



## MANITOBA HORSE RACING COMMISSION

**Assiniboia Downs Meeting**

**Date: July 20th, 2018**

**(THOROUGHBRED)**

### COMMISSION R U L I N G: #1

Pursuant: Rule 6 (6):

*Every protest except those relating to a disputed claim filed subsequent to the transfer of the claimed horse shall be determined by the Stewards:*

Juan Pablo Silva claimed TACTICS from Enrico Martens out of the second race Wednesday, July 18th, 2018. Mr. Jared Brown (MHRC lic # 784) protested the claim and it was heard by the MHRC on July 20th, 2018. Present for the MHRC were Brett Arnason (Chair) and Peter Fuchs (Vice Chair).

The facts:

- Mr. Martens entered the horse in a \$3,500 claiming race;
- 3 claims were dropped for the horse; J. Silva, J. Brown & A. Saylor
- In claiming the horse all rules were followed: as per Rule 25 (20) - if more than 1 person shall enter a claim for the same horse, the disposition of the horse shall be decided by lot and drawn by one of the Stewards or his appointee and the person so determined to have the right of the claim shall become the owner of the horse.
- Mr. Silva won the draw and became the owner of the horse.

The MHRC finds that there was no evidence given to support the protest this was a "protection claim".

Mr. Silva and Mr. Martens may indeed be friends and may have had previous business dealings, but this alone does not show that their previous dealings would or did have any outcome on the claiming of the horse 'TACTICS'.

Therefore, the protest is not allowed and the protest deposit is forfeited to the Commission.

**By Order of the Chair**

**Commission Chair**