



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-37**  
Track Downs at Albuquerque  
Ruling Date: 8/24/2022

Licensee: VALDEZ, AURELIO

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

Ruling # 2022-DAA-37

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 21, 2022, for scratching the wrong horse, "UN DIA ESPECIAL" for the 1st race PP 1 on August 21, 2022, at THE DOWNS OF ALBUQUERQUE necessitating 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 21, 2022.

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

**16.47.1.8 (L)(1)(f)** has been found to have made false or misleading statements to the commission, stewards, or any racing official;

**16.47.1.8 (L)(1)(i) – CONDUCT** Which states in pertinent part "(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;

**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 September 2nd, 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-38**  
Track: Downs at Albuquerque  
Ruling Date: 8/27/2022

Licensee: MARTINEZ, FRANKIE HAROLD  
License Type: 2022 3 Year Owner      Applicant Id: 16525  
License Number: 305232

Ruling # 2022-DAA-38

Action Type: Initial Ruling

Ruling:

Covered Owner **Frankie Martinez**, owner of the horse “**Besitos Criminales**”, was properly noticed, and appeared telephonically before the Downs at Albuquerque Board of Steward’s office on August 27th, 2022, in regard to a violation of HISA rule 2282 (a) (2) by his jockey, Miguel Perez while aboard “**Besitos Criminales**” in the 2nd race at the Downs at Albuquerque on August 26, 2022.

1. For this violation, the horse “**Besitos Criminales**” is hereby disqualified from 4th place and ordered unplaced from the 2nd race on August 26th, 2022, at The Downs at Albuquerque Racetrack for all but pari-mutuel wagering purposes.

The purse redistribution for the 2nd race on August 26th, 2022, is as follows:

1. Esteemed
2. Diabolical Might
3. Track Bound
4. Lincoln County Kid
5. Gusher
6. Road to Heat
7. Indian Gambler
8. Lester’s Memory
9. Attila’s Legend
10. Zenfully Zesty

Unplaced: “**Besitos Criminales**”

**Licensee is found to be in violation of:**

**2282. Riding Crop Violations and Penalties**

**This ruling is written in accordance with HISA Rules and Regulations:**

(a) Violations of Rule 2280 shall be categorized as follows, with the exception that use of the crop for the

safety of Horse and rider shall not count toward the total crop uses:

- (1) Class 3 Violation—1 to 3 strikes over the limit.
- (2) Class 2 Violation—4 to 9 strikes over the limit.
- (3) Class 1 Violation—10 or more strikes over the limit.

(b) Unless the stewards determine the merits of an individual case warrant consideration of an aggravating or mitigating factor, the penalties for violations are as follows:

(1) Class 3 Violation—

(i) \$250 or 10% of Jockey’s portion of the purse, whichever is greater;



New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: **2022-DAA-39**  
Track: Downs at Albuquerque  
Ruling Date: 8/27/2022

Licensee: PEREZ, MIGUEL ANGEL

License Type: 2021 3 Year Jockey      Applicant Id: 31329  
License Number: 300752

Ruling # 2022-DAA-39

Action Type: Initial Ruling

Ruling:

Jockey, **Miguel Perez**, having been summoned and having appeared before the Board of Stewards on August 27th, 2022, for careless riding during the running of the 2nd race on August 26th, 2022 at the Downs at Albuquerque Racetrack, while aboard "Besitos Criminales".

For this violation, the Board of Stewards assessed, **Miguel Perez**, a fine in the amount of **Two Hundred and Fifty Dollars, (\$250.00)**. This fine is to be paid on or before September 26th, 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 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 cashier's check, or money order." **The last day to file an appeal is September 6, 2022.**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-40**  
Track: Downs at Albuquerque  
Ruling Date: 8/28/2022

Licensee: ALDAVAZ, SR JAIME G.

