



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-38
Track Downs at Albuquerque
Ruling Date: 8/31/2019

Licensee: BARRIO, SERGIO
License Type: 2019 3 Year Trainer Applicant Id: 30709
License Number: 294204

Ruling # 2019-DAA-38

Action Type: Initial Ruling

Ruling:

Trainer Sergio Barrio was duly notified and appeared for hearing before the Board of Stewards on August 28, 2019. The hearing was in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for drug "3-Hydroxylidocaine" (drug class 2, penalty B) detected in the horse "Layla's Wildcat" Test Sample E282731, who finished in first place in the 5th race on August 3, 2018, at Ruidoso Downs Racetrack.

The original lab report indicated a finding of 3-Hydroxylidocaine at a level of 52.9 ± 4.2 pg/ml in the serum, which exceeds the regulatory threshold limit for 3-Hydroxylidocaine of 20 pg/ml in the serum.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and confirmed by TVMDL for 3-Hydroxylidocaine at 83 +/- 20 pg/ml.

Ryan Bryson, the owner of record for horse "Laylas Wildcat", was duly notified and was represented by the trainer at this hearing.

For Sergio Barrio's First 2B medication violation in a 365-day period issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. A 30 day suspension of all NMRC licenses starting September 7, 2019, through October 6, 2019, inclusive.
2. (\$750) seven hundred and fifty dollar fine to paid on or before September 27, 2019, in accordance with 15.2.3.8 (B)(3)(k) NMAC: Failure to pay fine in prescribed time shall result in an immediate suspension.

During said time of applicable suspension Sergio Barrio is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses trained, owned, or in the care and custody of Sergio Barrio are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained, owned, or in the care and custody of Sergio Barrio must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D) (5)Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.

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

15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-39
Track Downs at Albuquerque
Ruling Date: 8/31/2019

Licensee: BARRIO, SERGIO
License Type: 2019 3 Year Trainer Applicant Id: 30709
License Number: 294204

Ruling # 2019-DAA-39

Action Type: Initial Ruling

Ruling:

Trainer Sergio Barrio was duly notified and appeared for hearing before the Board of Stewards on August 28, 2019. The hearing was in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for drug "3-Hydroxylidocaine" (drug class 2, penalty B) detected in the horse "KP Came Buckin" Test Sample E276925, who finished in second place in the 7th race on August 15, 2018, at The Downs at Albuquerque.

The original lab report indicated a finding of 3-Hydroxylidocaine at a level of 83.3 ± 4.5 pg/ml in the serum, which exceeds the regulatory threshold limit for 3-Hydroxylidocaine of 20 pg/ml in the serum.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and confirmed by TVMDL for 3-Hydroxylidocaine at 122 ± 20 pg/ml

Jose R. Alarcon, the owner of record for horse "Kp Came Buckin", was duly notified and failed to appear for this hearing.

For Sergio Barrio's second 2B medication violation in a 365-day period issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. A 60 day suspension of all NMRC licenses starting October 7, 2019, through December 5, 2019, inclusive.
2. (\$1,500) one thousand and fine to paid on or before September 27, 2019, in accordance with 15.2.3.8 (B)(3)(I) NMAC: Failure to pay fine in prescribed time shall result in an immediate suspension.

During said time of applicable suspension Sergio Barrio is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses trained, owned, or in the care and custody of Sergio Barrio are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained, owned, or in the care and custody of Sergio Barrio must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D) (5)Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.

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

15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-40
Track Downs at Albuquerque
Ruling Date: 8/31/2019

Licensee: BRYSON, RYAN

License Type: Applicant Id: 158880
License Number:

Ruling # 2019-DAA-40

Action Type: Initial Ruling

Ruling:

Owner Ryan Bryson was duly notified and was represented by the trainer for a hearing before the Board of Stewards on August 28, 2019. The hearing was in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for drug "3-Hydroxylicocaine" (drug class 2, penalty B) detected in the horse "Layla's Wildcat" Test Sample E282731, who finished in first place in the 5th race on August 3, 2018, at Ruidoso Downs Racetrack.

The original lab report indicated a finding of 3-Hydroxylicocaine at a level of 52.9 ± 4.2 pg/ml in the serum, which exceeds the regulatory threshold limit for 3-Hydroxylicocaine of 20 pg/ml in the serum.

