



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2018-RUI-139  
Track Ruidoso Downs  
Ruling Date: 8/26/2018

Licensee: SHEPHARD, JUSTIN T

License Type: 2016 3 Year Jockey      Applicant Id: 5334  
License Number: 284478

Ruling # 2018-RUI-139

Action Type: Initial Ruling

Ruling:

**Jockey, Justin Shephard.,** was summoned and **appeared** before Board of Stewards **on August 26, 2018,** for careless riding during the running of the **8th race on August 25, 2018, at Ruidoso Downs,** while **aboard "STREET TOWER" which resulted in his mount being disqualified from 1st place to 2nd place.** (Bore out under left handed whip and impeded the #7).

The Board of Stewards hereby suspends **Justin Shephard** for a period of **7 calendar days (September 3, 2018, through September 9, 2018).** **Justin Shephard is allowed** to ride designated races.

*Licensee is found in violation of and this ruling is written in accordance with:*

**15.2.5.13(E)(2)(a) Post to Finish** Which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

**15.2.5.13(E)(3)(a) Thoroughbred Races** When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

**15.2.5.13(E)(3)(c) Post to Finish/15.2.5.13(E)(3)(d) Post to Finish/15.2.5.13(E)(4)(a) Disqualification/ 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."



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Ruling #: 2018-RUI-140  
Track Ruidoso Downs  
Ruling Date: 8/27/2018

Licensee: ALVAREZ, JESUS AROON

License Type: 2016 3 Year Owner      Applicant Id: 3719  
License Number: 284398

Ruling # 2018-RUI-140

Action Type: Initial Ruling

Ruling:

**Owner JESUS AROON ALVAREZ, is hereby suspended, effective immediately August 27, 2018, for failing to pay the fine (\$2,500) assessed in Ruling 2018-SUN-119.**

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

**Licensee is found to be in violation of and this ruling is written in accordance with:**

**15.2.3.8 (B)(3)(1)** All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered

**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) Changes In Application Information / 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

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 #: 2018-RUI-141  
Track Ruidoso Downs  
Ruling Date: 8/27/2018

Licensee: CORRAL, DAMIAN ALVARADO

License Type: 2016 3 Year Jockey      Applicant Id: 32418  
License Number: 280514

Ruling # 2018-RUI-141

Action Type: Initial Ruling

Ruling:

**Jockey DAMIAN ALVARADO CORRAL** is hereby suspended, effective immediately **August 27, 2018**, for failing to pay the **fine (\$200)** assessed in **Ruling 2017-ZIA-212**.

During said time of applicable suspension **DAMIAN ALVARADO CORRAL** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21)**.

**Licensee is found to be in violation of and this ruling is written in accordance with:**

**15.2.3.8 (B)(3)(1)** All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered

**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**  
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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 #: 2018-RUI-142  
Track Ruidoso Downs  
Ruling Date: 8/27/2018

Licensee: CORTEZ, HECTOR

License Type: 2017 1 Year Groom      Applicant Id: 160587  
License Number: 288379

Ruling # 2018-RUI-142

Action Type: Initial Ruling

Ruling:

**Groom Hector Cortez** is hereby suspended, effective immediately **August 27, 2018**, for failing to pay the **fine (\$200)** assessed in **Ruling 2018-SUN-92**.

During said time of applicable suspension **Hector Cortez** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21)**.

**Licensee is found to be in violation of and this ruling is written in accordance with:**

**15.2.3.8 (B)(3)(1)** All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered

**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**

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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 #: 2018-RUI-143  
Track Ruidoso Downs  
Ruling Date: 8/27/2018

Licensee: CRUZ-VILLANUEVA, SIMON

License Type: 2018 1 Year Groom      Applicant Id: 32816  
License Number: 288675

Ruling # 2018-RUI-143

Action Type: Initial Ruling

Ruling:

**Groom SIMON CRUZ-VILLANUEVA** is hereby suspended, effective immediately **August 27, 2018**, for failing to pay the **fine (\$200)** assessed in **Ruling 2018-SUN-178**.

