



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-75
Track Ruidoso Downs
Ruling Date: 7/9/2017

Licensee: ALVAREZ, JOSE AMADOR
License Type: 2017 3 Year Jockey Applicant Id: 32101
Date of Birth: 02/25/1977 License Number: 286050

Ruling # 2017-RUI-75

Action Type: Initial Ruling

Ruling:

Jockey Jose Amador Alvarez having been duly notified **and having appeared** before the Board of Stewards on July 9, 2017, for his excessive use of the whip on his mount **"CALL ME COLE"** during the running of the 2nd race on July 8, 2017, at Ruidoso Downs.

The Board of Stewards assess Jose Amador Alvarez a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before August 9, 2017, in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(E)(6)(A) Use of riding crops. Although the use of a riding crop is not required, any jockey who uses a riding crop during a race shall do so only in a manner consistent with exerting his or her best efforts to win.

15.2.5.13(E)(6)(e) Use of riding crops. Indiscriminate use of the whip is prohibited including whipping a horse: on the head, flanks or on any other part of its body other than the shoulders or hind quarters except when necessary to control a horse; during the post parade or after the finish of the race except when necessary to control the horse; excessively or brutally causing welts or breaks in the skin; when the horse is clearly out of the race or has obtained its maximum placing; persistently even though the horse is showing no response under the riding crop; or striking another rider or horse.

This ruling is written in accordance with:

15.2.1.9(B)(4)(A) Jockeys Notice of Hearing 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority/ 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(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 Ruidoso Downs Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-76
Track Ruidoso Downs
Ruling Date: 7/13/2017

Licensee: AMPARAN, FRANCISCO ALBERTO
License Type: 2016 1 Year Pony Pers Applicant Id: 34486
Date of Birth: 02/26/1998 License Number: 282558

Ruling # 2017-RUI-76

Action Type: Initial Ruling

Ruling:

The **Owner License and Pony Person License** issued to **Francisco Amparan** is hereby **rescinded without prejudice** as he has been issued an Apprentice Jockey's License.

This ruling is in accordance with:

16.47.1.8 (M)(2)Duration Of License Which states in pertinent part "A license is valid only under the condition that the licensee remains eligible to hold such a license.

16.47.1.8 (Q)(3)Conflict of interest A person who is licensed as an owner or trainer in a horse registered for racing at a race meeting in this jurisdiction shall not be employed or licensed as a jockey, apprentice jockey; jockey agent; racing official; assistant starter; track maintenance supervisor; jockey room custodian; valet; outrider; racing chemist, testing laboratory employee, or security personnel.

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

15.2.1.9(b): 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 Ruidoso Downs Stewards



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4900 Alameda NE
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Ruling #: 2017-RUI-77
Track Ruidoso Downs
Ruling Date: 7/13/2017

Licensee: ARREOLA, MIRANDA JEAN
License Type: 2017 1 Year Pony Pers Applicant Id: 27807
Date of Birth: 10/17/1979 License Number: 285692

Ruling # 2017-RUI-77

Action Type: Initial Ruling

Ruling:

Pony Person Miranda Arreola, appeared before the Board of Stewards on July 13, 2017, for a hearing concerning a summary suspension issued on July 8, 2017, for being in possession of injectable items at Ruidoso Downs (refer to ruling 2017-RUI-74) to determine whether licensee should remain suspended pending a final disciplinary hearing and ruling.

After hearing testimony and examining the evidence presented, the Board of Stewards lifted the summary suspension and credited Mrs. Arreola with time served. In addition, after waiving her right to a 10 day notice and formal hearing, Miranda Arreola is hereby fined an amount of \$500 (five hundred dollars). The fine is to paid on or before August 13, 2017, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of:

15.2.6.8 (B)(3) TREATMENT RESTRICTIONS: No person other than a veterinarian licensed to practice veterinary medicine in this jurisdiction and licensed by the commission, or a veterinary assistant licensed by the commission acting under the direct supervision of a licensed veterinarian, shall possess on any location under the jurisdiction of the commission any of the following unless approved by the commission (a) any drug which is a narcotic, stimulant, or depressant, or any other substance or medication that has been prepared or packaged for injection by a hypodermic syringe, or hypodermic needle; 15.2.6 NMAC 2 (b) any hypodermic syringe, hypodermic needle or any equipment associated with the aid of intravenous administration.

