



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-3**
Track: Downs at Albuquerque
Ruling Date: 8/3/2022

Licensee: RUIZ-AMAYA, DANIEL ROBERTO
License Type: 2022 1 Year Jockey Applicant Id: 33287
License Number: 304673

Ruling # 2022-DAA-3

Action Type: Initial Ruling

Ruling:

Jockey **Daniel Ruiz Amaya**, having been summoned and appearing before the Board of Stewards on **August 3, 2022**, for **excessive use of whip**, while aboard **"Flash N Blaze"** in the **2nd Race July 31, 2022**, at The Downs at Albuquerque Racetrack, is found to be in violation of Commission rules. Daniel Ruiz Amaya was represented by Luis A Guerrero.

For this violation, the Board of Stewards assessed, **Daniel Ruiz Amaya**, a fine in the amount of **Five Hundred, (\$500.00)**. This fine is to be paid on or before **September 2, 2022**, 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:

15.2.5.13(E)(6)(a) Use of riding crops. Although the use of a riding crop is not required, any jockey who uses a riding crop during a race shall do so only in a manner consistent with exerting his or her best efforts to win.

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.

This ruling is written in accordance with:

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 \$400.00. The fee must be in the form of a cashier's check, money order." **The last day to file an appeal is August 13, 2022.**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-4**
Track: **Downs at Albuquerque**
Ruling Date: **8/5/2022**

Licensee: **GARCIA, JR NOE**
License Type: **2021 3 Year Jockey** Applicant Id: **157715**
License Number: **301912**

Ruling # **2022-DAA-4**

Action Type: **Initial Ruling**

Ruling:

Jockey **Noe Garcia Jr**, having been summoned, was represented by Alfredo Juarez Jr. before the DAA Board of Stewards on August 5th, 2022, for excessive use of whip, while aboard the horse "Everybodyneedsahero" in the 9th Race July 30th, 2022, at the Downs at Albuquerque Racetrack and is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed, Noe Garcia, Jr, a fine in the amount of One Thousand dollars, (\$1,000.00). This fine is to be paid on or before September 5th, 2022, 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:

15.2.5.13(E)(6)(a) Use of riding crops. Although the use of a riding crop is not required, any jockey who uses a riding crop during a race shall do so only in a manner consistent with exerting his or her best efforts to win.

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.

This ruling is written in accordance with:

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 \$400. The fee must be in the form of a cashier's check, money order." The last day to file an appeal is **August 14th, 2022**.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2022-DAA-5
Track Downs at Albuquerque
Ruling Date: 8/5/2022

Licensee: GALLEGOS, KELLY ANGEL

License Type: Applicant Id: 21890
License Number:

Ruling # 2022-DAA-5

Action Type: Initial Ruling

Ruling:

Assistant Starter **Kelly Gallegos** appeared on August 5th, 2022, before the DAA Board of Stewards concerning a security citation for Fighting in the stable area at the Downs at Albuquerque on August 3rd, 2022, is found in violation of Commission rules.

NMAC 16.47.1.8 (L) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license:

(i) is a person whose conduct or reputation may adversely reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited 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 rule violation, the Board of Stewards assessed **Kelly Gallegos** a penalty in the amount of Two Hundred Dollars (\$200.00). This fine is to be paid on or before September 5th, 2022, 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 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 (R) 1 and 3 License presentation

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 \$400. The fee must be in the form of a cashier's check, or money order." **Last date for appeal: August 14th, 2022**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-6**
Track: **Downs at Albuquerque**
Ruling Date: **8/5/2022**

Licensee: **GALLEGOS, KELLY ANGEL**

License Type: **Applicant Id: 21890**
License Number:

Ruling # **2022-DAA-6**

Action Type: **Initial Ruling**

Ruling:

Assistant Starter **Kelly Gallegos** having appeared on August 5th, 2022, before the DAA Board of Stewards is found in violation of Commission rules. Gallegos testified that he has been exercising horses at the DAA, but, to date, has not obtained an exercise riders license issued by the NMRC.

16.47.1.8 GENERAL PROVISIONS:

A. Licenses required: A person as defined by 15.2.1.7 NMAC shall not participate in pari mutuel racing under the jurisdiction of the commission, or be employed by an association who is a gaming operator, without a valid license issued by the commission.

