



New Mexico Racing Commission
4900 Alameda NE
Albuquerque NM 87113

Ruling #: **2023-DAA-43**
Track: Downs at Albuquerque
Ruling Date: 10/11/2023

Licensee: GILES, WESLEY TODD

License Type: 2022 3 Year Trainer Applicant Id: 21313
License Number: 307158

Ruling # 2023-DAA-43

Action Type: Initial Ruling

Ruling:

Trainer Wesley giles having been duly notified and responded telephonically and having waived his 10-day notice and formal hearing before the Board of Stewards on October 11, 2023. failure to have a flipping halter on the horse "River flash" in the 5th race on October 8, 2023. necessitating a late scratch and mutuel refund at The Downs at Albuquerque.

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 November 9, 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 October 21, 2023.**

This ruling in written in accordance with:

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(A) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-DAA-44**
Track Downs at Albuquerque
Ruling Date: 10/13/2023

Licensee: RIVAS, AMADO

License Type: 2022 3 Year Owner Applicant Id: 164286
License Number: 304190

Ruling # 2023-DAA-44

Action Type: Initial Ruling

Ruling:

Owner, Amado S Rivas, having been duly notified was represented by his Trainer, Alfredo Marquez Casillas. who appeared on October 13, 2023, at 9:00 a.m. before the The Downs at Albuquerque Board of Stewards (145 Louisiana Blvd., Albuquerque NM 87108) to hear the facts relating to a positive test for Zilpaterol (Class 2 A Medication violation) found in the urine test sample E625775 taken from the Quarter Horse "Revenant Eagle", who finished 1st place in the 3rd Quarter Horse Claiming Race on September 10, 2023, at The Downs at Albuquerque.

Owner, Amado S Rivas 1st Class 2A 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:

Licensed owner: 1st offense:

1. The horse "Revenant Eagle" is hereby disqualified from 1st place and ordered unplaced from the 3rd race at The Downs at Albuquerque on September 10, 2023. for but pari-mutuel wagering.
2. Horse shall be placed on the veterinarian's list for 180 days and must pass a commission approved examination and must test clean in a urine sample prior to entry.

The horse "Revenant Eagle" is hereby disqualified from 1st place and ordered unplaced from the 3rd race at The Downs at Albuquerque on September 10, 2023. for but pari-mutuel wagering.

The purse redistribution is as follows:

1st #5 Hide the Dice
2nd # 1 Rts Volcoms Princess
3rd # 7 Eyem Back
4th # 4 Bourbon Cowboy
5th # 6 Louisiana Eagle Eye
6th #2 Just One Reason
7th #8 El Baltazar

Disqualified / Unplaced: #3 Revenant Eagle

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



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Ruling #: **2023-DAA-44**
Track: Downs at Albuquerque
Ruling Date: 10/13/2023

Licensee: RIVAS, AMADO

License Type: 2022 3 Year Owner Applicant Id: 164286
License Number: 304190

Recommendations/ 15.2.3.8(B)(3)(k) Redistribution of Prizes/ 15.2.5.13(E)(4)(d) NMAC

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 a cashier's check or money order." Last date for appeal: October 23, 2023.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2023-DAA-45
Track: Downs at Albuquerque
Ruling Date: 10/14/2023

Licensee: LOPEZ, KARLO GUSTAVO
License Type: 2022 3 Year Jockey Applicant Id: 35563
License Number: 303591

Ruling # 2023-DAA-45
Action Type: Initial Ruling
Ruling:

Jockey, Karlo Lopez, having been summoned and having appeared before the Board of Stewards on October 14, 2023, for careless riding during the running of the 7th race on October 11, 2023, at The Downs at Albuquerque Racetrack, while aboard "Class Compounds". (Drifted into the path of #8 causing to check.

For this violation, the Board of Stewards assessed Karlo Lopez, a Two Hundred Fifty Dollar Fine(\$250.00).Must be paid on or before November 13,2023.

Licensee is found in violation of:

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

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

This ruling is written in accordance with:

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

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(A) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

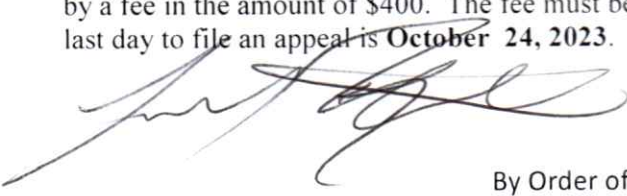
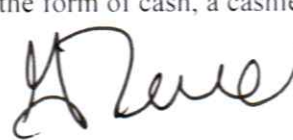
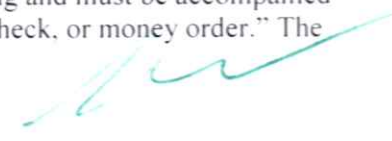
16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

15.2.1.9(b): Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday, or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$400. The fee must be in the form of cash, a cashier's check, or money order." The last day to file an appeal is **October 24, 2023**.

  
By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-DAA-46**
Track: Downs at Albuquerque
Ruling Date: 10/14/2023

Licensee: FOURNIER, IRVING JOEL
License Type: 2022 3 Year Trainer Applicant Id: 7130
License Number: 307189

Ruling # 2023-DAA-46

Action Type: Initial Ruling

Ruling:

Trainer Irving Fournier having been duly notified and having waved his 10-day notice and formal hearing telephonically before the Board of Stewards on October 14, 2023, for failure to have owners licensed for the horse "El Zarape" for the 1st race on October 14, 2023, at The Downs at Albuquerque which resulted in a late scratch.

The Board of Stewards hereby assesses penalty as follows:

1. A fine of Five Hundred Dollars (\$500.00) which must be paid on or before November 13, 2023.

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

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

A. Licensing requirements for owners:

(1) Each person who has a five percent or more ownership or beneficial interest in a horse is required to be licensed

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 October 24, 2023.**

By Order of The Downs at Albuquerque Stewards