License Type: 2022 3 Year Trainer      Applicant Id: 19631  
License Number: 305154

Ruling # 2022-DAA-40

Action Type: Initial Ruling

Ruling:

**Trainer Jaime Aldavaz Sr** having been duly notified and waved his 10-day notice and formal hearing before the Board of Stewards on August 28th, 2022, for failure to conduct business and necessitating a late scratch for the horse "The Maui Diamond" for the 3rd race on August 28th, 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 Jaime Aldavaz Sr a penalty in the amount of Two Hundred and Fifty Dollars (\$250.00). The fine is to be paid on or before September 27th, 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) (17) TRAINER RESPONSIBILITY

- (17) representing an owner in making entries and scratches and in all other matters pertaining to racing; horses entered as to eligibility and weight or other allowances claimed.

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: September 7, 2022.**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-41**  
Track: Downs at Albuquerque  
Ruling Date: 8/28/2022

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

Ruling # 2022-DAA-41

Action Type: Initial Ruling

Ruling:

**Jockey Daniel Ruiz Amaya** having been duly notified and appeared before the Board of Stewards on August 28th, 2022, for being late to the paddock the 7th race on August 27th, 2022, at Downs at Albuquerque Racetrack.

The Board of Stewards hereby assess penalty as follows:

1. For this rule violation, the Board of Stewards assessed Daniel Ruiz Amaya a penalty in the amount of Two Hundred & Fifty Dollars (\$250.00). The fine is to be paid on or before September 27th, 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:

**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): 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."



New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: **2022-DAA-42**  
Track: **Downs at Albuquerque**  
Ruling Date: **8/31/2022**

Licensee: **RODAS, MARCOS ANTONIO**  
License Type: **2022 1 Year Groom**      Applicant Id: **33933**  
License Number: **304468**

Ruling # **2022-DAA-42**

Action Type: **Initial Ruling**

Ruling:

**Groom Marcos Rodas** appeared on August 31st, 2022, before the DAA Board of Stewards concerning a security citation for Failing to follow directions by security on multiple occasions while in the stable area at the Downs at Albuquerque on August 30th, 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 **Marcos Rodas** a penalty in the amount of One Hundred Dollars (\$100.00). This fine is to be paid on or before September 30th, 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: September 9th, 2022**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-43**  
Track: Downs at Albuquerque  
Ruling Date: 8/31/2022

Licensee: **BOBROFF, JACQUELYN A**  
License Type: 2022 3 Year Jockey      Applicant Id: 30189  
License Number: 304573

Ruling # 2022-DAA-43  
Action Type: Initial Ruling  
Ruling:

Jockey **Jacquelyn Bobroff**, having been summoned and came before the Board of Stewards on August 31st, 2022, for careless riding during the running of the 10th race on August 28th, 2022 at Downs at Albuquerque Racetrack, while aboard #7 "Jedi Warrior" was drifting in causing #5 to take up and alter course.

For this rule violation, the Board of Stewards assessed Jockey Jacquelyn Bobroff a penalty in the amount of **Two Hundred Fifty Dollars (\$250.00)**. This fine is to be paid on or before September 30th, 2022, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate 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)(d) NMAC: Post to Finish (d)** In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

**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." **Last Day to Appeal September 9th, 2022**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-44**  
Track: Downs at Albuquerque  
Ruling Date: 9/2/2022

Licensee: GOMEZ-GONZALEZ, PEDRO  
License Type: 2020 3 Year Trainer      Applicant Id: 30693  
License Number: 298277

Ruling # 2022-DAA-44

Action Type: Initial Ruling

Ruling:

