



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-279**
Track: Zia Park
Ruling Date: 12/11/2018

Licensee: **MENDOZA, RAMON**

License Type: **Applicant Id: 159104**
License Number:

Ruling # 2018-ZIA-279

Action Type: Final Outcome

Ruling:

RE: 2018-ZIA-279 - Ruling Final Outcome

Trainer **Ramon Mendoza** summarily suspended on December 11, 2018, responded by phone on December 12, 2018 and **waived his right to the formal hearing** before the Board of Stewards for the summary suspension hearing scheduled for **December 19, 2018 and waived his 10 day notice for his disciplinary hearing scheduled for December 30, 2018**. The hearing was in regard to a **certificate of analysis from Industrial Laboratories** (official testing laboratory for the NMRC) for a confirmed positive for the controlled substance and prohibited drug (class 3 penalty B) "clenbuterol" detected in the urine of horse "**Eyeza Secret**" (**Test Sample #: E291000**, who **finished seventh place in the 3rd race on November 24, 2018, at Zia Park**. Split sample rights were afforded to Ramon Mendoza and declined. **Crystain Terrazas**, the **owner** of record for horse "**Eyeza Secret**", was duly notified and **waived his right to a 10 day notice and formal hearing**. This is the **First Class 3B medication violation in a 365-day period**.

For trainer **Ramon Mendoza's FIRST Class 3B medication violation in a 365-day period**, the Board of Stewards hereby assess a penalty issued in accordance with **15.2.6.9 (B)(2) Penalty Recommendations**, as follows:

1. **A 60 day suspension** of all NMRC licenses starting **December 15, 2018, through February 12, 2019, inclusive**.
2. A **(1,000.00) one thousand dollar fine to paid on or before January 15, 2019**, in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay the fine in the prescribed time shall result in an immediate suspension.
3. **Per 15.2.3.8 (B)(3)(j)**, the Board of Stewards hereby refer **Ramon Mendoza** to the New Mexico Racing Commission for further action if deemed appropriate

Pursuant to rules **15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d) List Removal Requirements**, the horse "**Eyeza Secret**" is placed on the Stewards list for a period of 60 days (beginning **December 8, 2018**). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.

During said time of applicable suspension **Ramon Mendoza** 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 or owned by, or in the care and custody of Ramon Mendoza** 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 or owned by, or in the care and custody of Ramon Mendoza** must be done in accordance with **15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION, and 16.47.1.10(D)(5)Assistant Trainers**.

Licensee is found in violation of and ruling written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/ 15.2.6.11(A) Trainer Responsibility/ 15.2.6.9(B)(2) Penalty Recommendations /16.47.1.8 (T) Knowledge Of The Rules/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.10(B) (1)(2)(3)Absolute Insurer

By Order of The Zia Park 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.