Split sample rights as provided in 15.2.6.10 (D) NMRC, were afforded to trainer, and confirmed by TVMDL for 3-Hydroxylicocaine at 83 ± 20 pg/ml

Sergio Barrio, the trainer of record for horse "Layla's Wildcat", was duly notified and appeared before the Board of Stewards for this hearing.

For Ryan Bryson's First 2B medication violation in a 365-day period issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. Pursuant to rule 15.2.6.9 (B)(2), the horse "Layla's Wildcat" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Layla's Wildcat", is hereby disqualified from FIRST PLACE and ordered unplaced from the 5th race on August 3, 2018, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. Our Gamechanger
 2. Comedy King
 3. Southwestern Hope
 4. Expect a Cat
 5. Battlefieldmarshal
 6. Tootsie's BoyUnplaced "Layla's Wildcat"

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

15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMRC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-41
Track Downs at Albuquerque
Ruling Date: 8/31/2019

Licensee: ALARCON, JOSE RICARDO
License Type: 2017 3 Year Owner Applicant Id: 11933
License Number: 287353

Ruling # 2019-DAA-41

Action Type: Initial Ruling

Ruling:

Owner Jose R. Alarcon was duly notified, failed to appear and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance before the Board of Stewards on August 28, 2019. The hearing was in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for drug "3-Hydroxylidocaine" (drug class 2, penalty B) detected in the horse "K P Came Buckin" Test Sample E276925, who finished in second place in the 7th race on August 15, 2018, at The Downs at Albuquerque.

The original lab report indicated a finding of 3-Hydroxylidocaine at a level of 83.3 ± 4.5 pg/ml in the serum, which exceeds the regulatory threshold limit for 3-Hydroxylidocaine of 20 pg/ml in the serum.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and confirmed by TVMDL for 3-Hydroxylidocaine at 122 +/- 20 pg/ml

Sergio Barrio, the trainer of record for horse "Kp Came Buckin", was duly notified and appeared for this hearing.

For Jose R. Alarcon's First 2B medication violation in a 365-day period issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. Pursuant to rule 15.2.6.9 (B)(2), the horse "KP Came Buckin" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "KP Came Buckin", is hereby disqualified from second place and ordered unplaced from the 7th race on August 15, 2018, at The Downs at Albuquerque, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Artistic Ministry
 2. Jewel of the West
 3. Susan Snuck In
 4. Nang Noi
 5. Dorothyroseblanche
 6. Stolen Dream
- Unplaced "K P Came Buckin"

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

15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/ 15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B) Absolute Insurer/ 15.2.6.9(B) Penalty Recommendation/

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-42
Track: Downs at Albuquerque
Ruling Date: 8/31/2019

Licensee: FELIX, MARTIN

License Type: 2017 3 Year Jockey Applicant Id: 86561
License Number: 287996

Ruling # 2019-DAA-42

Action Type: Initial Ruling

Ruling:

Jockey Martin Felix was summoned and sent a guild representative before the Board of Stewards on August 30, 2019, for failure to make sufficient effort to maintain his lane while aboard "Willows Rockin Jay", in the 6th race on August 25, 2019, at The Downs of Albuquerque Racetrack.

The Board of Stewards hereby fines Martin Felix in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before September 30, 2019, in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

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

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) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-43
Track Downs at Albuquerque
Ruling Date: 8/31/2019

Licensee: MEDRANO, ALBERTO T.

License Type: 2019 3 Year Jockey Applicant Id: 20151
License Number: 293973

Ruling # 2019-DAA-43

Action Type: Initial Ruling

Ruling:

Jockey Albert Medrano, was duly notified and appeared before the Board of Stewards on August 25, 2019. The hearing was in regard to Albert Medrano's misuse of the whip on his mount "Mamacita Cartel" in the 7th race on August 25, 2019, at the Downs of Albuquerque.

The Board of Stewards hereby fines Albert Medrano in the amount of three hundred dollars (\$300.00). The fine is to be paid on or before September 30, 2019, in accordance with 15.2.3.8(B)(3)(K) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

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

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.

