



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2023-DAA-3  
Track Downs at Albuquerque  
Ruling Date: 8/31/2023

Licensee: DOMINGUEZ, MARIO REYES

License Type: 2022 3 Year Trainer      Applicant Id: 32896  
License Number: 304471

Ruling # 2023-DAA-3

Action Type: Initial Ruling

Ruling:

**Trainer Mario Reyes Dominguez' New Mexico Racing Commission Trainers License is hereby rescinded having been issued in error has not taken trainers test. Must take a written trainers test in New Mexico.**

**This ruling is in accordance with:**

**16.47.1.10 (A)(b)NMAC:(b) Shall be required to pass a written examination, with a minimum score of 80 percent in each category, oral interviews with stewards and a regulatory veterinarian; and demonstrate practical skills.**

**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 Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2023-DAA-4  
Track Downs at Albuquerque  
Ruling Date: 9/2/2023

Licensee: RONDAN, JR JESUS  
License Type: 2023 3 Year Trainer      Applicant Id: 12714  
License Number: 307525

Ruling # 2023-DAA-4

Action Type: Initial Ruling

Ruling:

**Trainer Jesus Rondan Jr.** having been duly notified and waived his 10-day notice and formal hearing, via telephone, before the Board of Stewards on August 30th, 2023, for entering the horse "Dont Be a Karen" to run at two different tracks (The Downs at Albuquerque & Ruidoso Downs Racetrack) on the same day (entered on August 27, 2023 for race day September 3, 2023) and necessitating a late scratch for the 1st race on September 3, 2023, at The Downs at Albuquerque Racetrack.

The Board of Stewards hereby assess penalty as follows:

1. For this rule violation, the Board of Stewards assessed Jesus Rondan Jr a penalty in the amount of Five Hundred Dollars (\$500.00). The fine is to be paid on or before October 2, 2023, in accordance with 15.2.3.8(B)(3)(l) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

**Licensee is found in violation of:**

**TRAINER RESPONSIBILITY**

**NMAC 16.47.1.10 (C) (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.

**NMAC 15.2.5.8.B(8)** No horse may be entered to run at two different tracks on the same day on which parimutuel wagering is conducted.

**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

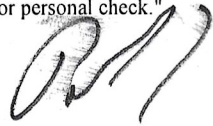
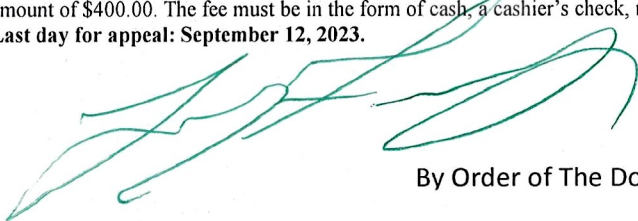
16.47.1.8 (A) (1) License Required

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 12, 2023.



By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2023-DAA-5  
Track Downs at Albuquerque  
Ruling Date: 9/2/2023

Licensee: HENRY, LARRY O

License Type: 2023 1 Year Trainer      Applicant Id: 22165  
License Number: 307810

Ruling # 2023-DAA-5

Action Type: Initial Ruling

Ruling:

**Trainer Larry O. Henry** having been duly notified and appeared before the DAA Board of Stewards, waived his 10-day notice and formal hearing before the Board of Stewards on September 2, 2023, for failure to have a flipping halter on the horse "*Ietero Coronado*" in the 9th race on September 1st, 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 2, 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 12, 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-6  
Track Downs at Albuquerque  
Ruling Date: 9/2/2023

Licensee: HARPER, WYATT WINGE  
License Type: 2023 1 Year Exercise P Applicant Id: 158056  
License Number: 309603

Ruling # 2023-DAA-6

Action Type: Initial Ruling

Ruling:

**Exercise Rider Wyatt Harper** is hereby summarily suspended, effective immediately, September 2nd, 2023, pending the outcome of his summary suspension hearing scheduled for Saturday, September 9th, 2023, at 9:00 a.m. in the office of the Board of Stewards at Downs at Albuquerque Racetrack (145 Louisiana Blvd, Albuquerque NM 87108), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension is regarding a physical altercation in the stable area at the Downs at Albuquerque on September 2nd, 2023, is found in violation of Commission rules. In accordance with 15.2.1.9 (C)(21), Wyatt Harper is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC.

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

(i) is a person whose conduct or reputation may adversely reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds; the fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule;

This ruling is written in accordance with:

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General authority. The stewards have the authority to interpret the rules and to decide all questions of racing not specifically covered by the rules. Whenever the stewards find any person culpable for any act or omission in violation of these regulations or any violation of the Horse Racing Act, the person shall be subject to disciplinary action, which could include a fine, suspension, or revocation/denial of license or any combination of these penalties.

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8 (R) 1 and 3 License presentation

16.47.1.8(N) Last Known Address

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





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Ruling #: **2023-DAA-6**  
Track Downs at Albuquerque  
Ruling Date: 9/2/2023

Licensee: HARPER, WYATT WINGE

License Type: 2023 1 Year Exercise P Applicant Id: 158056  
License Number: 309603

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2023-DAA-7  
Track Downs at Albuquerque  
Ruling Date: 9/2/2023

Licensee: HARPER, WYATT WINGE

License Type: 2023 1 Year Exercise P Applicant Id: 158056  
License Number: 309603

Ruling # 2023-DAA-7

Action Type: Initial Ruling

Ruling:

Exercise Rider Wyatt Harper is hereby summarily suspended, by the Board of Stewards at the Downs at Albuquerque Racetrack effective September 2, 2023, after he failed a random urine test. Wyatt Harper will be suspended pending the outcome of his summary suspension hearing on **Saturday, September 9th, 2023, at 9:30 a.m.** in the offices of the Board of Stewards at the Downs at Albuquerque Racetrack (145 Louisiana Blvd, Albuquerque NM 87108). During said time of applicable suspension Wyatt Harper is hereby excluded from all areas of the grounds under the jurisdiction of the New Mexico Racing Commission.