During said time of applicable suspension **SIMON CRUZ-VILLANUEVA** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21)**.

**Licensee is found to be in violation of and this ruling is written in accordance with:**

**15.2.3.8 (B)(3)(1)** All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered

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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 #: 2018-RUI-144  
Track Ruidoso Downs  
Ruling Date: 8/27/2018

Licensee: DAVIS, RODNEY LAVELL

License Type: 2018 1 Year Groom      Applicant Id: 160946  
License Number: 289819

Ruling # 2018-RUI-144

Action Type: Initial Ruling

Ruling:

**Groom RODNEY LAVELL DAVIS** is hereby suspended, effective immediately **August 27, 2018,** for failing to pay the **fine (\$200)** assessed in **Ruling 2018-RUI-43.**

During said time of applicable suspension **RODNEY LAVELL DAVIS** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21).**

**Licensee is found to be in violation of and this ruling is written in accordance with:**

**15.2.3.8 (B)(3)(1)** All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered

**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**

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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 #: 2018-RUI-145  
Track Ruidoso Downs  
Ruling Date: 8/27/2018

Licensee: ESQUIVEL, HUGO

License Type: 2016 3 Year Owner      Applicant Id: 158732  
License Number: 283780

Ruling # 2018-RUI-145

Action Type: Initial Ruling

Ruling:

**OWNER HUGO ESQUIVEL** is hereby suspended, effective immediately **August 27, 2018**, for failing to pay the **fine (\$200)** assessed in **Ruling 2018-SUN-200**.

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

***Licensee is found to be in violation of and this ruling is written in accordance with:***

**15.2.3.8 (B)(3)(1)** All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered

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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 #: 2018-RUI-146  
Track Ruidoso Downs  
Ruling Date: 8/27/2018

Licensee: GRIEWAHN, ROBERT LEE

License Type: 2017 1 Year Pony Pers Applicant Id: 25248  
License Number: 288368

Ruling # 2018-RUI-146

Action Type: Initial Ruling

Ruling:

**Pony Person ROBERT LEE GRIEWAHN, is hereby suspended, effective immediately August 27, 2018, for failing to pay the fine (\$500) assessed in Ruling 2018-SUN-156.**

During said time of applicable suspension **ROBERT LEE GRIEWAHN** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21)**.

**Licensee is found to be in violation of and this ruling is written in accordance with:**

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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 #: 2018-RUI-147  
Track Ruidoso Downs  
Ruling Date: 8/27/2018

Licensee: RODRIGUEZ, LUIS RAMON

License Type: 2015 3 Year Jockey      Applicant Id: 2581  
License Number: 279377

Ruling # 2018-RUI-147

Action Type: Initial Ruling

Ruling:

**Jockey Luis Ramon Rodriguez** is hereby suspended, effective immediately **August 27, 2018**, for failing to pay the **finer (\$900)** assessed in **Ruling 2018-SUN-223 and 2018-RUI-41**.

During said time of applicable suspension **Luis Ramon Rodriguez** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21)**.

**Licensee is found to be in violation of and this ruling is written in accordance with:**

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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 #: 2018-RUI-148  
Track Ruidoso Downs  
Ruling Date: 8/27/2018

Licensee: GOMEZ, ALFREDO MORRIS  
License Type: 2016 3 Year Trainer Applicant Id: 14091  
License Number: 283239

Ruling # 2018-RUI-148

Action Type: Initial Ruling

Ruling:

Trainer Alfredo Gomez was duly notified **and waived his rights to a 10 day notice and formal hearing** before the Board of Stewards on August 27, 2018. The hearing was in regard to Alfredo Gomez failing to insure his owner was licensed prior to race for entries "MR JESS TRACY" and "MAKE U SMILE", which resulted in a late scratch from the 2nd and 9th races on August 25, 2018, at Ruidoso Downs Racetrack.

