

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES**

_____))
In the Matter of))
Milton Pineda,)) Docket No. 9418
Appellant.))
_____)

**ORDER GRANTING REQUEST TO WITHDRAW
NOTICE OF APPEAL AND APPLICATION FOR REVIEW**

On October 13, 2023, Appellant Milton Pineda (“Appellant”) filed a Notice of Appeal and Application for Review (“Appeal”) before the Federal Trade Commission (“FTC”), seeking to appeal the sanctions imposed by the Horseracing Integrity and Safety Authority’s (“HISA”) Horse Racing and Integrity and Welfare Unit on September 21, 2023 (“Final Civil Sanctions”), pursuant to Appellant’s signed Admission of Equine Anti-Doping Rule Violations and Acceptance of Consequences (“Admission and Acceptance of Consequences”). Appellant also requested a stay of the Final Civil Sanctions pending resolution of the Appeal (“Stay Request”).

On October 24, 2023, HISA filed a response opposing the Appeal, asserting that Appellant’s signed Admission and Acceptance of Consequences waived the right to appeal to the FTC. HISA further offered to allow Appellant to withdraw the Admission and Acceptance of Consequences and to instead engage in arbitration proceedings before the Anti-Doping and Medication Control (“ADMC”) Program’s Arbitral Body, pursuant to ADMC Program Rule 7020(a) (providing that Anti-Doping Rule Violations “shall be adjudicated by an independent arbitral body”).

On October 26, 2023, Appellant filed a Request to Withdraw the Notice of Appeal and Application for Review (“Request to Withdraw”). Appellant states that he wishes to withdraw the Appeal before the FTC and intends to accept HISA’s offer to allow him to withdraw the Admission and Acceptance of Consequences and engage in arbitration instead.

The Request to Withdraw is GRANTED and the Appeal is DISMISSED. The dismissal of the Appeal is without prejudice to any right of Appellant to seek appellate

review of any future adverse arbitration decision. Because the Appeal is dismissed, Appellant's Stay Request is DENIED as MOOT.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: October 27, 2023