15.2.6.8(H)(1) Medical Labeling No person on association grounds where horses are lodged or kept, excluding veterinarians licensed by the commission, shall have in or upon association grounds which that person occupies or has the right to occupy, or in that person's personal property or effect or vehicle in that person's care, custody or control, a drug, medication, chemical, foreign substance or other substance that is prohibited in a horse on a race day unless the product is labeled in accordance with this subsection

15.2.6.8(K)(1) Contraband No person on association grounds where horses are lodged or kept, excluding licensed veterinarians, shall have in that person's care, custody or control, a drug, medication, chemical, foreign substance or 15.2.6 NMAC 12 other substance that is prohibited in a horse on a race day unless the product is labeled in accordance with Subsection H of 15.2.6.9 NMAC. This restriction includes, but is not limited to, locations on the association grounds where that person occupies, in that person's personal property, effects or vehicle

This ruling is written in accordance with:

16.47.1.8 (L)(1)(i) Conduct – Which states in pertinent part “The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing”

16.47.1.8 (E) : Agree to search and seizure Which states in pertinent part “By acceptance of a license, a licensee consents to search and inspection by the Commission or its agents, and to the seizure of any prohibited medication, drugs, paraphernalia, or devices in accordance with State and Federal law” **15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(c) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(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.”



New Mexico Racing Commission
4900 Alameda NE
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Ruling #: 2017-RUI-78
Track Ruidoso Downs
Ruling Date: 7/15/2017

Licensee: MUSE, BRIAN E

License Type: 2017 3 Year Trainer Applicant Id: 4674
License Number: 285951

Ruling # 2017-RUI-78

Action Type: Initial Ruling

Ruling:

Trainer , **Brian Muse**, having been duly notified and having responded telephonically before the Board of Stewards on **July 15, 2017, at Ruidoso Downs**, for failing to disclose criminal/arrest history on his licensing application.

This ruling has mitigating circumstances: For this violation, the Board of Stewards assessed **Brian Muse** fine in the amount **of two hundred dollars (\$200.00)**. The fine is to be paid on or before **August 15, 2017**, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of:

16.47.1.8 (L)(1) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE.

16.47.1.8(L)(1)(F) CONDUCT The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant has been found to have made false or misleading statements to the commission, stewards, or any racing official

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal

By Order of The Ruidoso Downs 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
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Ruling #: 2017-RUI-79
Track Ruidoso Downs
Ruling Date: 7/16/2017

Licensee: ALDAVAZ, SR JAIME G.

License Type: 2016 3 Year Trainer Applicant Id: 19631
License Number: 281163

Ruling # 2017-RUI-79

Action Type: Initial Ruling

Ruling:

Tra**ner. Jaime Aldavaz** having **been duly notified and appeared with translator Maggie Aldavaz** before the Board of Stewards **on July 15, 2017**, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive for the **prohibited Class 3B stanozolol metabolite "16 hydroxy-stanozolol"** detected **"A Fancy La Jolla"** (test sample #NM23852), who **finished 2nd place in the 7th race, on February 10, 2017, at Sunland Park Racetrack in Sunland Park, NM. "16 hydroxy-stanozolol"** was confirmed in the split sample sent to **Texas A&M.**

The Estate of Currie Maben, the owner of record for the horse **"A Fancy La Jolla"**, was duly notified and represented by **Nadine Maben** for the hearing. This is **The Estate of Currie Maben's FIRST Class 3B medication violation in a LIFETIME**, issued in accordance with **15.2.6.9.(B)(2) Penalty recommendations.**

MIDIGATING CIRCUMSTANCES: trainer has had no medication violations since June of 2015. **AGGRIVATING CIRCUMSTANCES:** the **stanozolol metabolite "16 hydroxy-stanozolol"** is prohibited in out of competition testing and/or post race, per rule **15.2.6.9(G)(1)(3) ANDROGENIC-ANABOLIC STEROIDS**, unless prescribed by a veterinarian pursuant to rule **15.2.6.9(C)(11) Procedure For Prescribing Medication. Jaime Aldavaz failed to follow proper procedures for the use of Stanozolol.**

After considering the mitigating and aggravating circumstances, for Jaime Aldavaz's THIRD Class 3B medication violation in a LIFETIME, the Board of Stewards assessed a penalty in accordance with 15.2.6.9.(B)(2)Penalty recommendations as follows.

1. A **6 month** suspension of all NMRC licenses starting July 26, 2017, through January 25, 2018 inclusive.
2. **(\$2,500) two thousand and five hundred dollar fine to paid on or before August 16, 2017**, in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(l) NMAC: Failure to pay fine in prescribed time may result in an immediate suspension.