The Board of Stewards hereby fines Alfredo Gomez in the amount **of four hundred dollars (\$400.00)**. The fine is to be paid on or before September 27, 2018, in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

**Licensee is found to be in violation of and this ruling is written in accordance with:**

**15.2.5.12(X) Horse ineligible** A horse shall be ineligible to start in a race when its Owner, Lessor, and /or Trainer have not completed the licensing procedures required by the Commission.

**16.47.1.10 (C)(17) Trainer Responsibility:** The Trainer is responsible for representing an Owner in making entries and scratches, and in all other matters pertaining to racing; horses entered as to eligibility and weight or other allowances claimed

**16.47.1.10 (C)(16) Trainer Responsibility** The Trainer is responsible for disclosure of the true and entire ownership of each horse in their care, custody or control; any change in ownership must be reported immediately to, and approved by, the stewards and recorded by the racing secretary

**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**

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By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: 2018-RUI-149  
Track Ruidoso Downs  
Ruling Date: 8/27/2018

Licensee: BECERRA, JR SERGIO

License Type: 2017 3 Year Jockey      Applicant Id: 32539  
License Number: 284870

Ruling # 2018-RUI-149

Action Type: Initial Ruling

Ruling:

Jockey **Sergio Becerra Jr.** was summoned and appeared before the Board of Stewards on **August 27, 2018**, for failure to make sufficient effort to maintain his lane while aboard "**Moonflash Numbers**", in the **14th race on August 18, 2018, at Ruidoso Downs**.

The Board of Stewards hereby assess, **Sergio Becerra Jr.**, a fine in the amount of **two hundred dollars, (\$200.00)**. The fine is to be paid on or before **August 23, 2018**, 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 and this ruling is written in accordance with:**

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.

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

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Ruling #: 2018-RUI-150  
Track Ruidoso Downs  
Ruling Date: 8/31/2018

Licensee: HUITRON, ERIKA JEANETTE

License Type: 2018 3 Year Trainer      Applicant Id: 161225  
License Number: 290808

Ruling # 2018-RUI-150

Action Type: Initial Ruling

Ruling:

Trainer, **ERIKA JEANETTE HUITRON**, is hereby summarily suspended, **effective immediately, August 31, 2018**, pending the outcome of **her** hearing on **September 3, 2018, @ 9:00a.m** in the offices of the **Board of Stewards at Ruidoso Downs (26225 US-70, Ruidoso NM 88346)**, per **15.2.1.9 (B)(3)(b) Summary Suspension**. The summary suspension was in regard to the detection of the **Class 2 Penalty A drug, Modafinil Acid, found test sample #E282887 taken from the winner, "Livingston Icon", (trained by ERIKA JEANETTE HUITRON) in the 5th race on August 18, 2018, at Ruidoso Downs.**

In accordance with **15.2.1.9 (C)(21), ERIKA JEANETTE HUITRON** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses **owned, trained, or under the care of ERIKA JEANETTE HUITRON** 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 by, owned by, or in the care and custody of ERIKA JEANETTE HUITRON** must be done in accordance with **15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5) Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.**

**Licensee is found in violation of and this ruling is written in accordance with:**

**15.2.1.9(B)(3)(a) Proceedings Before The Stewards: Summary Suspension** If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing.

**16.47.1.8 (U)(1) PROTECTION OF HORSES** Each person licensed by the commission shall do all that is reasonable and within their power and scope of duty to guard against and prevent the administration of any drug, medication or other substance, including permissible medication in excess of the maximum allowable level, to any horse entered or to be entered in an official workout or race, as prohibited by these rules.

**16.47.1.8(U)(2) Protection of horses** No licensee or other person under the jurisdiction of the commission shall subject or permit any animal under their control, custody or supervision to be subjected to or to incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care.

**16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license** 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 adversely reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited 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.