For this rule violation, the Board of Stewards assessed **Kelly Gallegos** a penalty in the amount of Two Hundred Dollars (\$200.00). This fine is to be paid on or before September 5th, 2022, 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 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 (R) 1 and 3 License presentation

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 \$400. The fee must be in the form of a cashier's check, or money order." **Last date for appeal: August 14th, 2022**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-7**
Track Downs at Albuquerque
Ruling Date: 8/6/2022

Licensee: ELLIOT, SEAN

License Type: 2022 1 Year Security St Applicant Id: 164218
License Number: 303907

Ruling # 2022-DAA-7

Action Type: Initial Ruling

Ruling:

Security Officer **Sean Elliot's** license is hereby rescinded without prejudice, he no longer works in that capacity.

This ruling is in accordance with:

16.47.1.8 (M)(2) Duration Of License A license is valid only under the condition that the licensee remains eligible to hold such a license.

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L) (1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-8**
Track: Downs at Albuquerque
Ruling Date: 8/7/2022

Licensee: **COBOS-BARRAZA, BRIAN**

License Type: 2019 3 Year Jockey Applicant Id: 161317
License Number: 295774

Ruling # 2022-DAA-8

Action Type: Initial Ruling

Ruling:

Jockey **Brian Cobas-Barraza**, having been summoned and appeared before the DAA Board of Stewards on August 7th, 2022, for excessive use of whip, while aboard the horse "He's Cartel" in the 1st Race July 31st, 2022, at the Downs at Albuquerque Racetrack and is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed, **Brian Cobas-Barraza**, a fine in the amount of One Thousand dollars, (\$1,000.00). This fine is to be paid on or before September 7th, 2022, 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:

15.2.5.13(E)(6)(a) Use of riding crops. Although the use of a riding crop is not required, any jockey who uses a riding crop during a race shall do so only in a manner consistent with exerting his or her best efforts to win.
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.

This ruling is written in accordance with:

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



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Ruling #: **2022-DAA-8**
Track Downs at Albuquerque
Ruling Date: 8/7/2022

Licensee: COBOS-BARRAZA, BRIAN

License Type: 2019 3 Year Jockey Applicant Id: 161317
License Number: 295774

accompanied by a fee in the amount of \$400. The fee must be in the form of a cashier's check, money order." The last day to file an appeal is August 17th, 2022.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-9**
Track Downs at Albuquerque
Ruling Date: 8/7/2022

Licensee: ITURRALDE, OMAR ANTONIO

License Type: 2021 3 Year Jockey Applicant Id: 159020
License Number: 300600

Ruling # 2022-DAA-9

Action Type: Initial Ruling

Ruling:

Jockey **Omar Iturralde**, having been summoned and appeared before the DAA Board of Stewards on August 7th, 2022, for excessive use of whip, while aboard the horse "Hynson" in the 7th Race July 30th, 2022, at the Downs at Albuquerque Racetrack and is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed, **Omar Iturralde**, a fine in the amount of Five Hundred dollars, (\$500.00). This fine is to be paid on or before September 7th, 2022, 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:

15.2.5.13(E)(6)(a) Use of riding crops. Although the use of a riding crop is not required, any jockey who uses a riding crop during a race shall do so only in a manner consistent with exerting his or her best efforts to win.
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.

This ruling is written in accordance with:

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-9**
Track Downs at Albuquerque
Ruling Date: 8/7/2022

Licensee: ITURRALDE, OMAR ANTONIO

License Type: 2021 3 Year Jockey Applicant Id: 159020
License Number: 300600

accompanied by a fee in the amount of \$400. The fee must be in the form of a cashier's check, money order." The last day to file an appeal is August 17th, 2022.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-10**
Track Downs at Albuquerque
Ruling Date: 8/9/2022

Licensee: MARTINEZ, EDWIN ABRAHAM
License Type: 2022 3 Year Trainer Applicant Id: 46015
License Number: 304092

Ruling # 2022-DAA-10

Action Type: Initial Ruling

Ruling:

Trainer, Edwin A Martinez having been duly notified and having waved his 10-day notice and formal hearing telephonically before the Board of Stewards on August 9, 2022, for not having (LASIX)administered for the horse "MI DOS CORONA" for the 2th race #7 on August 7, 2022, at THE DOWNS OF ALBUQUERQUE which resulted in a late scratch.