During said time of applicable suspension, **Jaime Aldavaz** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC. Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of **Jaime Aldavaz** are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) NMAC. **Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie/15.2.6.9(G)(1)ANDROGENIC-ANABOLIC STEROIDS(1) No AAS shall be permitted in test sample collected from racing horses except for residues of the major metabolite of nandrolone, and the naturally occurring substances boldenone and testosterone at concentrations less than the indicated thresholds.(3)Any other anabolic steroids are prohibited in racing horses/15.2.6.9. B(2) Penalty recommendations This ruling is written in accordance with15.2.6.11(A) NMAC: Trainer Responsibility16.47.1.10(B)(1) NMAC: Absolute Insurer 16.47.1.8(L)(2) Written Notice Of Suspension Or Revocation To Licensee And Other Jurisdictions/15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority /16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(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 Ruidoso Downs Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-80
Track Ruidoso Downs
Ruling Date: 7/16/2017

Licensee: MABEN, ESTATE OF CURRIE J
License Type: 2016 3 Year Owner Applicant Id: 18913
License Number: 281031

Ruling # 2017-RUI-80

Action Type: Initial Ruling

Ruling:

Owner, The Estate of Currie Maben, having been duly notified and having been represented by Nadine Maben before the Board of Stewards on July 15, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive for the prohibited Class 3B stanozolol metabolite "16 hydroxy-stanozolol" detected "A Fancy La Jolla" (test sample #NM23852), who finished 2nd place in the 7th race, on February 10, 2017, at Sunland Park Racetrack in Sunland Park, NM. "16 hydroxy-stanozolol" was confirmed in the split sample sent to Texas A&M.

Trainer Jaime Aldavez, the trainer of record for the horse "A Fancy La Jolla", was duly notified and appeared with translator Maggie Aldavez for this hearing. This is Jaime Aldavez's THIRD Class 3B medication violation in a LIFETIME, issued in accordance with 15.2.6.9.(B)(2)Penalty recommendations.

For The Estate of Currie Maben's FIRST Class 3B medication violation in a LIFETIME, the Board of Stewards assessed a penalty in accordance with 15.2.6.9.(B)(2)Penalty recommendations as follows.

1. Pursuant to rules 15.2.6.9(C)(7)(b) Positive Test/ Steward's List, 15.2.6.9 (C)(8) Listing of Horses, 15.2.6.9(C)(9) Removal Requirements, and 15.2.3.8 (B)(9)(a)(e)Stewards List, the horse "A Fancy La Jolla" was placed on the Stewards list for a period of 60 days (beginning March 3, 2017). 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 prior to entry.
2. The horse "A Fancy La Jolla" is hereby disqualified from 2nd place and ordered unplaced from the 7th race, on February 10, 2017, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows:

1. Mahoney N tacklebery
2. Eagleleistic
3. O What a Night
4. Ranger the Stranger
5. Wild Mares Milk
6. The Blue Jr
7. Jess PRIZE Me
8. Sbm Kool Corona
9. Alluring Dash

Unplaced "A Fancy La Jolla"

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie/15.2.6.9(G)(1)ANDROGENIC-ANABOLIC STEROIDS(1) No AAS shall be permitted in test sample collected from racing horses except for residues of the major metabolite of nandrolone, and the naturally occurring substances boldenone and testosterone at concentrations less than the indicated thresholds.(3)Any other anabolic steroids are prohibited in racing horses/15.2.6.9. B(2) Penalty recommendations *This ruling is written in accordance with*15.2.3.8(B)(3)(k) Purse Redistribution /15.2.5.13(E)(4)(d) NMAC: Stewards Authority Disqualification/16.47.1.8(L)(2) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority /16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(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 Ruidoso Downs Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-81
Track Ruidoso Downs
Ruling Date: 7/16/2017

Licensee: RAMIREZ, RICARDO

License Type: 2015 3 Year Jockey Applicant Id: 31818
License Number: 277970

Ruling # 2017-RUI-81

Action Type: Initial Ruling

Ruling:

Jockey **Ricardo Ramirez** having been duly notified **and having appeared** before the Board of Stewards on **July 16, 2017**, for his excessive use of the whip on his mount **"HY HO HARVEY"** during the running of the **10th race on July 15, 2017, at Ruidoso Downs.**

The Board of Stewards assess **Ricardo Ramirez** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **August 16, 2017**, in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(E)(6)(e) Use of riding crops. Indiscriminate use of the whip is prohibited including whipping a horse; on the head, flanks or on any other part of its body other than the shoulders or hind quarters except when necessary to control a horse; during the post parade or after the finish of the race except when necessary to control the horse; excessively or brutally causing welts or breaks in the skin; when the horse is clearly out of the race or has obtained its maximum placing; persistently even though the horse is showing no response under the riding crop; or striking another rider or horse.

