



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2023-RUI-70**  
Track: Ruidoso Downs  
Ruling Date: 7/14/2023

Licensee: ITURRALDE, OSMAN

License Type: 2022 3 Year Trainer      Applicant Id: 33054  
License Number: 305026

Ruling # 2023-RUI-70

Action Type: Initial Ruling

Ruling:

Trainer Osman Iturralde having been duly notified and having waived his right to a formal hearing before the Board of Stewards on July 14, 2023, for failure to have the horse "Parker Dam" treated with furosemide, resulting in a late scratch and pari-mutuel refund in the 11th race on July 9, 2023, at Ruidoso Downs Race Track.

For this rule violation, the Board of Stewards assessed Osman Iturralde a penalty in the amount of Two Hundred Fifty Dollars (\$250.00). The fine is to be paid on or before August 13, 2023, 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:

15.2.6.(D)(3) The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is not 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 a horse is entered; the horse must be logged in at the stable gate with time and location no less than one hour prior to administration; the furosemide dosage administered shall not exceed 500 milligrams nor be less than 150 milligrams; the trainer of the treated horse shall cause to be delivered to the official veterinarian or their designee no later than one hour prior to post time for the race for which the horse is entered the following information under oath on a form provided by the commission: the racetrack name, the date and time the furosemide was administered to the entered horse; the dosage amount of furosemide administered to the entered horse; the printed name and signature of the attending licensed veterinarian who administered the furosemide.

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 \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."



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Ruling #: **2023-RUI-71**  
Track: Ruidoso Downs  
Ruling Date: 7/15/2023

Licensee: MARTINEZ, LUIS MARIO  
License Type: 2020 3 Year Jockey      Applicant Id: 161541  
License Number: 300000

Ruling # 2023-RUI-71

Action Type: Initial Ruling

Ruling:

Jockey Luis Martinez, having been summoned and appeared before the Board of Stewards on July 15, 2023, for **excessive use of whip**, while aboard "Mr Perrisimo" in the 9th Race **July 14, 2023**, at Ruidoso Downs, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed Jockey Luis Martinez, a fine in the amount of Five-Hundred Dollars. **(\$500.00)**. This fine is to be paid on or before **August 13, 2023**, 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 July 25, 2023.**

By Order of The Ruidoso Downs Stewards





New Mexico Racing Commission  
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Ruling #: 2023-RUI-72  
Track Ruidoso Downs  
Ruling Date: 7/16/2023

Licensee: RINCON, OSCAR ARMANDO  
License Type: 2022 3 Year Owner      Applicant Id: 28478  
License Number: 304624

Ruling # 2023-RUI-72  
Action Type: Initial Ruling  
Ruling:

Owner Oscar Rincon is hereby summarily suspended, effective immediately July 16, 2023, after he was involved in an unprovoked attack upon another licensee, behind the starting gate at Ruidoso Downs, during training hours on July 14, 2023. Mr. Rincon was admittedly the aggressor in the attack and told investigators the attack was in retaliation from a past "Drug Conspiracy" case, in which Mr. Rincon served five years in prison for being involved in a drug cartel ring. Mr. Rincon will remain suspended pending the outcome of his summary suspension hearing scheduled on July 28, 2023, at 9:00 A.M. in the offices of the Board of Stewards at Ruidoso Downs Racetrack (26225 US Highway 70, Ruidoso Downs, NM 88346) per 15.2.1.9 (B)(3)(b) (Summary Suspension). During said time of applicable suspension, Oscar Rincon 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 and this ruling is written in accordance with:*

**15.2.1.9(B)(3)(B) Proceedings Before The Stewards: 15.2.2.8(V)(1) EJECTION AND EXCLUSION 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. (o) has engaged in conduct unbecoming or detrimental to the best interests of racing.

By Order of The Ruidoso Downs Stewards



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Ruling #: **2023-RUI-73**  
Track: Ruidoso Downs  
Ruling Date: 7/16/2023

Licensee: ARREDONDO, GABRIEL

License Type: 2022 1 Year Jockey      Applicant Id: 163804  
License Number: 306153

Ruling # 2023-RUI-73

Action Type: Initial Ruling

Ruling:

Jockey Gabriel Arredondo, having been duly notified, and waived his right to a 10-day notice and hearing and having appeared before the Board of Stewards on Sunday July 16, 2023, concerning failure to make his assigned weight on Friday July 16, 2023 at Ruidoso Downs Racetrack for the 2nd and 4th races, resulting in late jockey changes, and for the 8th race, resulting in a late scratch.

The Board of Stewards hereby assesses Gabriel Arredondo a penalty in the amount of **Two Hundred Fifty Dollars (\$250.00)**. The fine is to be paid on or before August 15, 2023, 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 to be in violation of:**

**15.2.5.13 (C)(1)(11)(12) RUNNING OF THE RACE:**

C. Jockey Requirements:

(1) Jockeys shall report to the jockeys' quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the stewards.

(11) A jockey's weight shall include their clothing, boots, saddle and its attachments and any other equipment except the whip, bridle, bit or reins, safety helmet, safety vest, blinkers, goggles and number cloth. Upon the stewards' approval, jockeys may be allowed up to three pounds more than published and announced weights to account for inclement weather clothing and equipment when weighing in.

(12) Five pounds is the limit of overweight any horse is permitted to carry.

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  
15.2.3.8 B (1) (a) Stewards General Authority  
15.2.3.8 B (1) (c) Stewards General Authority  
16.47.1.8 (T) KNOWLEDGE OF RULES  
16.47.1.8(N) Last Known Address  
16.47.1.8(L)(1)(e) Grounds for Disciplinary Measures

**15.2.1.9(B)(9)(b): Appeal Procedures** 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 July 26, 2023.**





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Ruling #: **2023-RUI-74**  
Track: Ruidoso Downs  
Ruling Date: 7/16/2023

Licensee: NIETO-SAENZ, JORGE IBRIAN  
License Type: 2022 3 Year Jockey      Applicant Id: 164761  
License Number: 305975

Ruling # 2023-RUI-74

Action Type: Initial Ruling

Ruling:

Jockey **Jorge Nieto-Saenz**, having been summoned and appeared before the Board of Stewards on July 16, 2023, for **excessive use of whip**, while aboard "Rz Richy" in the 1st Race **July 15, 2023**, at Ruidoso Downs, is found to be in violation of Commission rules.

For this violation, (Third violation) the Ruidoso Downs Board of Stewards have suspended **Jorge Nieto-Saenz** for 14 calendar days from **July 28th, 2023**, through **August 10th, 2023**. During the time of suspension **Jorge Nieto-Saenz** will not be allowed to ride in designated races.

**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 July 26, 2023.**



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Ruling #: **2023-RUI-75**  
Track Ruidoso Downs  
Ruling Date: 7/16/2023

Licensee: ARELLANO, JUAN ARTURO

License Type: 2023 3 Year Owner      Applicant Id: 165050  
License Number: 307373

Ruling # 2023-RUI-75

Action Type: Initial Ruling

Ruling:

**Owner/Exercise Rider Juan Arellano's New Mexico Racing Commission Owner and Exercise Rider Licenses are hereby rescinded having been issued a Jockey License.**

**This ruling is in accordance with:**

**16.47.1.8 (M)(2)NMAC: Which states in pertinent part "A license is valid only under the condition that the licensee remains eligible to hold such a license"**

By Order of The Ruidoso Downs Stewards