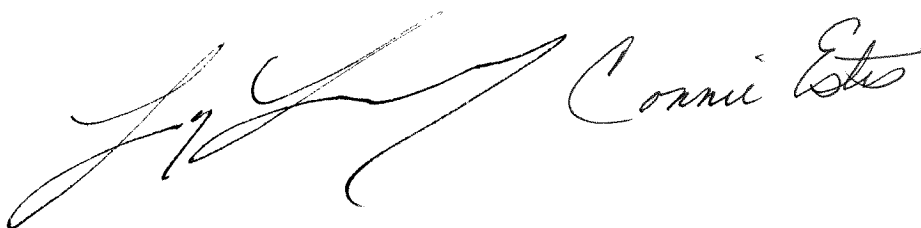
Trainer, Pedro Gomez is hereby summarily suspended, effective immediately, September 2, 2022, pending the outcome of his summary suspension hearing scheduled for September 9th at 8:30 a.m. in the office of the board of Stewards at Downs at Albuquerque Racetrack (145 Louisiana Blvd, Albuquerque, NM 87018.), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension is regarding the confirmed positive of the Class 3 penalty A drug, Clenbuterol, found in the blood in test sample E465106 taken from the Quarter Horse "Deltas Harley Comet", who finished in 3rd place in the 4th race on August 14th, 2022, at the Downs at Albuquerque Racetrack.

**There is no permissible concentration of Clenbuterol allowed to appear in any official sample.**

In accordance with 15.2.1.9 (C)(21), Pedro Gomez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Pedro Gomez are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained, owned, or in the care and custody of Pedro Gomez must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5) Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.

*Licensee is found in violation of and ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with:* 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.4-December 2020-Niketthamide Class A Penalty 1. 15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions 15.2.6.9(B)(1) Penalty Recommendations 15.2.1.7(C)(8) "Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970. 15.2.6.9(C)(4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample. 16.47.1.8 (U)(1)(2) PROTECTION OF HORSES 16.47.1.10(B)(1)(2) Absolute Insurer 16.47.1.8 (L)(1)(i) 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 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



Connie Estes





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-45**  
Track: Downs at Albuquerque  
Ruling Date: 9/2/2022

Licensee: VALDEZ, AURELIO

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

Ruling # 2022-DAA-45

Action Type: Initial Ruling

Ruling:

Trainer, AURELIO VALDEZ is hereby summarily suspended, effective immediately, September 2nd, 2022, pending the outcome of his summary suspension hearing scheduled for September 10th at 8:30 a.m. in the office of the board of Stewards at Downs at Albuquerque Racetrack (145 Louisiana Blvd, Albuquerque, NM 87018.), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension is regarding multiple drug violation on August 13th, 2022: Reining Pesos (Race2); Oh Gollie (Race 5); TobleRonne (Race 6), Jes Charge N Go (Race 7); Mr. Racy Perry (Race 10) all came back for for the drug Guanabenz, a class 3 penalty B drug.

**NMAC 16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license:**

(1) 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:

(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;

In accordance with 15.2.1.9 (C)(21), Aurelio Valdez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Aurelio Valdez are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained, owned, or in the care and custody of Aurelio Valdez must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5) Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.

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

16.47.1.8 (U)(1)(2) PROTECTION OF HORSES

16.47.1.10(B)(1)(2) Absolute Insurer

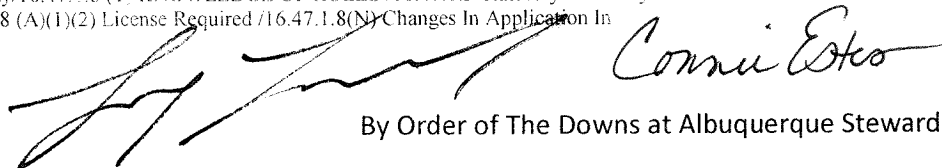
16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license

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 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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application In



By Order of The Downs at Albuquerque Stewards

**DAA  
RULING  
2022-DAA-46  
ISSUED  
IN ERROR**



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-47**  
Track Downs at Albuquerque  
Ruling Date: 9/14/2022

Licensee: CROSS, GARY WAYNE

License Type: 2021 3 Year Trainer      Applicant Id: 15186  
License Number: 303409