This ruling is written in accordance with:

15.2.1.9(B)(4)(A) Jockeys Notice of Hearing 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority/ 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b)

By Order of The Ruidoso Downs 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 #: 2017-RUI-82
Track Ruidoso Downs
Ruling Date: 7/20/2017

Licensee: VICKERY, BRET N

License Type: 2014 3 Year Trainer Applicant Id: 21339
License Number: 142567

Ruling # 2017-RUI-82

Action Type: Initial Ruling

Ruling:

Trainer Brent Vickery having waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **July 16, 2017**, for failure to declare equipment (**Blinkers ON**) at time of entry for **"NO HOUSE RULES HERE"**, entered in **the 5th race on July 14, 2017, at Ruidoso Downs.**

The Board of Stewards assessed **Brent Vickery** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **August 20, 2017**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.8 (B)(10) Procedure For Entries Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.5.8 (B)(6) Procedure For Entries No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

15.2.5.13 (A)(6) Equipment For The Running Of The Race: No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

15.2.6.11(E)(10) Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)

(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures

By Order of The Ruidoso Downs 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
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Ruling #: 2017-RUI-83
Track Ruidoso Downs
Ruling Date: 7/20/2017

Licensee: MARQUEZ, JOSE LUIS

License Type: 2015 3 Year Trainer Applicant Id: 23709
License Number: 277384

Ruling # 2017-RUI-83

Action Type: Initial Ruling

Ruling:

Trainer Jose Luis Marquez, having been duly notified, failing to appear, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **July 20, 2017**, for failure to personally attend to saddling entry "**DOC FIRST FIRE**" in the paddock during **the 9th race on July 1, 2017, at Ruidoso Downs**.

The Board of Stewards hereby assess **Jose Luis Marquez** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **August 20, 2017**, in accordance with 15.2.3.8(B)(3)(l) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

16.47.1.10 (C)(23) TRAINER RESPONSIBILITY personally attending to their horses in the paddock and supervising the saddling thereof, unless excused by the stewards; if the trainer is excused, the trainer must secure another trainer or assistant trainer who is licensed by the commission to assume those duties

16.47.1.10 (E)(1) SUBSTITUTE TRAINER If any licensed trainer is prevented from performing his duties or is absent from the track where he is participating, the stewards shall be immediately notified, and at the same time, a substitute trainer or assistant trainer, acceptable to the stewards, shall be appointed. The stewards shall be advised when the regular trainer resumes his duties

15.2.6.11(E)(13): Trainer Responsibility personally attending in the paddock and supervising the saddling thereof, unless excused by the stewards

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)

(a)Failure to Appeal/

By Order of The Ruidoso Downs 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
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Ruling #: 2017-RUI-84
Track Ruidoso Downs
Ruling Date: 7/20/2017

Licensee: CHAN, JUAN C

License Type: 2017 3 Year Owner Applicant Id: 159980
License Number: 286222

Ruling # 2017-RUI-84

Action Type: Initial Ruling

Ruling:

Owner, Juan Chan, having been duly notified and having appeared before the Board of Stewards on **July 20, 2017, at Ruidoso Downs,** for failing to disclose criminal/arrest history on his licensing application.

This ruling has mitigating circumstances: For this violation, the Board of Stewards assessed **Juan Chan** fine in the amount **of two hundred dollars (\$200.00).** The fine is to be paid on or before **August 20, 2017,** in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(d) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE. Application requirements

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal

By Order of The Ruidoso Downs 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 #: 2017-RUI-85
Track Ruidoso Downs
Ruling Date: 7/20/2017

Licensee: GARCIA, NOE

License Type: 2017 3 Year Jockey Applicant Id: 3880
License Number: 286116

Ruling # 2017-RUI-85

Action Type: Initial Ruling

Ruling:

Jockey, Noe Garcia, having been duly notified and having appeared before the Board of Stewards on **July 20, 2017, at Ruidoso Downs**, for failing to disclose criminal/arrest history on his licensing application.

This ruling has mitigating circumstances: For this violation, the Board of Stewards assessed **Noe Garcia** fine in the amount **of four hundred dollars (\$400.00)**. The fine is to be paid on or before **August 20, 2017**, in accordance with 15.2.3.8 (B)(3)(l). Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(d) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE. Application requirements

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal

By Order of The Ruidoso Downs 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 #: 2017-RUI-86
Track Ruidoso Downs
Ruling Date: 7/20/2017

Licensee: FLORES, MARCO A.