The Board of Stewards hereby assesses penalty as follows:

1.A fine of Five Hundred Dollars (\$500.00) which must be paid on or before September 7, 2022.

Licensee is found to be in violation of and this ruling is written in accordance with

15.2.6.9 (D) **Furosemide:** (2) The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which the horse is entered. A horse qualified for furosemide administration must be brought to the detention barn one hour prior to the four hour administration requirement specified above. After treatment, the horse shall be required by the commission to remain in the detention barn in the care, custody and control of its trainer or the trainer's designated representative under association or commission security supervision until called to the saddling paddock

15.2.1.9(B)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. Last day to file is August 19, 2022.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-11**
Track Downs at Albuquerque
Ruling Date: 8/9/2022

Licensee: MARTINEZ, EDWIN ABRAHAM
License Type: 2022 3 Year Trainer Applicant Id: 46015
License Number: 304092

Ruling # 2022-DAA-11

Action Type: Initial Ruling

Ruling:

Trainer, Edwin A Martinez having been duly notified and having waved his 10-day notice and formal hearing telephonically before the Board of Stewards on August 9, 2022, for not having (LASIX)administered for the horse "BUX STREAKIN" for the 3rd race #3 on August 7, 2022, at THE DOWNS OF ALBUQUERQUE which resulted in a late scratch.

The Board of Stewards hereby assesses penalty as follows:

1.A fine of Five Hundred Dollars (\$500.00) which must be paid on or before September 7, 2022.

Licensee is found to be in violation of and this ruling is written in accordance with

15.2.6.9 (D) **Furosemide:** (2) The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which the horse is entered. A horse qualified for furosemide administration must be brought to the detention barn one hour prior to the four hour administration requirement specified above. After treatment, the horse shall be required by the commission to remain in the detention barn in the care, custody and control of its trainer or the trainer's designated representative under association or commission security supervision until called to the saddling paddock

15.2.1.9(B)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. Last day to file is August 19, 2022

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2022-DAA-12
Track Downs at Albuquerque
Ruling Date: 8/9/2022

Licensee: MARTINEZ, EDWIN ABRAHAM
License Type: 2022 3 Year Trainer Applicant Id: 46015
License Number: 304092

Ruling # 2022-DAA-12

Action Type: Initial Ruling

Ruling:

Trainer, Edwin A Martinez having been duly notified and having waved his 10-day notice and formal hearing telephonically before the Board of Stewards on August 9, 2022, for not having (LASIX)administered for the horse "MRCORONADO" for the 5th race #7 on August 7, 2022, at THE DOWNS OF ALBUQUERQUE which resulted in a late scratch.

The Board of Stewards hereby assesses penalty as follows:

- 1.A fine of Five Hundred Dollars (\$500.00) which must be paid on or before September 7, 2022.

Licensee is found to be in violation of and this ruling is written in accordance with

15.2.6.9 (D) **Furosemide:** (2) The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which the horse is entered. A horse qualified for furosemide administration must be brought to the detention barn one hour prior to the four hour administration requirement specified above. After treatment, the horse shall be required by the commission to remain in the detention barn in the care, custody and control of its trainer or the trainer's designated representative under association or commission security supervision until called to the saddling paddock

15.2.1.9(B)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. Last day to file is August 19, 2022.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2022-DAA-13
Track Downs at Albuquerque
Ruling Date: 8/9/2022

Licensee: VALDEZ, AURELIO

License Type: 2020 3 Year Trainer Applicant Id: 12182
License Number: 298940

Ruling # 2022-DAA-13

Action Type: Initial Ruling

Ruling:

Trainer, Aurelio Valdez having been duly notified and having waved his 10-day notice and formal hearing telephonically before the Board of Stewards on August 9, 2022, for not having a current Coggins for the horse "EL TARASCO 727" for the 6th race #1 on August 7, 2022, at THE DOWNS OF ALBUQUERQUE which resulted in a late scratch.

