



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-DAA-3**
Track Downs at Albuquerque
Ruling Date: 9/25/2024

Licensee: **MARQUEZ, JESUS ELIAS**
License Type: **2022 3 Year Trainer** Applicant Id: **33006**
License Number: **307095**

Ruling # 2024-DAA-3
Action Type: Case Continued
Ruling:

RE: 2024-DAA-3 - Case Continued

Trainer, Jesus Elias Marquez, having been properly summoned and having appeared before the The Downs at Albuquerque Board of Stewards on October 4, 2024, at 9:00 a.m. for his summary suspension regarding a medication violation on September 6th, 2024, for first place finisher "Besty Bet" from the 8th race at The Downs At Albuquerque. Sample E547624 tested positive for the drug Albuterol a class 3 penalty A drug. An affidavit from Industrial Laboratories (the official laboratory for the NMAC.) on September 23, 2024, reported the presence of Albuterol confirmed in urine. Mr. Jesus Elias Marquez elected not to send a split sample to the laboratory of his choice. Mr. Jesus Elias Marquez will remain summarily suspended pending the outcome of his disciplinary hearing on Friday October 18, 2024. Jesus Elias Marquez, was listed as the Trainer of "Besty Bet" at the time of this race.

Licensee is found in violation of NMAC:

NMAC 16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license: (1) 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:

(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;

In accordance with 15.2.1.9 (C)(21), Jesus Elias Marquez. is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Jesus Elias Marquez 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 Jesus Elias Marquez. 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.

This ruling is written in accordance with NMAC:



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- 16.47.1.8 (U)(1)(2) Protection of Horses
- 16.47.1.10(B)(1)(2) Absolute Insurer
- 16.47.1.8 (L)(1)(i) 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 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
- 15.2.6.9 NMAC. Penalty Recommendations
- 16.47.1.3 Statutory Authority
- 16.47.1.8 (A)(1)(2) License Required
- 16.47.1.8(N) Changes in Application

By Order of The Downs at Albuquerque Stewards