Ruling # 2022-DAA-47

Action Type: Initial Ruling

Ruling:

Trainer, **Gary Cross** appeared before the Board of Stewards on September 14, 2022, regarding an Affidavit from Industrial Laboratories, the official testing laboratory for the NMRC, for a medication overage for the medication Furosemide confirmed in blood at 100 ng/ml (class 4 penalty C drug) found in test sample E465188. The sample E465188 was taken from the 1st place finisher "Ar Ya Weegee" following the 4th race, on August 24, 2022, at the DAA Racetrack. The horse "Ar Ya Weegee" finished 1st in the 4th race and as entered to run without the medication Furosemide. Trainer, **Gary Cross**, having been duly notified waived his right to a formal hearing before the DDA Board of Stewards.

Trainer, **Gary Cross** also represented **Maurenia Cross** the owner of record for the horse "Ar YaWeegee" at the time of the violation.

Trainer, **Gary Cross** is hereby fined \$250.00 (Two hundred and fifty dollars) for this violation in accordance with 15.2.6.9(B)(4) Penalty recommendations/. Fine is due to be paid by October 14, 2022.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded as the trainer and owner and were Declined.

In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS,

*Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3) (f)(g)(j) Stewards /15.2.6.9(C)(1) Medication Restrictions / 15.2.6.9(F)Permissible/ 15.2.6.9 NMAC Attachment 2/ Medications with Acceptable Levels /15.2.6.9(B)(4) Penalty Recommendations/ 15.2.5.13(E)(4)(d) NMAC*

**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: September 24, 2022**



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-48**  
Track Downs at Albuquerque  
Ruling Date: 9/14/2022

Licensee: LAVANWAY, DAYSON

License Type: 2022 3 Year Trainer      Applicant Id: 158653  
License Number: 305719

Ruling # 2022-DAA-48

Action Type: Initial Ruling

Ruling:

Trainer, **Dayson LaVanaway** appeared before the Board of Stewards on September 14, 2022, regarding an Affidavit from Industrial Laboratories, the official testing laboratory for the NMRC, for a medication overage for the medication Furosemide confirmed in blood at 200 ng/ml (threshold of 100 ng/ml) (class 4 penalty C drug) found in test sample E555703. The sample E555703 was taken from the 1st place finisher "Datquickcat" following the 1st race, on August 26, 2022, at the DAA Racetrack. Trainer, Dayson LaVanaway, having been duly notified waived his right to a formal hearing before the DDA Board of Stewards.

Trainer, Dayson LaVanaway also represented **Maria Gonzalez Delgadillo** the owner of record for the horse "Datquickcat" at the time of the violation.

Trainer is hereby fined \$250.00 (Two hundred and fifty dollars) for this violation in accordance with 15.2.6.9(B)(4) Penalty recommendations/. Fine is due to be paid by October 14, 2022.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded as the trainer and owner and were Declined.

In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS,

*Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3) (f)(g)(j) Stewards /15.2.6.9(C)(1) Medication Restrictions / 15.2.6.9(F)Permissible/ 15.2.6.9 NMAC Attachment 2/ Medications with Acceptable Levels /15.2.6.9(B)(4) Penalty Recommendations/ 15.2.5.13(E)(4)(d) NMAC*

**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: September 24, 2022**

By Order of The Downs at Albuquerque Stewards

## By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-50**  
Track: Downs at Albuquerque  
Ruling Date: 9/23/2022

Licensee: GONZALEZ-DELGADILLO, MARIA TRINIDAD  
License Type: 2022 3 Year Owner      Applicant Id: 158654  
License Number: 305762

Ruling # 2022-DAA-50

Action Type: Initial Ruling

Ruling:

Owner **Maria Gonzalez Delgadillo** was represented by her trainer, Dayson LaVanway regarding an Affidavit from Industrial Laboratories, the official lab of the NMRC. The Affidavit was for a confirmed positive for the Furosemide (class 4 Penalty C) found in test sample E555703 taken from the 1st place finisher "*Datquickcat*" following the 1st race, on August 26th, 2022, at the Downs at Albuquerque Racetrack.