License Type: 2015 3 Year Trainer Applicant Id: 33697
License Number: 226591

Ruling # 2017-RUI-86

Action Type: Initial Ruling

Ruling:

Trainer **Marco Flores** having been duly notified failing to appear, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **July 20, 2017**, for failing to have registration papers on file for entry **RUNAWAY JEANS**, which resulted in a late scratch and mutuel refund in the **5th race on July 2, 2017, at Ruidoso Downs**.

For this violation, the Board of Stewards assessed **Marco Flores** a fine in the amount **of two hundred dollars (\$200.00)**. The fine is to be paid on or before **August 20, 2017**, in accordance with 15.2.3.8 (B) (3)(1) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of.

15.2.5.12(B) NMAC: Which states in pertinent part "A horse shall be ineligible to start in a race when its breed registration certificate is not on file with the racing secretary".

This ruling is written in accordance with

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority/ 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal

By Order of The Ruidoso Downs 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 #: 2017-RUI-87
Track Ruidoso Downs
Ruling Date: 7/20/2017

Licensee: SALCEDO, MAURO

License Type: 2016 3 Year Apprentice Applicant Id: 137075
License Number: 280566

Ruling # 2017-RUI-87

Action Type: Initial Ruling

Ruling:

Jockey Mauro Salcedo having been duly notified and having appeared before the Board of Stewards on July 20, 2017, for his excessive use of the whip on his mount "MAGNIFICO DRAGON" during the running of the 13th race on July 15, 2017, at Ruidoso Downs.

The Board of Stewards assess Mauro Salcedo a penalty in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before August 20, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(E)(6)(e) Use of riding crops. Indiscriminate use of the whip is prohibited including whipping a horse: on the head, flanks or on any other part of its body other than the shoulders or hind quarters except when necessary to control a horse; during the post parade or after the finish of the race except when necessary to control the horse; excessively or brutally causing welts or breaks in the skin; when the horse is clearly out of the race or has obtained its maximum placing; persistently even though the horse is showing no response under the riding crop; or striking another rider or horse.

This ruling is written in accordance with:

15.2.1.9(B)(4)(A) Jockeys Notice of Hearing 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority/ 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal

By Order of The Ruidoso Downs 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 #: 2017-RUI-88
Track Ruidoso Downs
Ruling Date: 7/21/2017

Licensee: WOOD, STERLEN TREY

License Type: 2016 3 Year Trainer Applicant Id: 32499
License Number: 281640

Ruling # 2017-RUI-88

Action Type: Initial Ruling

Ruling:

Trainer Sterlen Trey Wood having telephonically waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **July 20, 2017**, for failure to declare equipment (**Flipping Halter Off**) at time of entry for **"FALCON CREEK"**, entered in **the 12th race on July 7, 2017 at Ruidoso Downs.**

For this rule violation, the Board of Stewards assessed **Sterlen Trey Wood** a penalty in the amount of **one hundred dollars (\$ 100.00).** The fine is to paid on or before **August 21, 2017**, in accordance with 15.2.3.8(B) (3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.8 (B)(10) Procedure For Entries Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.5.8 (B)(6) Procedure For Entries No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

15.2.5.13 (A)(6) Equipment For The Running Of The Race: No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

15.2.6.11(E)(10)Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)

(a)Failure to Appeal

By Order of The Ruidoso Downs 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 #: 2017-RUI-89
Track Ruidoso Downs
Ruling Date: 7/22/2017

Licensee: ESQUIVEL, JUAN M.

License Type: 2016 3 Year Trainer Applicant Id: 7532
License Number: 284209

Ruling # 2017-RUI-89

Action Type: Initial Ruling

Ruling:

Trainer Juan M. Esquivel having telephonically waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **July 21, 2017**, for failure to declare equipment (**Flipping Halter Off**) at time of entry for **"MARSEILLE"**, entered in **the 6th race on July 1, 2017 at Ruidoso Downs.**

For this rule violation, the Board of Stewards assessed **Juan M. Esquivel** a penalty in the amount of **one hundred dollars (\$ 100.00)**. The fine is to be paid on or before **August 22, 2017**, in accordance with 15.2.3.8(B) (3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.8 (B)(10) Procedure For Entries Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.5.8 (B)(6) Procedure For Entries No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

15.2.5.13 (A)(6) Equipment For The Running Of The Race: No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

15.2.6.11(E)(10) Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a) Failure to Appeal

By Order of The Ruidoso Downs 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.