



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-17
Track Downs at Albuquerque
Ruling Date: 9/13/2023

Licensee: WOOLLEY, JR BENNIE LEE
License Type: 2022 3 Year Trainer Applicant Id: 34470
License Number: 303504

Ruling # 2023-DAA-17

Action Type: Initial Ruling

Ruling:

Trainer Bennie Woodley Jr having been duly notified and responded telephonically and having waived his 10-day notice and formal hearing before the Board of Stewards on September 10, 2023, failure to have a flipping halter on the horse "Northern Cocktail" in the 7th race on September 10, 2023, necessitating a late scratch and mutuel refund at The Downs at Albuquerque Racetrack.

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 October 13, 2023.

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

15.2.5.8 (B)(10) Procedure for Entries Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.5.8 (B)(6) Procedure for Entries No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

15.2.6.11(E)(10) Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment, and shoes.

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.

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 23, 2023.**

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-DAA-18**
Track New Mexico Racing Com
Ruling Date: 9/14/2023

Licensee: VERA, GERARDO MIGUEL
License Type: 2022 1 Year Jockey Applicant Id: 164001
License Number: 306829

Ruling # 2023-DAA-18
Action Type: Initial Ruling
Ruling:
Issue in Error

By Order of The New Mexico Racing Commission
Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 19237
Track Downs at Albuquerque
Ruling Date: 9/14/2023

Licensee: VERA, GERARDO MIGUEL
License Type: 2022 1 Year Jockey Applicant Id: 164001
License Number: 306829

Ruling # 19237
Action Type: Initial Ruling
Ruling:

Jockey Gerardo Vera, having been summoned and appeared before the Board of Stewards on September 14, 2023, for **excessive use of whip**, while aboard "Beso" in the 5th Race **September 10, 2023**, at Downs at Albuquerque, is found to be in violation of Commission rules.

For this violation (first offense), the Board of Stewards assessed Jockey Gerardo Vera, a fine in the amount of Five Hundred Dollars. **(\$500.00)**. This fine is to be paid on or before **October 14, 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 September 24, 2023.**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-19
Track Downs at Albuquerque
Ruling Date: 9/15/2023

Licensee: ENRIQUEZ-ARENIVAS, KEVIN A
License Type: 2020 3 Year Jockey Applicant Id: 162686
License Number: 300132

Ruling # 2023-DAA-19

Action Type: Initial Ruling

Ruling:

Jockey Kevin Enriquez-Arenivas, having been summoned and appeared before the Board of Stewards on September 15, 2023, for excessive use of whip, while aboard "Dig My Perfect" in the 1st Race September 13, 2023, at Downs at Albuquerque, is found to be in violation of Commission rules.

For this violation (first offense), the Board of Stewards assessed Jockey Kevin Enriquez-Arenivas, a fine in the amount of Five Hundred Dollars. (\$500.00). This fine is to be paid on or before October 15, 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 September 25, 2023.**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-20
Track Downs at Albuquerque
Ruling Date: 9/15/2023

Licensee: CHAVEZ, HECTOR

License Type: 2020 3 Year Trainer Applicant Id: 33662
License Number: 299857

Ruling # 2023-DAA-20

Action Type: Initial Ruling

Ruling:

Trainer **Hector Chavez**, having been duly notified and waived his right to a formal hearing telephonically on September 15, 2023, before the Board of Stewards regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive blood sample for the drug Flunixin (Class 4 Penalty C) found in test sample E630875 taken from the 2nd place finisher "Who U Daddy" following the 9th race, on July 23, 2023 at Ruidoso Downs Racetrack, in Ruidoso Downs, New Mexico.

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

Mr. **Hector Chavez**, is the trainer of record for the horse "Who U Daddy."

For **Hector Chavez**., 1st violation within a 365-day period for a class 4 penalty C drug violation, issued in accordance with 15.2.6.9 (B)(4)

The Board of Stewards hereby assess penalty as follows:

A (\$1000.00) One Thousand dollar fine. Fine to be paid on or before October 15, 2023, in accordance with 15.2.3.8 (B) (3) (1) NMRC. Failure to pay a fine in prescribed time will result in an immediate suspension until paid in full.

In addition, **Hector Chavez**, has accumulated "1/2 point" for 1st violation in 365 days, Flunixin under the multiple medication violation point system. Per 15.2.6.9 (O)((7)

Hector Chavez, 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)(3) Penalty Recommendations.

15.2.1.9. (b) 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 15.2.1 NMAC 14 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, cashier's check or a corporate check. Last date of appeal: **Last date of appeal September 25, 2023.**

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-21
Track Downs at Albuquerque
Ruling Date: 9/15/2023

Licensee: GUTIERREZ, JOAQUIN

License Type: 2022 3 Year Owner Applicant Id: 159125
License Number: 306109

Ruling # 2023-DAA-21

Action Type: Initial Ruling

Ruling:

Owner **Joaquin Gutierrez**, having his trainer, Hector Chavez., appear on his behalf and waive his right to a formal hearing on September 15, 2023, before the Board of Stewards regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed blood positive sample for the drug Flunixin (Class 4 penalty C drug) found in test sample **E630875** taken from the horse "Who U Daddy" who competed in the 9th race and finished 2nd on July 23, 2023 at Ruidoso Downs Racetrack, in Ruidoso Downs, New Mexico.