**Ms. Maria Gonzalez Delgadillo** was duly notified and waived her right to ten-day notice and her disciplinary hearing before the Board of Stewards on September 14, 2022,

The Affidavit indicated a finding of Furosemide at 200 ng/ml  $\pm$  10ng/ml in the blood, which exceeds the allowable limit of 100 ng/ml in the blood.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the Trainer and Owner.

For **Ms. Maria Gonzalez Delgadillo** FIRST Class 4 (C) medication violation in a 365-day period, the Board of Stewards hereby issues the following:

1. There is no change to the official order of finish in the 1st race on August 26th, 2022, at the Downs at Albuquerque Racetrack.

**Licensee is found in violation of, and this ruling is written in accordance with:** 15.2.3.8(B)(1)(3) (f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4) Medication Restrictions/15.2.6.9. 15.2.6.11(A)Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations.

Appeal Procedures 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 money order or cashier's check. Last date for appeal: **September 24, 2022**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-51**  
Track Downs at Albuquerque  
Ruling Date: 9/23/2022

Licensee: CROSS, MAURCENIA

License Type: 2021 3 Year Owner      Applicant Id: 29746  
License Number: 300663

Ruling # 2022-DAA-51

Action Type: Initial Ruling

Ruling:

Owner **Maurcenia Cross** was represented by her trainer, Gary Cross regarding an Affidavit from Industrial Laboratories, the official lab of the NMRC. The Affidavit was for a confirmed positive for the Furosemide (class 4 Penalty C) found in test sample E465188 taken from the 1st place finisher "*Ar Ya Weegee*" following the 4th race, on August 24th, 2022, at the Downs at Albuquerque Racetrack.

**Ms. Maurcenia Cross** was duly notified and waived her right to ten-day notice and her disciplinary hearing before the Board of Stewards on September 14, 2022,

The Affidavit indicated a finding of Furosemide in the blood.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the Trainer and Owner.

For **Maurcenia Cross** FIRST Class 4 (C) medication violation in a 365-day period, the Board of Stewards hereby issues the following:

1. There is no change to the official order of finish in the 4th race on August 24th, 2022, at the Downs at Albuquerque Racetrack.

**Licensee is found in violation of, and this ruling is written in accordance with:** 15.2.3.8(B)(1)(3) (f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4) Medication Restrictions/15.2.6.9. 15.2.6.11(A)Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations.

**Appeal Procedures** 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 money order or cashier's check. Last date for appeal: **September 24, 2022**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2022-DAA-52  
Track Downs at Albuquerque  
Ruling Date: 9/25/2022

Licensee: PEACOCK JR., JOSEPH R

License Type: 2022 1 Year Owner      Applicant Id: 161821  
License Number: 303768

Ruling # 2022-DAA-52

Action Type: Initial Ruling

Ruling:

Covered Owner, **Peacock Family Holdings, L.P. (Joseph Peacock Jr. HISA ID # P 000-001-867)**, owner of the horse "**Sheriff Brown**", was properly noticed, and appeared telephonically before the Downs at Albuquerque Board of Steward's on September 25, 2022, in regards to a violation of HISA rule 2282 (a) (2) by jockey, Oscar Ceballos while aboard "**Sheriff Brown**" in the 6th race at the Downs at Albuquerque on September 24, 2022.

1. For this violation, the horse "**Sheriff Brown**" is hereby disqualified from 1st place and ordered unplaced from the 6th race on September 24th, 2022, at The Downs at Albuquerque Racetrack for all but parimutuel wagering purposes.