The Board of Stewards hereby assesses penalty as follows:

- 1.A fine of Five Hundred Dollars (\$500.00) which must be paid on or before September 7, 2022.

Licensee is found to be in violation of and this ruling is written in accordance with

15.2.5.12(A)(26) HORSES INELIGIBLE:

A. A horse shall be ineligible to start in a race when:

(26) there is no current negative test certificate for equine infectious anemia on file with the racing office, as required by the commission

15.2.1.9(B)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. Last day to file is August 19, 2022.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-14**
Track: Downs at Albuquerque
Ruling Date: 8/10/2022

Licensee: GUERRERO, LUIS A.

License Type: 2022 1 Year Jockey Applicant Id: 33468
License Number: 305728

Ruling # 2022-DAA-14

Action Type: Initial Ruling

Ruling:

Jockey, **Luis Guerrero** is hereby summarily suspended, effective immediately, August 10th, 2022, pending the outcome of his summary suspension hearing scheduled for Friday, August 19th, 2022, at 9:00 a.m. in the office of the Board of Stewards at Downs at Albuquerque Racetrack (**145 Louisiana Blvd, Albuquerque NM 87108**), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension is regarding a security citation for Fighting in the stable area at the Downs at Albuquerque on August 7th, 2022, is found in violation of Commission rules. In accordance with 15.2.1.9 (C)(21), Luis Guerrero is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC.

NMAC 16.47.1.8 (L) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license:

(i) is a person whose conduct or reputation may adversely reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited 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;

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 (R) 1 and 3 License presentation

16.47.1.8(N) Last Known Address

Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license
15.2.1.9(B)(3)(a) Proceedings Before The Stewards: Summary Suspension If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing.

15.2.1.9(B)(3)(b) Proceedings Before The Stewards: Summary Suspension A licensee whose license has been summarily suspended is entitled to a hearing on the summary suspension not later than the 10th day after



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-14**
Track Downs at Albuquerque
Ruling Date: 8/10/2022

Licensee: GUERRERO, LUIS A.

License Type: 2022 1 Year Jockey Applicant Id: 33468
License Number: 305728

the license was summarily suspended. The licensee may waive their right to a hearing on the summary suspension within the 10-day limit

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2022-DAA-15
Track Downs at Albuquerque
Ruling Date: 8/10/2022

Licensee: CARRETE, JR FAUSTINO ELOY

License Type: Applicant Id: 20148
License Number:

Ruling # 2022-DAA-15

Action Type: Initial Ruling

Ruling:

Faustino Carrete, having been duly notified and appeared before the Board of Stewards on **August 10th, 2022, at the Downs at Albuquerque Racetrack**, regarding his Background Check, the Stewards assessed his background and declined to license him at this time. Mr. Carrete licensing application and background has been deferred to the New Mexico Racing Commission for review of felony convictions and probation status.

Licensee is found to be in violation of:

16.47.1.8 (L)(1) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE.

This ruling is written in accordance with:

15.2.3.8 B (3)(f) 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

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(d) GROUNDS FOR DISCIPLINARY MEASURES 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 failed to disclose or falsely states any information required in the application;

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

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)(g) STEWARDS AUTHORITY The stewards may order that a person be ineligible for licensing; or they may deny a license to an applicant on grounds set forth in the act or these rules.

15.2.3.8 (B)(3)(j) REFER TO THE COMMISSION The stewards may refer any matter to the commission and may include recommendations for disposition. The absence of a steward's referral shall not preclude commission action in any matter

16.47.1.8(L)(2) Written Notice Of Suspension Or Revocation To Licensee And Other Jurisdictions

15.2.3.8 B (3)(f) Stewards Disciplinary Action



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-15**
Track Downs at Albuquerque
Ruling Date: 8/10/2022

Licensee: CARRETE, JR FAUSTINO ELOY

License Type: Applicant Id: 20148
License Number:

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-16**
Track: Downs at Albuquerque
Ruling Date: 8/10/2022

Licensee: RIVAS, JUAN CARLOS

License Type: 2022 1 Year Jockey Applicant Id: 30997
License Number: 304725

Ruling # 2022-DAA-16

Action Type: Initial Ruling

Ruling:

Jockey, Juan Carlos Rivas, having been summoned and having Jacquelyn Bobroff represent him before the DAA Board of Stewards on August 10, 2022, for careless riding during the running of the 1st race on August 7, 2022, at Downs at Albuquerque while aboard #1 "DADDYS FIRST FIRE". (After breaking from the gates and keep veering out causing the #2 horse to take up and alter course resulting in a disqualification.)