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

**15.2.1.9(B)(3)(B) Proceedings Before The Stewards: 16.47.1.17 (A)(1) TESTING PROCEDURES 16.47.1.1 7 (A)(2) TESTING PROCEDURES 16.47.1.17 (C)(6) Human Drug Testing/ Restricted Activities 16.47.1.8 (E) Consent To Search And Seizure 16.47.1.8(N) Changes In Application Information 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.

By Order of The Downs at Albuquerque Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2023-DAA-8  
Track Downs at Albuquerque  
Ruling Date: 9/2/2023

Licensee: WILLOUGHBY, KYLE C

License Type: 2023 1 Year Assistant S Applicant Id: 5125  
License Number: 309728

Ruling # 2023-DAA-8

Action Type: Initial Ruling

Ruling:

**Pony Person Kyle Willoughby** is hereby summarily suspended, effective immediately, September 2nd, 2023, pending the outcome of his summary suspension hearing scheduled for Saturday, September 9th, 2023, at 9:00 a.m. in the office of the Board of Stewards at Downs at Albuquerque Racetrack (145 Louisiana Blvd, Albuquerque NM 87108), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension is regarding a physical altercation in the stable area at the Downs at Albuquerque on September 2nd, 2023, is found in violation of Commission rules. In accordance with 15.2.1.9 (C)(21), Kyle Willoughby is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC.

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

(i) is a person whose conduct or reputation may adversely reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds; the fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule;

This ruling is written in accordance with:

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General authority. The stewards have the authority to interpret the rules and to decide all questions of racing not specifically covered by the rules. Whenever the stewards find any person culpable for any act or omission in violation of these regulations or any violation of the Horse Racing Act, the person shall be subject to disciplinary action, which could include a fine, suspension, or revocation/denial of license or any combination of these penalties.

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8 (R) 1 and 3 License presentation

16.47.1.8(N) Last Known Address

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



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Ruling #: **2023-DAA-8**  
Track Downs at Albuquerque  
Ruling Date: 9/2/2023

Licensee: WILLOUGHBY, KYLE C

License Type: 2023 1 Year Assistant S Applicant Id: 5125  
License Number: 309728

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





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2023-DAA-9  
Track Downs at Albuquerque  
Ruling Date: 9/2/2023

Licensee: CROSS, GARY WAYNE

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

Ruling # 2023-DAA-9

Action Type: Initial Ruling

Ruling:

Trainer Gary Cross having been duly notified and having waived his 10-day notice and formal hearing appeared before the Board of Stewards on September 2, 2023, failure to have papers on file for the horse "Hold Me Only" in the 2nd race on September 1, 2023, and causing a late scratch at The Downs at Albuquerque.

Licensee is found in violation of:

15.2.5.12 (A)(2) HORSES INELIGIBLE (2) its breed registration certificate is not on file with the racing secretary or horse identifier; unless the racing secretary has submitted the certificate to the appropriate breed registry for correction or in the case of thoroughbred horses foaled in 2018 or thereafter, the horse doesn't have a digital tattoo; the stewards may waive this requirement if the information contained on the registration certificate is otherwise available; and the horse is otherwise correctly identified to the stewards' satisfaction;

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.

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 2, 2023.

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

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 2, 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




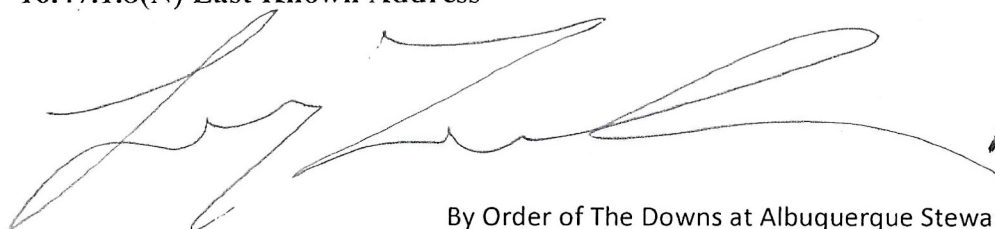
New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2023-DAA-9**  
Track Downs at Albuquerque  
Ruling Date: 9/2/2023

Licensee: CROSS, GARY WAYNE

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

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 #: 2023-DAA-10  
Track Downs at Albuquerque  
Ruling Date: 9/3/2023

Licensee: RIVERA, ALONSO

License Type: 2023 1 Year Jockey      Applicant Id: 19096  
License Number: 309173

Ruling # 2023-DAA-10

Action Type: Initial Ruling

Ruling:

Jockey Alonso Rivera, having been summoned before the Board of Stewards on September 3, 2023, for **excessive use of whip**, while aboard "whiskey Rain" in the 7th Race on September 2, 2023, at The Downs of Albuquerque, hitting his mount in the head with his whip in post parade is found to be in violation of Commission rules.

For this violation a fine of One Hundred dollars (\$100.00). Fine must be paid on or before October 3, 2023.

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 13, 2023.**

By Order of The Downs at Albuquerque Stewards