The purse redistribution for the 6th race on September 24, 2022, is as follows:

5 MINE THAT STAR  
7 FLEETRIDGE  
1 GODDARD  
10 TARTINI  
6 ZESTFUL  
9 ASTRONOMICAL  
4 RAISEBEFORETHEFLOP  
11 SLY  
2 OFFSHORE AFFAIR  
UNPLACED: "8 SHERIFF BROWN"

***Licensee is found to be in violation of:***

**2282. Riding Crop Violations and Penalties**

***This ruling is written in accordance with HISA Rules and Regulations:***

(a) Violations of Rule 2280 shall be categorized as follows, with the exception that use of the crop for the safety of Horse and rider shall not count toward the total crop uses:

- (1) Class 3 Violation—1 to 3 strikes over the limit.
- (2) Class 2 Violation—4 to 9 strikes over the limit.
- (3) Class 1 Violation—10 or more strikes over the limit.

(b) Unless the stewards determine the merits of an individual case warrant consideration of an aggravating or mitigating factor, the penalties for violations are as follows:

- (1) Class 3 Violation—
  - (i) \$250 or 10% of Jockey's portion of the purse, whichever is greater;
  - (ii) Minimum 1-day suspension for the Jockey; and
  - (iii) 3 points;





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2022-DAA-52  
Track Downs at Albuquerque  
Ruling Date: 9/25/2022

Licensee: PEACOCK JR., JOSEPH R

License Type: 2022 1 Year Owner      Applicant Id: 161821  
License Number: 303768

(2) Class 2 Violation—

- (i) \$500 or 20% of Jockey's portion of the purse, whichever is greater;
- (ii) Horse disqualified from purse earnings,
- (iii) Minimum 3-day suspension for the Jockey; and
- (iv) 5 points;

(3) Class 1 Violation—

- (i) \$750 fine or 30% of Jockey's portion of the purse, whichever is greater,
- (ii) Horse disqualified from purse earnings,
- (iii) Minimum 5-day suspension for the Jockey;
- (iv) 10 points.

Any Stewards ruling finding a violation may be appealed to the HISA Board pursuant to Rules 8320(a) and/or 8350 by filing a written request for appeal with the Board within 10 days of the issuance of the Stewards ruling. Rule 8350 specifies the requirements that must be included in the written request for appeal. An appeal to the Board will not automatically stay the Stewards ruling. A stay must be requested, and the Board shall order a stay for good cause shown.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-53**  
Track: **Downs at Albuquerque**  
Ruling Date: **9/30/2022**

Licensee: **BOBROFF, JACQUELYN A**  
License Type: **2022 3 Year Jockey**      Applicant Id: **30189**  
License Number: **304573**

Ruling #      2022-DAA-53

Action Type:      Initial Ruling

**Ruling:**

Jockey, Jacquelyn Bobroff is hereby summarily suspended, by the Board of Stewards at The Downs of Albuquerque (145 Louisiana Blvd Ne, Albuquerque, Nm 87108) effective immediately September 30, 2022, pending the outcome of her summary suspension hearing on October 8, 2022, @ 9:00 a.m. in the offices of the Board of Stewards at Zia Park (3901 West Millen Drive Hobbs, Nm 88240) per 15.2.1.9 (B)(3)(b) Summary Suspension is due to her failure to provide a human urine sample as directed by the Stewards. Jacquelyn Bobroff was verbally noticed that she is to appear before the Stewards at Zia Park (3901 West Millen Drive Hobbs, Nm 88240) on October 8, 2022, at 9:00 a.m. Jacquelyn Bobroff has previous human drug violations, regarding actions contrary to the best interest of horse racing. To Wit: Exhibiting conduct that may adversely reflect on the honesty and integrity of horse racing. During said time of applicable suspension Jacquelyn Bofroff is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, **per 15.2.1.9 (C)(21) (a-b) Exclusion.**

