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**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES
FTC DOCKET NO. D-9445**

ADMINISTRATIVE LAW JUDGE:

JUDGE JAY L. HIMES

**IN THE MATTER OF:)
DR. MICHAEL J. GALVIN, APPELLANT) DOCKET No. D-9445
)**

**AUTHORITY'S STATEMENT ON JURISDICTION
OF THE INTERNAL ADJUDICATION PANEL**

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The Horseracing Integrity and Safety Authority, Inc. (“HISA” or the “Authority”) submits the following statement in response to the Administrative Law Judge’s Order dated December 16, 2025.

1. As determined by the Internal Adjudication Panel, and affirmed by the Board of the Authority, Dr. Galvin violated HISA Rule 2251 with his failure to report nearly 3,000 veterinary treatment records to HISA between January 1, 2023 to March 7, 2024. As set forth herein, the Internal Adjudication Panel had jurisdiction to adjudicate this matter pursuant to HISA Rule 8320(b)(1).

2. HISA Rule 8320 establishes the process for adjudication of violations in the Rule 2200 Series, which includes HISA Rule 2251.

3. Specifically, HISA Rule 8320(b) authorizes the Authority’s Racetrack Safety Committee to refer the “alleged violation of a rule in the Rule 2200 Series” to the National Stewards Panel (now referred to as the Internal Adjudication Panel), the Arbitral Body, or the stewards. Alternatively, the Racetrack Safety Committee

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may decide to conduct a hearing upon the alleged Rule 2200 Series violation itself. HISA Rule 8320(b)(4).

4. The Rule 8000 Series, HISA's Enforcement Rule, which includes HISA Rule 8320, was approved by the Federal Trade Commission (the "Commission") on March 25, 2022. *See March 25, 2022 Order Approving the Enforcement Rule Proposed by the Horseracing Integrity and Safety Authority.*

5. The version of HISA Rule 8320(b)(1) approved by the Commission on March 25, 2022 provides in pertinent part:

(b) With regard to any matter involving an alleged violation of a rule in the Rule 2200 Series other than those set forth in paragraph (a) above, the Racetrack Safety Committee may, at its discretion and taking into account the seriousness of the alleged violation and the facts of the case:

(1) Refer the matter to one or more members of the National Stewards Panel for adjudication in conformity with the procedures established in the Rule 7000 Series.

6. Due to confusion expressed regarding the use of the term "National Stewards Panel", the Authority proposed in the Rule 1000 Series (Definitions) renaming the "National Stewards Panel" to the "Internal Adjudication Panel" for clarification purposes and in response to industry feedback.

7. Specifically, the Authority proposed the following clarifying definitions in Rule 1020:

Internal Adjudication Panel has the meaning given to it in the Rule 7000 Series. The Internal Adjudication Panel shall have the

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same meaning as the National Stewards Panel in any other rules approved by the Commission.¹

National Stewards Panel means the Internal Adjudication Panel.

8. The Rule 1000 Series, including the above-referenced definitions of “Internal Adjudication Panel” and “National Stewards Panel” were approved by the Commission on March 27, 2023. *See* March 27, 2023 Order Approving the Anti-Doping and Medication Control Rule Proposed by the Horseracing Integrity and Safety Authority.

9. Therefore, following the Commission’s March 27, 2023 Order, all references to the National Stewards Panel in any of the Authority’s rules, including the Rule 8000 Series, are deemed to refer to the Internal Adjudication Panel.

10. On December 19, 2025, the Commission approved a proposed modification to the Rule 8000 Series, the Enforcement Rule, which includes updating the reference in Rule 8320(b)(1) from the “National Stewards Panel” to the “Internal Adjudication Panel” in conformance with the definitions in Rule 1020. *See* December 19, 2025 Order Approving the Enforcement Rule Modification Proposed by the Horseracing Integrity and Safety Authority.

11. In this case, the Racetrack Safety Committee referred the alleged Rule 2251 violation to the Internal Adjudication Panel pursuant to HISA Rule 8320(b)(1).

12. HISA Rule 8320(b)(1) authorizes the Racetrack Safety Committee to refer an alleged violation of the Rule 2200 Series (with few exceptions identified in

¹ Rule 1010 states, “[u]nless specified otherwise: (b) references to any “Rule” or “Rule Series” are references to the rules or rule series approved by the Commission pursuant to section 3053 of the Act.”

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Rule 8320(a)) to “one or more members of the [Internal Adjudication Panel] for adjudication in conformity with the procedures established in the Rule 7000 Series...”

13. Rule 2251 “Veterinary Reports” is part of the Rule 2200 Series.

14. The matter was adjudicated by an Internal Adjudication Panel member on March 10-11, 2025.

15. Pursuant to HISA Rule 8320(b), the Internal Adjudication Panel had the requisite authority to adjudicate this matter involving a violation of the Rule 2200 Series.

16. The Racetrack Safety Committee acted within its jurisdiction when it referred Dr. Galvin’s Rule 2251 violation to the IAP for adjudication.

17. With respect to Paragraph 1(b) of the ALJ’s December 16, 2025 Order, and in light of the above paragraphs, the Authority seeks clarification from the ALJ as to whether any documents are still sought from the Authority, and, if so, what documents are requested other than copies of the cited HISA Rules and the Commission’s Orders.

Respectfully submitted,

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CERTIFICATE OF SERVICE

Pursuant to Federal Trade Commission Rules of Practice 4.2(c) and 4.4(b), a copy of this Authority's Statement is being served on December 23, 2025, via Administrative E-File System and by emailing a copy to:

Hon. Jay L. Himes
Administrative Law Judge
Office of Administrative Law Judges
Federal Trade Commission
600 Pennsylvania Ave. NW
Washington, DC 20580
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