



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-90
Track: Ruidoso Downs
Ruling Date: 7/27/2017

Licensee: ALVAREZ, SR RAMON ARIEL
License Type: 2014 3 Year Trainer Applicant Id: 31977
License Number: 174315

Ruling # 2017-RUI-90
Action Type: Initial Ruling
Ruling:

Trainer **Ramon A. Alvarez** having waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **July 23, 2017**, for bringing the wrong horse to the paddock **for the 5th race on July 22, 2017, at Ruidoso Downs**, which resulted in a late scratch and mutuel refund.

The Board of Stewards assess **Ramon A. Alvarez** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **August 27, 2017**, in accordance with 15.2.3.8(B)(3)(1). Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found in violation of .

16.47.1.10 (C) (22) TRAINER RESPONSIBILITY presenting his/her horse in the paddock at least 20 minutes before post time or at a time otherwise appointed before the race in which the horse is entered.

16.47.1.10 (C) TRAINER RESPONSIBILITY: A trainer is responsible for the proper identity, custody, care, health, condition, and safety of horses in their charge.

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-91
Track: Ruidoso Downs
Ruling Date: 7/27/2017

Licensee: RIVAS, JUAN CARLOS
License Type: 2016 3 Year Jockey Applicant Id: 30997
License Number: 284321

Ruling # 2017-RUI-91

Action Type: Initial Ruling

Ruling:

Jockey **Juan Carlos Rivas**, having been summoned and having appeared before the Board of Stewards on **July 23, 2017**, for failure to make sufficient effort to maintain his lane while aboard "**DMG FUNNY FACE**" in the **2ND race on July 22, 2017, at Ruidoso Downs**.

The Board of Stewards hereby assess, **Juan Carlos Rivas**, a fine in the amount of **one hundred dollars, (\$100.00)**. The fine is to be paid on or before **August 27, 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)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

This ruling is written in accordance with:

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys
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.



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Ruling #: 2017-RUI-92
Track Ruidoso Downs
Ruling Date: 7/27/2017

Licensee: KEETON, TOBY L
License Type: 2015 3 Year Trainer Applicant Id: 11966
License Number: 277466

Ruling # 2017-RUI-92

Action Type: Initial Ruling

Ruling:

Trainer Toby Keeton having been duly notified and having appeared before the Board of Stewards on **July 27, 2017**, concerning his conduct on June 26, 2017, which had a negative reflection on the honesty and integrity of horse racing.

For this rule violation, the Board of Stewards assessed **Toby Keeton** a penalty in the amount of **three hundred dollars (\$300.00)**. The fine is to be paid on or before **August 27, 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:

16.47.1.8 (L)(1)(i) – 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 is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing

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-93
Track: Ruidoso Downs
Ruling Date: 7/27/2017

Licensee: JOHNSON, TAMMY KAY
License Type: 2016 3 Year Trainer Applicant Id: 12439
License Number: 282366

Ruling # 2017-RUI-93

Action Type: Initial Ruling

Ruling:

Trainer Tammy Johnson having been duly notified and having appeared before the Board of Stewards on **July 27, 2017**, for failing to follow instructions from the official outrider on June 16, 2017 at Ruidoso Downs.

For this rule violation, the Board of Stewards assessed **Tammy Johnson** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **August 27, 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:

16.47.1.8 (L)(1)(i) – 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 is a person whose conduct or reputation may reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule.”

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-94
Track Ruidoso Downs
Ruling Date: 7/27/2017

Licensee: HUDSON, KALIE SUSAN

License Type: 2017 1 Year Exercise P Applicant Id: 30548
License Number: 286266

Ruling # 2017-RUI-94

Action Type: Initial Ruling

Ruling:

Pony Person, Kalie Hudson, having been duly notified and having appeared before the Board of Stewards on **July 27, 2017, at Ruidoso Downs**, for failing to disclose her complete criminal/arrest history on his licensing application.

For this violation, the Board of Stewards assessed **Kalie Hudson** fine in the amount **of three hundred dollars (\$300.00)**. The fine is to be paid on or before **August 27, 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/ 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
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Ruling #: 2017-RUI-95
Track Ruidoso Downs
Ruling Date: 7/27/2017

Licensee: PEREZ, JASMINE MARIE
License Type: 2017 1 Year Pari Mutue Applicant Id: 31299
License Number: 286284

Ruling # 2017-RUI-95

Action Type: Initial Ruling

Ruling:

Pari Mutuel Employee, Jasmine Perez, having been duly notified and having appeared before the Board of Stewards **on July 27, 2017,** for failing to disclose **her** criminal history on her license application **dated June 30, 2017.** **The Board of Stewards hereby issue a warning letter to Jasmine Perez.**

Licensee is found to be in violation of:

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

This ruling is written in accordance with:

16.47.1.8 (L)(1)(i) – 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 is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing. 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
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Ruling #: 2017-RUI-96
Track: Ruidoso Downs
Ruling Date: 7/27/2017

Licensee: DRAPER, ROBYNE HELENA
License Type: 2015 3 Year Trainer Applicant Id: 25966
License Number: 279428

Ruling # 2017-RUI-96

Action Type: Initial Ruling

Ruling:

Trainer Robyne Draper, having been duly notified and having appeared before the Board of Stewards on July 27, 2017, for a hearing concerning her employee, Miranda Arreola, being in possession of injectable items (prescribed to Mrs. Draper and labeled to Mrs. Draper) on July 8, 2017, Ruidoso Downs.

After considering the mitigating circumstances, the Board of Stewards hereby assess **Robyne Draper** a fine in the amount of **five hundred dollars (\$500)**. The fine is to be paid on or before **August 27, 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:

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 or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

16.47.1.10 (B) ABSOLUTE INSURER/ 16.47.1.10 (C) (I) TRAINER RESPONSIBILITY: A trainer is responsible for the proper identity, custody, care, health, condition, and safety of horses in their charge. **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. **16.47.1.8 (E) :** 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".