***Licensee is found in violation of and this ruling is written in accordance with:***

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 the license was summarily suspended. The licensee may waive their right to a hearing on the summary suspension within the 10-day limit  
16.47.1.17 (A)(1) TESTING PROCEDURES At its discretion, the commission may conduct random or episodic random drug testing, as well as testing based on reasonable suspicion, in order to ensure safety on the racetrack.  
16.47.1.17 (A)(2) TESTING PROCEDURES When conducted, random drug testing shall apply, equally, to all licensees who are, at the time of the random testing, exercising the privileges of their license in such ways as may affect the outcome of a race or diminish the conditions of safety or decorum required in restricted areas.  
16.47.1.17 (C)(6) Human Drug Testing/ Restricted Activities It shall be an offense to exercise the privileges granted by a license from this commission if the licensee: refuses to submit to urine or drug testing, when notified that such testing is based on a random drug testing procedure, is based on reasonable suspicion that the person is using drugs or alcohol or is based on the licensee's acting as if in an impaired condition.  
16.47.1.18 (B) ASSESSMENT/TREATMENT REQUIREMENTS GENERAL FIRST-TIME OFFENDERS  
16.47.1.17 (A)(3) TESTING PROCEDURES No notice need be given as to onset or cessation of random testing.  
16.47.1.8 (E) Consent to Search and Seizure By acceptance of a license, a licensee consents to search and inspection by the Commission or its agents, and to the seizure of any prohibited medication, drugs, paraphernalia, or devices in accordance with State and Federal law.  
16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license 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 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.  
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  
15.2.2.8(V)(1) EJECTION AND EXCLUSION An association shall immediately eject from the association grounds a person who is subject to such an exclusion order of the commission or stewards and notify the commission of the ejection.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-54**  
Track **Downs at Albuquerque**  
Ruling Date: **9/30/2022**

Licensee: **VALDEZ, AURELIO**  
License Type: **2020 3 Year Trainer**      Applicant Id: **12182**  
License Number: **298940**

Ruling # **2022-DAA-54**

Action Type: **Initial Ruling**

**Ruling:**

Trainer, Aurelio Valdez, having been duly notified, was represented by his attorney Billy Blackburn before the Board Of Stewards on September 30, 2022 at The Downs at Albuquerque, regarding an Affidavit from Industrial Laboratories (The official testing laboratory for the NMRC), for an confirmed positive blood sample E501459 on the horse "Cache this Cheque" for a Dexamethasone and Diclofenac (Stacking Violation), who participated in the 3rd Race, 350 yards QH Starter Optional Claiming race and placing 2nd on January 15, 2022, at Sunland Park Racetrack in Sunland Park, New Mexico. This is trainer, Aurelio Valdez' second violation of this classification within 365 days.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to Mr. Valdez. Aurelio Valdez elected to send this split sample to TVMDL. TVMDL confirmed the presence of Dexamethasone and Diclofenac in sample E501459.

For Trainer, Aurelio Valdez this is his second violation within 365 days. Mr. Valdez is hereby suspended 180 days from **October 11, 2022, through Sunday, April 9, 2023**, and is fined (\$2,500) Twenty-Five Hundred dollars. The penalty for this violation is aggravated due to second violation within 365 days and 5 accumulated MMV points. During said time of this suspension Aurelio Valdez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21)**. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Aurelio Valdez are ineligible to be entered or start in any race in this jurisdiction, per **15.2.1.9 (C)(21)(c)**. All transfers and sales of horses trained by, owned by, or in the care and custody of Aurelio Valdez must be done in accordance with **15.2.6.9 A (12) NMAC**: Procedures shall be established to ensure that a licensed trainer is not able to benefit financially during the period for which the individual has been suspended.

1. Aurelio Valdez is suspended of 180 days **October 11, 2022, through Sunday, April 9, 2023**
2. And fined (\$2,500) Twenty-Five Hundred dollars, fine to be paid on or before Thursday, November 10, 2022, in accordance with 15.2.3.8 (B)(3) (I) NMAC. Failure to pay a fine in prescribed time will result in an immediate suspension.
3. In addition, Aurelio Valdez has accumulated "2" points prior to this ruling and "3" points in connection with this ruling for a current total of "5", under the multiple medication violation point system.