For this violation, the Board of Stewards has suspended Juan Carlos Rivas for 7 Calendar days August 15, 2022, through August 21, 2022. Juan Carlos Rivas will be permitted to ride in designated races during the period of suspension.

Licensee is found in violation of:

15.2.5.13(E)(2)(a) NMAC: Post to Finish Which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.5.13(E)(3)(a) NMAC: Which states in pertinent part that "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

This ruling is written in accordance with:

15.2.5.13(E)(3)(c) NMAC: Post to Finish Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

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

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 \$400. The fee must be in the form of cash, a cashier's check, or money order." The last day to file an appeal is August 20, 2022.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2022-DAA-17
Track Downs at Albuquerque
Ruling Date: 8/10/2022

Licensee: BOBROFF, JOHN

License Type: Applicant Id: 29287
License Number:

Ruling # 2022-DAA-17

Action Type: Initial Ruling

Ruling:

John Bobroff, having been duly notified and appeared before the Board of Stewards on **August 10th, 2022**, at the **Downs at Albuquerque Racetrack**, regarding his Background Check, the Stewards assessed his background and declined to license him at this time. Mr. Bobroff's licensing application and background has been deferred to the New Mexico Racing Commission for review of felony convictions and probation status.

Licensee is found to be in violation of:

16.47.1.8 (L)(1) GROUND FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE.

This ruling is written in accordance with:

15.2.3.8 B (3)(f) 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

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(d) GROUND FOR DISCIPLINARY MEASURES 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 failed to disclose or falsely states any information required in the application;

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

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)(g) STEWARDS AUTHORITY The stewards may order that a person be ineligible for licensing; or they may deny a license to an applicant on grounds set forth in the act or these rules.

15.2.3.8 (B)(3)(j) REFER TO THE COMMISSION The stewards may refer any matter to the commission and may include recommendations for disposition. The absence of a steward's referral shall not preclude commission action in any matter

16.47.1.8(L)(2) Written Notice Of Suspension Or Revocation To Licensee And Other Jurisdictions

15.2.3.8 B (3)(f) Stewards Disciplinary Action



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-17**
Track Downs at Albuquerque
Ruling Date: 8/10/2022

Licensee: BOBROFF, JOHN

License Type: Applicant Id: 29287
License Number:

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-18**
Track Downs at Albuquerque
Ruling Date: 8/12/2022

Licensee: MARQUEZ, CHRIS DAVID

License Type: 2022 3 Year Trainer Applicant Id: 29989
License Number: 304847

Ruling # 2022-DAA-18

Action Type: Initial Ruling

Ruling:

Trainer Chris Marquez having been duly notified and having waved his 10-day notice and formal hearing telephonically before the Board of Stewards on August 11, 2022, for not having a current Coggins for the horse "DF Fabulous Fire" for the 4th race #6 on August 7, 2022, at THE DOWNS OF ALBUQUERQUE which resulted in a late scratch.

The Board of Stewards hereby assesses penalty as follows:

1.A fine of Five Hundred Dollars (\$500.00) which must be paid on or before September 11th, 2022.

Licensee is found to be in violation of and this ruling is written in accordance with

15.2.5.12(A)(26) HORSES INELIGIBLE:

A. A horse shall be ineligible to start in a race when:

(26) there is no current negative test certificate for equine infectious anemia on file with the racing office, as required by the commission

15.2.1.9(B)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. Last day to file is August 22, 2022.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-19**
Track **Downs at Albuquerque**
Ruling Date: **8/12/2022**

Licensee: **GUILLEN-CHACON, CARLOS ANTONIO**
License Type: **2021 3 Year Jockey** Applicant Id: **162450**
License Number: **303272**