This ruling is written in accordance with:

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)(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-97
Track Ruidoso Downs
Ruling Date: 7/29/2017

Licensee: BRITO, JORGE ARMANDO
License Type: 2015 3 Year Owner Applicant Id: 15109
License Number: 279211

Ruling # 2017-RUI-97

Action Type: Initial Ruling

Ruling:

Trainer/Owner **Jorge Brito** having been **duly notified** and having responded telephonically before the Board of Stewards **on July 29, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC)** for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "**Vikingfjord**" (Test Sample #: **NM28293**), who **finished 2nd place in the 3rd race on June 10, 2017, at Ruidoso Downs, in Ruidoso, NM.** Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Jorge Brito**

Mitigating circumstances: trainer's first medication violation. **Aggravating circumstances:** Clenbuterol is a prohibited drug.

After considering the mitigating and aggravating circumstances, for Jorge Brito's FIRST Class 3B medication violation as a trainer and also an owner, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. **A 30day suspension of all NMRC licenses starting July 29, 2017, through August 28, 2017, inclusive.**
2. A (\$750) seven hundred and fifty dollar fine to paid on or before **August 29, 2017**, in accordance with 15.2.3.8 (B)(3)(l). Failure to pay fine in prescribed time may result in an immediate suspension.
3. Pursuant to rules 15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d)List Removal Requirements, the horse "**Vikingfjord**" is placed on the Stewards list for a period of 60 days (beginning **June 16, 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.
4. The horse "**Vikingfjord**" is hereby disqualified from **SECOND PLACE** and ordered unplaced from the **3rd race on June 10, 2017, at Ruidoso Downs**, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. A Horse Called Buddy
 2. Me Like Daddy
 3. Take a Miracle
 4. Jessie K White
 5. Regards Miracle
 6. Sixie Won
 7. Jess a Getting It
 8. Blazin Blue

Unplaced "Vikingfjord"

During said time of applicable suspension Jorge Brito is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of Jorge Brito, are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence/15.2.6.9(C)(3) Clenbuterol There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample 16.47.1.8 (U)(1) PROTECTION OF HORSES /15.2.6.9. B.(2) Penalty recommendations **This ruling is written in accordance with 15.2.6.11(A) NMAC: Trainer Responsibility/16.47.1.10(B)(1) NMAC: Absolute 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution /15.2.5.13(E)(4) (d) NMAC: Stewards Authority 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-98
Track Ruidoso Downs
Ruling Date: 7/30/2017

Licensee: REYNOLDS, CODY

License Type: 2016 3 Year Trainer Applicant Id: 34144
License Number: 282944

Ruling # 2017-RUI-98

Action Type: Initial Ruling

Ruling:

Trainer Cody Reynolds, having been duly notified and having appeared with counsel C. Barry Crutchfield and Owner Mary Cap before the Board of Stewards on July 29, 2017, concerning a hearing that was continued at the request of Mr. Crutchfield from May 29, 2017. The hearing was in regard to Cody Reynolds failing to report, as instructed, to the Ruidoso Test Barn Facility on May 10, 2017, with horse "Chaddyshack" who was selected for out of competition testing.

AGGRAVATING CIRCUMSTANCES:

1. Cody Reynolds has an extensive history of medication violations.
2. Cody Reynolds was properly notified in accordance with **15.2.6.9 J (1) (a)(b) OUT OF COMPETITION TESTING**

After considering the aggravating circumstances, the Board of Stewards hereby assess Cody Reynolds of penalty of a **180 day suspension** of all NMRC licenses starting **August 08, 2017, through February 4, 2018, inclusive.**

During said time of applicable suspension Cody Reynolds 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). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of Cody Reynolds are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c).

Licensee is found in violation of

15.2.6.9 J (1) (a-e) OUT OF COMPETITION TESTING/ 15.2.6.9 J (7) (a)(b) OUT OF COMPETITION TESTING/ 15.2.6.9 J (8) OUT OF COMPETITION TESTING

This ruling is written in accordance with

16.47.1.8(L)(1)(e)(i)(3) GROUNDS FOR DISCIPLINARY MEASURES FOR A LICENSEE AND REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE/ 15.2.6.9 J (7) (a)(b) OUT OF COMPETITION TESTING/ 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-99
Track Ruidoso Downs
Ruling Date: 7/30/2017

Licensee: CAP, MARY KAY
License Type: 2016 3 Year Owner Applicant Id: 13723
License Number: 283240

Ruling # 2017-RUI-99

Action Type: Initial Ruling

Ruling:

Owner Mary Cap, having been duly notified and **having appeared with trainer Cody Reynolds (represented by counsel C. Barry Crutchfield)** before the Board of Stewards **on July 29, 2017**, concerning Cody Reynolds's failure to report to the Ruidoso Test Barn Facility on May 10, 2017, with horse "Chaddyshack" who was selected for out of competition testing.

The Board of Stewards hereby assess Mary Capp a penalty, pursuant to **15.2.6.9 J (7) (a) OUT OF COMPETITION TESTING and 15.2.6.9(C)(7)MEDICATION VIOLATION: the horse "Chaddyshack"** was placed on the Stewards list for a period of 60 days (beginning **May 10, 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.

Licensee is found in violation of

15.2.6.9 J (1) (a)(b)(c)OUT OF COMPETITION TESTING/ 15.2.6.9 J (8)(a) OUT OF COMPETITION TESTING

This ruling is written in accordance with

15.2.6.9 J (7) (a) OUT OF COMPETITION TESTING/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.