Licensee is found in violation of, and this ruling is written in accordance with:

**15.2.6.9 O. Multiple Medication Violations (MMV):**

**(I)** A trainer who receives a penalty for a medication violation based upon a horse testing positive for a class 1-5 medication with penalty class A-C, as provided in the version of the ARCI "uniform classification guidelines for foreign substances" listed in 15.2.6.9 NMAC, or similar state regulatory guidelines, shall be assigned points as follows:

**POINTS      SUSPENSION IN DAYS**

5 - 5.5	15 to 30
6 - 8.5	30 to 60
9 - 10.5	90 to 180
11 or more	180 to 360

**15.2.6.9 NMAC.**

**(2)** Category B penalties will be assessed for violations due to the presence of a drug carrying a category B penalty and for the presence of more than one NSAID in a plasma or serum sample in accordance with Paragraph (5) of Subsection N of 15.2.6.9 NMAC. **Recommended penalties for category B violations are as follows:**

**Licensed trainer:**

**1st offense:**

A minimum 15-day suspension absent mitigating circumstances or the presence of aggravating factors could be used to impose a maximum 60-day suspension. A minimum fine of \$500 absent mitigating circumstances or the presence of aggravating factors could be used to impose a \$1,000 fine.

**2nd offense (365-day period) in any jurisdiction:**

A minimum 30-day suspension absent mitigating circumstances or the presence of aggravating factors could be used to impose a maximum 180-day suspension. A minimum fine of \$1,000 absent mitigating circumstances or the presence of aggravating factors could be used to impose a maximum fine of \$2,500.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-DAA-55**  
Track: Downs at Albuquerque  
Ruling Date: 10/1/2022

Licensee: MARISCAL-NUNEZ, JOEL D  
License Type: 2022 1 Year Owner      Applicant Id: 162323  
License Number: 305758

Ruling # 2022-DAA-55

Action Type: Initial Ruling

Ruling:

Joel Mariscal Nuez an owner of record for the horse, "Cache this Cheque" on January 15, 2022. The owners for the horse "Cache this Cheque" were also represented by Attorney, Billy Blackburn.

For Ramon Gonzalez Jr. it is his 1st Class 4B medication violation in a 365-day period issued in accordance with 15.2.6.9 (B)(3), the Board of Stewards assessed a penalty as follows:

The horse, who participated in the 3rd Race, 350 yards QH Starter Optional Claiming race and placing 2nd on January 15th, 2022, at Sunland Park Racetrack in Sunland Park, New Mexico. The horse is Disqualification, loss of purse (in the absence of mitigating circumstances) and horse must pass a commission-approved examination before becoming eligible to be entered.  
15.2.6.9 NMAC.

In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, this is Owner Joel Mariscal Nuez' First Class 4C medication violation in a 365-day period. The Board of Stewards hereby assess penalty as follows:

1. The horse "Cache this Cheque" is hereby disqualified from 2nd place and ordered unplaced from the 3rd race on January 15th, 2022, at Sunland Park Racetrack for all but pari-mutuel wagering.

The purse redistribution is as follows:

1. Billy de Kid
2. On a Wagon
3. Magna Moon
4. Gala Party Girl
5. Hs Princess
6. Eysa Specialfeature
7. Magical Mushroom
8. Mountain Rainbow
9. Butch Up Sally
10. Unplaced: Cache this Cheque

2. The horse "Cache this Cheque" must pass a commission approved examination before being eligible to enter.

15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4) Medication Restrictions/ 15.2.6.11(A)Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations. 15.2.5.13(E)(4)(d) NMAC. Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for the purpose of the purse distribution."

Appeal Procedures 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 money order, or a cashier's check. Last date for appeal: October 10, 2022

By Order of The Downs at Albuquerque Stewards