Mr. Hector Chavez. is also the trainer of record for the horse "Who U Daddy."

Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to the owner and declined.

The Board of Stewards hereby order the purse to be redistributed as follows:

Official Order of finish:

1st -Bella de Ball

2nd-Drest for Success

3rd-Imperial Rein

4th-The Big Daddy

5th-Kelly Isa Chick

6th-Jm Special Ryon

7th-Sweetest Emotion

8th-Paint Me Queen

9th-Pick of the Vine

Who U Daddy is hereby disqualified from 2nd place and will be unplaced.

1. Must pass a commission approved exam prior to entry

No evidence was presented to disprove the findings of the NMRC.

Joaquin Gutierrez 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 25, 2023.**

[Handwritten signatures]



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-22
Track Downs at Albuquerque
Ruling Date: 9/16/2023

Licensee: PARGA, JAIME

License Type: 2023 1 Year Jockey Applicant Id: 30593
License Number: 307760

Ruling # 2023-DAA-22

Action Type: Initial Ruling

Ruling:

Jockey, **Jaime Leos**, having been summoned and having appeared before the Board of Stewards on **September 16, 2023**, for careless riding during the running of the **2nd race on September 14, 2023, at The Downs at Albuquerque Racetrack**, while aboard "**Va Bebe Valentines**". (Drifted out into the path of #7 Eagles Pilot causing interference, costing him the opportunity of a better placing, resulting in the disqualification of his mount.)

For this violation, the Board of Stewards assessed **Jaime Leos** a 3-day racing suspension, September 24th, September 27th, and September 29th, 2023. **Jaime Leos** may ride in designated races.

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



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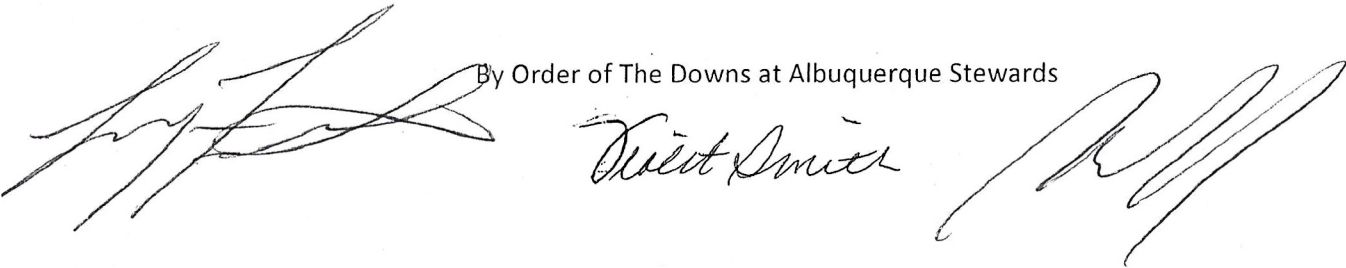
Ruling #: 2023-DAA-22
Track Downs at Albuquerque
Ruling Date: 9/16/2023

Licensee: PARGA, JAIME

License Type: 2023 1 Year Jockey Applicant Id: 30593
License Number: 307760

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, or money order." The last day to file an appeal is **September 26, 2023**.

By Order of The Downs at Albuquerque Stewards





New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-23
Track Downs at Albuquerque
Ruling Date: 9/17/2023

Licensee: MARQUEZ, LARRY

License Type: 2023 3 Year Jockey Applicant Id: 164170
License Number: 307547

Ruling # 2023-DAA-23

Action Type: Initial Ruling

Ruling:

Jockey, Larry Marquez, having been summoned and having appeared before the Board of Stewards on September 16, 2023, for careless riding during the running of the 2nd race on September 15, 2023, at The Downs at Albuquerque Racetrack, while aboard "El Comandante Ha". (Drifted into the path of #2 Endale Arch causing interference, costing him the opportunity of a better placing, resulting in the disqualification of his mount.)

