meeting immediately following this rules hearing. The Commission will discuss and vote on the proposed rules at that time.</p> <p>Any rules adopted by the Commission will be filed at State Records Center and Archives in accordance with the State Rules Act and New Mexico Register publication deadlines. The adopted rules become effective <u>30 days after they are filed at Records and Archives UNLESS otherwise noted.</u></p> <p>Let the record show that this rules hearing was adjourned at 10:54 a.m.</p> <p>Chairman Bregman opened the floor for any comments and/or discussion by the Commission. No changes were suggested.</p>	<p>Motion to adopt the rule change as presented by AAG</p>

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2. 15.2.1.9(C)(15) – Proposal for Decision	1:42:33 – 1:45:25	Chairman Bregman listened to Mr. Mitchell’s comments regarding this rule change and suggested a modification to this amendment. Chairman Bregman suggested changing it to “open or closed” session instead of changing it to closed session only. AAG Tenorio suggested the change after the second semi-colon to read: “modify the <b>recommendations or the Hearing Officer’s Report</b> in whole or in part, based on aggravating or mitigating factors <b>or inaccuracies.</b> ” The hearing officer report will adopted in whole or in part. Chairman appreciates NMHA’s concerns on this rule change and that is the reason for this change.	Tenorio made by Commissioner Smith. Motion seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.  Motion to adopt the rule change with the amendment mentioned by NMHA and Chairman Bregman made by Commissioner Smith. Motion seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.
3. 15.2.2.9(A) – Associations’ Financial Requirements	1:45:29 – 1:46:14	None of the Commissioners had any suggestions and/or changes to this amendment.	Motion to adopt the rule change as presented made by Commissioner Smith. Motion seconded by Commissioner Buffington. Motion



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<b>4. 15.2.2.9(B) – Organizations’ Financial Requirements</b>	1:46:16 – 1:46:58	No changes were made to this amendment as presented.	passed unanimously by roll call vote.  Motion to adopt the rule change as presented made by Commissioner Smith. Motion seconded by Commissioner Buffington. Motion passed unanimously by roll call vote.
<b>Executive Session: entered at 10:56 AM</b>	1:48:18 – end	Chairman Bregman called for a motion to enter into executive session to discuss the items listed in the agenda, pursuant to Sections 10-15-1H(1), H(3) and H(7) of the Open Meetings Act authorizing closed sessions for matters related to issuance, suspensions, renewal or revocation of a license; deliberations on adjudicatory proceedings and pending or threatened litigation.	Chairman Bregman moved to enter into Executive Session. Commissioner Smith Commissioner Buffington seconded the motion. Motion passed unanimously by roll call vote.
<b>Back into Open Session: 12:39 PM</b>	<b>2<sup>nd</sup> Recording</b> 0:11– END	Chairman Bregman affirmed that ONLY the items listed on the Agenda were discussed in Executive Session pursuant to Section 10-15-1J.	

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<b>9. Licensing/Pending Litigation/Appeals/Hearing Officer's Reports/Employment Contracts</b>			
A. NMHA (Pending Litigation)	:44 – :57	Update only. No action was taken.	No Action Taken.
B. Coronado Partners, LLC v. NMRC (Pending Litigation)		Update only. No action was taken.	No Action Taken.
C. Discussion of District Court Enforcement of Commission Orders and Collections of Unpaid Fines (Litigation)		Discussion only. No action was taken.	No Action Taken.
D. IMO: Carlos Sedillo (Licensing)	1:13 – 2:25	Commission wishes to entertain a motion to reinstate Mr. Sedillo's license with the following provisions: 1) Mr. Sedillo must pay his \$10k fine w/i 30 days of the signing of the Order issued by the Commission and prior to being relicensed; 2) Mr. Sedillo will be on a 1-year probation period and will NOT have any Class A or B violation within his probation period; 3) Any violations of this Order will result in the suspension of his license for the remainder of this 10 year period and possible further disciplinary action by the Commission.	Commissioner Branch moved to reinstate Mr. Sedillo's license with the conditions as stated by AAG Tenorio. Commissioner Smith seconded the motion. Motion passed 4-1 by roll call vote.
	2:27 – 3:29		



<i>AGENDA ITEM</i>	<i>RECORDING #</i>	<i>DISCUSSIONS/CONCLUSIONS/ RECOMMENDATIONS</i>	<i>ACTION TAKEN</i>
		Commission agreed to move the April meeting to Monday, April 25, 2022 due to a calendar conflict.	Commissioner Smith moved to change April's regular commission meeting to Monday, April 25, 2022. Commissioner Buffington seconded the motion. Motion passed unanimously by roll call vote.
<b>11. Adjournment at 12:42 PM</b>	8:13 - END		



Chairman Sam Bregman

4/4/22

Date



Executive Director Ismael Trejo

4-4-22

Date