



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-140
Track Sunland Park
Ruling Date: 3/6/2018

Licensee: AMESTOY, LESLIE ANN

License Type: 2017 3 Year Owner Applicant Id: 25800
License Number: 284886

Ruling # 2018-SUN-140

Action Type: Modified Ruling

Ruling:

RE: 2018-SUN-140 - Modified Ruling 15.2.3.8(B)(1)(e) Stewards Authority The stewards shall have the authority to amend, revoke, rescind or modify any ruling that they issued in error in accordance with the laws of this state and these rules. Owners Pierre Amestoy and Leslie Amestoy were duly notified, failed to appear, and had their hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards on March 6, 2018. The hearing was in regard to a confirmed positive for the therapeutic drug Methocarbamol (class 4 penalty category C MAJOR drug), found in test sample NM29786. The test sample was taken from the winner "Western Warning" following the 3rd race on January 2, 2018, at Sunland Park Racetrack, in Sunland Park, NM.

The certificate of analysis from UC/Davis (official testing laboratory for the NMRC) indicated a finding of Methocarbamol at 1630 ng/ml in the blood, the allowable limit for Methocarbamol is 1.0 ng/ml in the blood (15.2.6.9 Attachment 2 Page 5). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Ross Amestoy.

Ross Amestoy, the trainer of record for horse "Western Warning", was duly notified and appeared for this hearing. In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, this is Ross Amestoy's THIRD Class 4C MAJOR medication violation in a 365- day period.

For Pierre Amestoy and Leslie Amestoy's THIRD Class 4C MAJOR medication violation in a 365- day period, issued in accordance with 15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, the Board of Stewards hereby assess penalty as follows:

1. A (\$5,000) five thousand dollar fine divided between the two owners, Pierre Amestoy and Leslie Amestoy (\$2,500 each), to be paid on or before April 10, 2018, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time may result in an immediate suspension.
2. The horse "Western Warning" must pass a commission approved veterinary examination before being eligible to enter.
3. The horse "Western Warning" is hereby disqualified from FIRST PLACE and ordered unplaced from the 3rd race on January 2, 2018, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1.Keep On Zenon On 2.Where doesthe cashgo 3.Pac Sum Heat 4.Big Boom 5.Tucker D

Unplaced "Western Warning"

Licensee is found to be in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(a)(f)(g)(j)Stewards/ 15.2.6.9 medications and prohibited substances/15.2.6.9(B)(4)(e) medications and prohibited substances/15.2.6.9(C)(1) medications and prohibited substances/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U)Protection of Horses15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Sunland 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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-139
Track: Sunland Park
Ruling Date: 3/6/2018

Licensee: AMESTOY, PIERRE JEAN

License Type: 2017 3 Year Owner Applicant Id: 29594
License Number: 284885

Ruling # 2018-SUN-139
Action Type: Modified Ruling
Ruling:

RE: 2018-SUN-139 - Modified Ruling **15.2.3.8(B)(1)(e) Stewards Authority** The stewards shall have the authority to amend, revoke, rescind or modify any ruling that they issued in error in accordance with the laws of this state and these rules. Owners **Pierre Amestoy and Leslie Amestoy** were duly notified, failed to appear, and had their hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, before the Board of Stewards on **March 6, 2018**. The hearing was in regard to a confirmed positive for the therapeutic drug **Methocarbamol (class 4 penalty category C MAJOR drug)**, found in test sample **NM29786**. The test sample was taken from the winner "**Western Warning**" following the 3rd race on January 2, 2018, at Sunland Park Racetrack, in Sunland Park, NM.

The certificate of analysis from UC/Davis (official testing laboratory for the NMRC) indicated a finding of **Methocarbamol at 1630 ng/ml in the blood**, the allowable limit for **Methocarbamol** is 1.0 ng/ml in the blood (**15.2.6.9 Attachment 2 Page 5**). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Ross Amestoy**.

Ross Amestoy, the trainer of record for horse "**Western Warning**", was duly notified and appeared for this hearing. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this is Ross Amestoy's THIRD Class 4C MAJOR medication violation in a 365- day period.

For **Pierre Amestoy and Leslie Amestoy's THIRD Class 4C MAJOR medication violation in a 365- day period**, issued in accordance with **15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS**, the Board of Stewards hereby assess penalty as follows:

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 2. Wheredoesthecashgo
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