Ruling # **2022-DAA-19**

Action Type: **Initial Ruling**

Ruling:

Jockey **Carlos Guillen Chacon**, having been summoned and appeared before the Board of Stewards on August 12th, 2022, for **excessive use of whip**, while aboard "**Glue Eagle**" in the **1st Race on August 7th, 2022**, at the Downs at Albuquerque Racetrack, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed a fine in the amount of **One Thousand Dollars, (\$1,000.00)**. This fine is to be paid on or before **September 11th, 2022** 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:

15.2.5.13(E)(6)(A) Use of riding crops. Although the use of a riding crop is not required, any jockey who uses a riding crop during a race shall do so only in a manner consistent with exerting his or her best efforts to win.

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.

This ruling is written in accordance with:

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 \$400. The fee must be in the form of a cashier's check, money order." **The last day to file an appeal is August 22, 2022.**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-20**
Track: **Downs at Albuquerque**
Ruling Date: **8/12/2022**

Licensee: **FLORES-GARCIA, LUIS ANGEL**
License Type: **2021 3 Year Jockey** Applicant Id: **163497**
License Number: **300680**

Ruling # 2022-DAA-20

Action Type: Initial Ruling

Ruling:

Jockey **Luis Angel Flores Garcia**, having been summoned and appeared before the Board of Stewards on August 5th, 2022, for **excessive use of whip**, while aboard "**Bettys Dashin Eagle**" in the **4th Race July 31st, 2022**, at the Downs at Albuquerque Racetrack, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed a fine in the amount of **Five Hundred Dollars, (\$500.00)**. This fine is to be paid on or before **September 11th, 2022** 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:

15.2.5.13(E)(6)(A) Use of riding crops. Although the use of a riding crop is not required, any jockey who uses a riding crop during a race shall do so only in a manner consistent with exerting his or her best efforts to win.

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.

This ruling is written in accordance with:

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 \$400. The fee must be in the form of a cashier's check, money order." **The last day to file an appeal is August 22, 2022.**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-21**
Track: Downs at Albuquerque
Ruling Date: 8/13/2022

Licensee: SALAZAR, MICHELLE MEYER

License Type: 2020 3 Year Trainer Applicant Id: 21092
License Number: 299255

Ruling # 2022-DAA-21

Action Type: Initial Ruling

Ruling:

Trainer Michelle Salazar having been duly notified and waved her 10-day notice and formal hearing before the Board of Stewards on August 13, 2022, for failure to have the horse "Rooster Cruiser" present in the paddock for the 4th race on August 12th, 2022, at Downs at Albuquerque Racetrack which resulted in a late scratch.

The Board of Stewards hereby assess penalty as follows:

1. For this rule violation, the Board of Stewards assessed Michelle Salazar a penalty in the amount of FIVE Hundred Dollars (\$500.00). The fine is to be paid on or before September 12th, 2022, 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.

Licensee is found in violation of:

16.47.1.10 (C) (22) TRAINER RESPONSIBILITY

presenting 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;

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

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 \$400.00. The fee must be in the form of cash, a cashier's check, money order or personal check."

Last day for appeal: August 23, 2022.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-21**
Track Downs at Albuquerque
Ruling Date: 8/13/2022

Licensee: SALAZAR, MICHELLE MEYER

License Type: 2020 3 Year Trainer Applicant Id: 21092
License Number: 299255

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2022-DAA-22
Track Downs at Albuquerque
Ruling Date: 8/13/2022

Licensee: DAVIS, ROGER SMOKEY

License Type: 2022 1 Year Groom Applicant Id: 14481
License Number: 305369

Ruling # 2022-DAA-22

Action Type: Initial Ruling

Ruling:

Groom ROGER DAVIS, having been duly notified and failing to appear before the Board of Stewards on August 13th, 2022, at The Downs at Albuquerque, for failing to disclose criminal/arrest history on his licensing application and having active warrants.

For this violation, the Board of Stewards hereby revoke the license of ROGER DAVIS as of August 13th, 2022

Licensee is found to be in violation of:

16.47.1.8 (L)(1) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE.

This ruling is written in accordance with:

15.2.3.8 B (3)(f) 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

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(d) GROUNDS FOR DISCIPLINARY MEASURES 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 failed to disclose or falsely states any information required in the application.