16.47.1.8(U)(2) PROTECTION OF HORSES No licensee or other person under the jurisdiction of the commission shall subject or permit any animal under their control, custody or supervision to be subjected to or to incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care

16.47.1.8 (L)(1)(i) – CONDUCT 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 reflect on the honesty, and integrity of horse racing

15.2.1.9(B)(4)(A) Notice of hearing for Jockeys 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) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/

15.2.1.9(B)(9)(b):

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-44
Track: Downs at Albuquerque
Ruling Date: 8/31/2019

Licensee: SALCEDO, MAURO
License Type: 2019 3 Year Jockey Applicant Id: 137075
License Number: 293014

Ruling # 2019-DAA-44

Action Type: Initial Ruling

Ruling:

Jockey Mauro Salcedo was summoned and failed to appear or send a jockey guild's representative for film review on Friday August 30, 2019, regarding the 7th race on August 25, 2019, at the Downs of Albuquerque Racetrack and had his race review held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance for failure to make sufficient effort to maintain his lane while aboard "Magnifico Dragon", in the 7th race on August 25, 2019, at The Downs of Albuquerque Racetrack.

For these violations the Board of Stewards hereby fines Mauro Salcedo in the amount of three hundred dollars (\$300.00) for failure to appear and failure to make a sufficient effort to maintain his lane. The fine is to be paid on or before September 30, 2019 in accordance with 15.2.3.8(B)(3)(k). Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.1.9(B)(4)(d) Nonappearance Of A Summoned Party Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the board of stewards. 15.2.1.9(B)(4)(A) Notice Of Hearing- Jockey
15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.
15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys
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) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-45
Track: Downs at Albuquerque
Ruling Date: 9/1/2019

Licensee: GUTIERREZ, TAURINO GONZALEZ
License Type: 2017 3 Year Trainer Applicant Id: 33130
License Number: 284861

Ruling # 2019-DAA-45

Action Type: Initial Ruling

Ruling:

Trainer Taurino Gutierrez was duly notified and waived his right to a hearing before the Board of Stewards on September 1, 2019. The hearing was in regard to Taurino Gutierrez failing to appear in paddock with entry "Tejana James", which resulted in a late scratch and mutuel refund in the 7th race on August 30, 2019 at the Downs of Albuquerque.

The Board of Stewards hereby fines Taurino Gutierrez in the amount of three hundred dollars (\$300.00). The fine is to be paid on or before September 30, 2019, in accordance with 15.2.3.8(B)(3) (K) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

16.47.1.10 (C) (22) TRAINER RESPONSIBILITY presenting his/her horse in the paddock at least 20 minutes before post time or at a time otherwise appointed before the race in which the horse is entered; 15.2.4.8(C)(1) Claiming Races Any horse entered in a claiming race that is not present in the paddock at least 10 minutes to post will be scratched.

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 / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/
15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b):

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-46
Track Downs at Albuquerque
Ruling Date: 9/3/2019

Licensee: BOBROFF, JACQUELYN A
License Type: 2018 3 Year Jockey Applicant Id: 30189
License Number: 290445

Ruling # 2019-DAA-46

Action Type: Initial Ruling

Ruling:

Jockey Jacquelyn Bobroff, was duly notified and appeared before the Board of Stewards on September 1, 2019. The hearing was in regard to Jacquelyn Bobroff misuse of the whip on her mount "Right Down Streakin" in the 7th race on August 31, 2019, at the Downs of Albuquerque.

The Board of Stewards hereby fines Jacquelyn Bobroff in the amount of three hundred dollars (\$300.00). The fine is to be paid on or before October 3, 2019, in accordance with 15.2.3.8(B)(3)(K) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

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

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.

16.47.1.8(U)(2) PROTECTION OF HORSES No licensee or other person under the jurisdiction of the commission shall subject or permit any animal under their control, custody or supervision to be subjected to or to incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care

16.47.1.8 (L)(1)(i) – CONDUCT 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 reflect on the honesty, and integrity of horse racing

15.2.1.9(B)(4)(A) Notice of hearing for Jockeys 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) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b):

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-47
Track Downs at Albuquerque
Ruling Date: 9/3/2019

Licensee: BOBROFF, JACQUELYN A
License Type: 2018 3 Year Jockey Applicant Id: 30189
License Number: 290445

Ruling # 2019-DAA-47

Action Type: Initial Ruling

Ruling:

Jockey Jacquelyn Bobroff was summoned and appeared before the Board of Stewards on August 31, 2019, for failure to make sufficient effort to maintain her lane while aboard "Right Down Streakin", in the 7th race on August 31, 2019, at The Downs of Albuquerque Racetrack.

The Board of Stewards hereby fines Jacquelyn Bobroff in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before October 3, 2019, in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

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

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) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/

By Order of The Downs at Albuquerque Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.