For this violation, the Board of Stewards assessed Larry Marquez a 5-day racing suspension, September 24th, September 27th, September 29th, September 30th & October 1st 2023. Larry Marquez may ride in designated races.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-23
Track Downs at Albuquerque
Ruling Date: 9/17/2023

Licensee: MARQUEZ, LARRY

License Type: 2023 3 Year Jockey Applicant Id: 164170
License Number: 307547

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, or money order." The last day to file an appeal is **September 26, 2023**.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-24
Track Downs at Albuquerque
Ruling Date: 9/17/2023

Licensee: TAPIA, EMILIO MANUEL

License Type: 2023 3 Year Jockey Applicant Id: 30412
License Number: 308747

Ruling # 2023-DAA-24

Action Type: Initial Ruling

Ruling:

Jockey, **Emilio Tapia**, having been summoned and having appeared before the Board of Stewards on **September 16, 2023**, for careless riding during the running of the **3rd race on September 15, 2023, at The Downs at Albuquerque Racetrack**, while aboard **"Cartels Dash"**. (Drifted out into the path of #5 (Handsome Eagle) & #6 (Lunas Flashy Jolla) causing interference, costing #6 the opportunity of a better placing, resulting in the disqualification of his mount.)

For this violation, the Board of Stewards assessed **Emilio Tapia** a 7-day racing suspension, September 24th, September 27th, September 29th, September 30th, October 1st, October 4th & October 6th 2023, **Emilio Tapia** may ride in designated races.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-24
Track Downs at Albuquerque
Ruling Date: 9/17/2023

Licensee: TAPIA, EMILIO MANUEL

License Type: 2023 3 Year Jockey Applicant Id: 30412
License Number: 308747

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, or money order." The last day to file an appeal is **September 26, 2023**.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-25
Track Downs at Albuquerque
Ruling Date: 9/17/2023

Licensee: SIGALA, ALFREDO S.

License Type: Applicant Id: 158216
License Number:

Ruling # 2023-DAA-25

Action Type: Initial Ruling

Ruling:

Jockey, **Alfredo Sigala**, having been summoned and having appeared before the Board of Stewards on **September 17, 2023**, for careless riding during the running of the **4th race on September 16, 2023, at The Downs at Albuquerque Racetrack**, while aboard 'Time Heist'. (Drifted into the path of #7 Mrcoronado Under right-handed whip making #7 to alter course.

For this violation, the Board of Stewards assessed **Alfredo Sigala** a 3-day racing suspension, September 24th, September 27th, September 29th, 2023. **Alfredo Sigala** may ride in designated races.

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 \$500. The fee must be in the form of cash, a cashier's check, or money order." The last day to file an appeal is **September 27, 2023**.



New Mexico Racing Commission
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Albuquerque, NM 87113

Ruling #: 2023-DAA-26
Track Downs at Albuquerque
Ruling Date: 9/17/2023

Licensee: VALDEZ, FELIPE SANCHEZ
License Type: 2022 1 Year Jockey Applicant Id: 86558
License Number: 306703

Ruling # 2023-DAA-26

Action Type: Initial Ruling

Ruling:

Jockey, Felipe Valdez, having been summoned and having appeared before the Board of Stewards on September 17, 2023, for careless riding during the running of the 10th race on September 16, 2023, at The Downs at Albuquerque Racetrack, while aboard 'Bluegrass faith'. (Drifted into the path of #7 Shanghai Mike Under Right-handed whip making #7 to alter course.

For this violation, the Board of Stewards assessed Felipe Valdez a 3-day racing suspension, September 24th, September 27th, September 29th, 2023. Felipe Valdez may ride in designated races.

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 \$500. The fee must be in the form of cash, a cashier's check, or money order." The last day to file an appeal is **September 27, 2023.**



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-27
Track Downs at Albuquerque
Ruling Date: 9/17/2023

Licensee: RODRIGUEZ, LUIS RAMON
License Type: 2022 3 Year Jockey Applicant Id: 2581
License Number: 303524

Ruling # 2023-DAA-27

Action Type: Initial Ruling

Ruling:

Jockey Luis Ramon Rodriguez was Summarily Suspended by the Board of Stewards at the Downs at Albuquerque Racetrack effective September 17th, 2023, the confirmatory results returned with a positive drug test. Mr. Luis R. Rodriguez opted to waive his summary suspension hearing, 10-day notice, and disciplinary hearing in this matter.

The Board of Stewards determined mitigating/Aggravating factors:

- Produced a subscription from Mexico by a licensed medical doctor
- The Drug prescribed was not FDA approved in the US

The Board of Stewards hereby assesses a penalty as follows:

1. A 15-day (Fifteen) suspension beginning September 17, 2023, through October 2nd, 2023
In accordance with 15.2.1.9 (C)(21), Jockey Luis Ramon Rodriguez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC.

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

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.

on reasonable suspicion that the person is using drugs or alcohol or is based 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 the licensee's acting as if in an impaired condition.

16.47.1.18 NMAC will be followed. B. First-time offenders: (1) The board of stewards or the commission may, at its discretion, order the licensee to obtain a professional assessment to determine whether there is a substantial probability that the licensee is dependent on, or abuses, alcohol or other drugs or the board of stewards or the commission may act on the information at hand

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

Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the



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License Type: 2022 3 Year Jockey Applicant Id: 2581
License Number: 303524

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, cashier's check or a corporate check. Last day to appeal September 27, 2023.

By Order of The Downs at Albuquerque Stewards