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

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)(g) STEWARDS AUTHORITY The stewards may order that a person be ineligible for licensing; or they may deny a license to an applicant on grounds set forth in the act or these rules.

15.2.3.8 (B)(3)(j) REFER TO THE COMMISSION The stewards may refer any matter to the commission and may include recommendations for disposition. The absence of a steward's referral shall not preclude commission action in any matter

16.47.1.8(L)(2) Written Notice Of Suspension Or Revocation To Licensee And Other Jurisdictions

15.2.3.8 B (3)(f) Stewards Disciplinary Action



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-22**
Track: Downs at Albuquerque
Ruling Date: 8/13/2022

Licensee: DAVIS, ROGER SMOKEY

License Type: 2022 1 Year Groom Applicant Id: 14481
License Number: 305369

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 \$400. The fee must be in the form of cash, a cashier's check or money order." Last day to appeal: August 23rd, 2022

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-23**
Track: Downs at Albuquerque
Ruling Date: 8/14/2022

Licensee: DRIVER, JASON LYNN

License Type: 2019 3 Year Trainer Applicant Id: 6661
License Number: 296010

Ruling # 2022-DAA-23

Action Type: Initial Ruling

Ruling:

Trainer Jason Driver having been duly notified and waved her 10-day notice and formal hearing before the Board of Stewards on August 14, 2022, for failure to have the proper equipment on the horse "Hennessy Tlc" in the 9th race on August 13th, 2022, at Downs at Albuquerque Racetrack which resulted in a late scratch.

The Board of Stewards hereby assess penalty as follows:

1. For this rule violation, the Board of Stewards assessed Jason Driver a penalty in the amount of FIVE Hundred Dollars (\$500.00). The fine is to be paid on or before September 13th, 2022, 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.

Licensee is found in violation of:

16.47.1.10 (C) TRAINER RESPONSIBILITY

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

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 \$400.00. The fee must be in the form of cash, a cashier's check, money order or personal check."

Last day for appeal: August 23rd, 2022.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2022-DAA-24**
Track: Downs at Albuquerque
Ruling Date: 8/14/2022

Licensee: **MEDELLIN, ALEJANDRO HERRERA**
License Type: **2022 3 Year Jockey** Applicant Id: **31173**
License Number: **303694**

Ruling # 2022-DAA-24

Action Type: Initial Ruling

Ruling:

Jockey **Alejandro Medellin** appeared in the office of the Board of Stewards on August 14th, 2022, at 9:00 a.m. in the office of the Board of Stewards at Downs at Albuquerque Racetrack regarding a Jockey Infraction for Fighting in the Jockey room on August 14th, 2022, causing a delay in Race 1.

The Board of Stewards hereby assesses penalty as follows:

1.A fine of Two Hundred and Fifty Dollars (\$250.00) which must be paid on or before September 13th, 2022.

NMAC 16.47.1.8 (L) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license:

(i) is a person whose conduct or reputation may adversely reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited 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;

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

15.2.1.9(B)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. **Last day to file is August 24th, 2022.**



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2022-DAA-25
Track Downs at Albuquerque
Ruling Date: 8/14/2022

Licensee: REYES, FRANK ALEX DE JESUS
License Type: 2020 3 Year Jockey Applicant Id: 116762
License Number: 300082

Ruling # 2022-DAA-25

Action Type: Initial Ruling

Ruling:

Jockey **Frank Reyes** was represented by his Jockey Agent Stan Johnson, appeared in the office of the Board of Stewards on August 14th, 2022, at 9:00 a.m. in the office of the Board of Stewards at Downs at Albuquerque Racetrack regarding a Jockey Infraction for Fighting in the Jockey room on August 14th, 2022, causing a delay in Race 1.

The Board of Stewards hereby assesses penalty as follows:

1.A fine of Two Hundred and Fifty Dollars (\$250.00) which must be paid on or before September 13th, 2022.

NMAC 16.47.1.8 (L) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license:

(i) is a person whose conduct or reputation may adversely reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited 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;

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

15.2.1.9(B)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. **Last day to file is August 24th, 2022.**