



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2023-DAA-32**  
Track: Downs at Albuquerque  
Ruling Date: 10/4/2023

Licensee: MARQUEZ, ALFREDO  
License Type: 2022 3 Year Trainer      Applicant Id: 26799  
License Number: 307209

Ruling #            2023-DAA-32

Action Type:      Final Outcome

Ruling:

RE: 2023-DAA-32 - Ruling Final Outcome

Trainer, Alfredo Marquez having been duly notified and appeared before The Downs at Albuquerque Racetrack Board of Stewards. Mr. Marquez waived his summary suspension hearing, 10-day notice and disciplinary hearing on Friday October 13, 2023, regarding a lab report from Industrial Laboratories (the Official testing laboratory for the NMRC) for a confirmed positive for the drug Zilpaterol (Class 2 penalty A) found in the urine for test sample E625775, obtained from the horse "Revenant Eagle" finished 1st place in the 3rd race on September 10, 2023, at the Downs at Albuquerque Racetrack.

Aggravating Factors: Failure to guard.

Mitigating Factors: First medication violation in 365 days.

Split Sample rights were afforded to the trainer. Alfredo Marquez declined to send a split sample.

Alfredo Marquez is the trainer of record for "Revenant Eagle".

After hearing the facts of the case and testimony and considering all Mitigating and Aggravating factors the Downs at Albuquerque Board of Stewards determined the following:

- 1) Mr. Alfredo Marquez is hereby fined \$10,000.00 (Ten Thousand). Fine to be paid on or before November 13, 2023, in accordance with 15.2.1.9 (B)(7)(f). Failure to pay the fine in the prescribed time shall result in an immediate suspension.
- 2) A suspension of one year. The term of this suspension will start retroactive from summary suspension dated October 4, 2023, through October 4, 2024.
- 3) In addition, Alfredo Marquez had accumulated "4" points.

15.2.5.13 e(4)(D) running of the race

E. Post to finish

(4) Disqualification

(d) The stewards may determine that a horse shall be unplaced for the purpose of purse distribution and trial qualification.

In accordance with 15.2.1.9 (C)(21), Alfredo Marquez will be excluded from all areas and grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Alfredo Marquez are ineligible to be entered or start in any race in this jurisdiction, per



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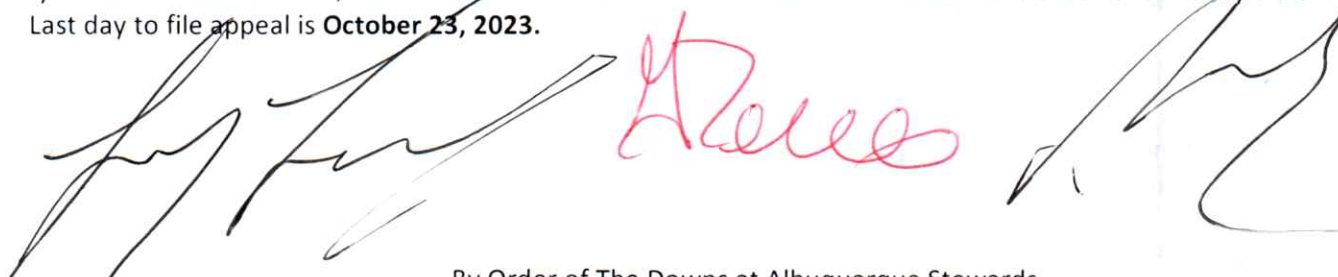
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15.2.1.9 (C)(21)(c). All transfers and sales of horses trained, owned, or in the care and custody of Alfredo Marquez must be done in accordance with 15.2.6.9A(12)(a)(b)(c) Medication and Prohibited Substances.

This ruling is written in accordance with: NMAC 15.2.1.9 B (3) (d); Due Process and Disciplinary Action; NMAC 15.2.3.8 B (1) (a-e) Stewards General Authority; NMAC 15.2.3.8 B (3) (a-k) Disciplinary Action; NMAC 15.2.5.12 B (1) Horse Ineligibility; NMAC 15.2.5.13 E (4) (d) Running of the Race; NMAC 15.2.6.9. A (7) B (2) (7) Penalty Recommendations; NMAC 15.2.6.9(C)(1)(3) Medication Restrictions; NMAC 15.2.6.11 A Trainer Responsibility; NMAC 16.47.1.8. T. Knowledge of Rules; NMAC 16.47.1.3 Statutory Authority; NMAC 16.47.1.8 (A)(1)(B) (1) a through (e)( 2,3)(a thru k) License Required; NMAC 16.47.1.8 (A)(2) License Required; NMAC 16.47.1.8(N) Last Known Address; NMAC 16.47.1.8 U (1) Protection of horses; NMAC 16.47.1.10 B (1-3) Absolute Insurer.

NMAC 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 appeal is **October 23, 2023.**



By Order of The Downs at Albuquerque Stewards