



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2021-RUI-90
Track: Ruidoso Downs
Ruling Date: 9/7/2021

Licensee: CERVANTES, ARMANDO
License Type: 2021 3 Year Jockey Applicant Id: 163893
License Number: 302541

Ruling # 2021-RUI-90

Action Type: Initial Ruling

Ruling:

Jockey Armando Cervantes, having been interviewed by telephone before the Board of Stewards on September 6, 2021, for excessive use of whip, while aboard "Political Rose" in the 10th Race September 6, 2021 at Ruidoso Downs Racetrack, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed, Armando Cervantes, a fine in the amount of One Thousand Dollars, (\$1000.00). This fine is to be paid on or before October 7, 2021 in accordance with 15.2.3.8 (B)(3)(I) . Failure to pay the fine within the time prescribed shall result in immediate suspension.

Licensee is found to be in violation of and written in accordance with:15.2.5.13(E)(6)(e) Use of riding crops. Indiscriminate use of the whip is prohibited including whipping a horse: on the head, flanks or on any other part of its body other than the shoulders or hind quarters except when necessary to control a horse; during the post parade or after the finish of the race except when necessary to control the horse; excessively or brutally causing welts or breaks in the skin; when the horse is clearly out of the race or has obtained its maximum placing; persistently even though the horse is showing no response under the riding crop; or striking another rider or horse.

15.2.1.9(B)(4)(A)NMAC Notice Except as provided by these rules regarding summary suspension, jockey riding infractions and trial races, the stewards or a racing commission designee shall provide written notice, at least 10 days before the hearing, to a person who is the subject of a disciplinary hearing. The person may waive their right to 10 days notice by executing a written waiver.

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

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 a cashier's check, money order." **The last day to file an appeal is September 17, 2021**

By Order of The Ruidoso Downs Stewards