**15.2.1.9(B)(3)(b) Proceedings Before The Stewards: Summary Suspension** A licensee whose license has been summarily suspended is entitled to a hearing on the summary suspension not later than the 10th day after the license was summarily suspended. The licensee may waive their right to a hearing on the summary suspension within the 10-day limit

**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) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures**

*Violet Smith*

*Julie Coffey*

*Robert Smith*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2018-RUI-151  
Track Ruidoso Downs  
Ruling Date: 8/31/2018

Licensee: MONTES, JR JOHNNY R.

License Type: 2017 1 Year Racing Se Applicant Id: 34669  
License Number: 286936

Ruling # 2018-RUI-151

Action Type: Initial Ruling

Ruling:

**Racing Secretary Johnny Montes**, was duly notified and appeared for a hearing before the Board of Stewards on **August 31, 2018**. The hearing was in regard to **Johnny Montes** accepting the ineligible entry (insufficient works) **"MELAS MIRACLE"**, which resulted in a scratch from the **6th race on August 17, 2018, at Ruidoso Downs**.

The Board of Stewards hereby fines **Johnny Montes** in the amount of **two hundred dollars, (\$200.00)**. The fine is to be paid on or before **September 30, 2018**, 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 and this ruling is written in accordance with:**

**15.2.5.11 (A)(1-4) WORKOUTS REQUIREMENTS**

**15.2.3.8 (C)(1)(5) Racing secretary** The racing secretary shall: examine all entry blanks and declarations to verify information as set forth therein;

**15.2.3.8 (A)(5)(b) Racing Official Accountability** A racing official may be held responsible by the stewards or the commission for their actions, and the actions of their assistants and employees

**15.2.5.12(L) HORSES INELIGIBLE:** A horse shall be ineligible to start in a race when it lacks sufficient official published workouts or race past performance(s)

**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) Changes In Application Information / 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 #: 2018-RUI-152  
Track Ruidoso Downs  
Ruling Date: 8/31/2018

Licensee: FRANCO, ALBERT SERRANO

License Type: 2015 3 Year Trainer      Applicant Id: 32103  
License Number: 280123

Ruling # 2018-RUI-152

Action Type: Initial Ruling

Ruling:

**Trainer, Albert Franco**, was duly notified, failed 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 **August 31, 2018**. The hearing was in regard to **Albert Franco**, failing to declare equipment (**Flipping Halter Off**) at time of entry for **“STRONG GOODBYE”**, entered in **the 12th race on August 18, 2018, at Ruidoso Downs**.

The Board of Stewards hereby fines **Albert Franco** in the amount of **two hundred dollars (\$ 200.00)**. The fine is to paid on or before **October 1, 2018**, 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 and this ruling is written in accordance with:**

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

15.2.6.11(E)(11)Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

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) Changes In Application Information / 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 #: 2018-RUI-153  
Track Ruidoso Downs  
Ruling Date: 9/1/2018

Licensee: RANDOLPH, RICHARD E.

License Type: 2017 3 Year Owner      Applicant Id: 15683  
License Number: 286039

Ruling # 2018-RUI-153

Action Type: Initial Ruling

Ruling:

**Owner, Richard Randolph**, was duly notified **and waived his rights to a 10-day summary suspension notice of hearing** before the Board of Stewards on **September 1, 2018**. The hearing was in regards to **Richard Randolph** being **in possession of marijuana found during a compliance search by Ruidoso Downs Security and the Enforcement Team on September 1, 2018, at Ruidoso Downs.**

The Board of Stewards hereby issue a **60 day** suspension of any/all New Mexico Racing Commission licenses belonging to **Richard Randolph**, effective immediately **September 1, 2018, through October 30, 2018, inclusive.**

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

**Licensee is found to be in violation of and this ruling is written in accordance with:**

**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

**16.47.1.8 (L)(1)(i) – Conduct /16.47.1.8 (E) : Agree to search and seizure /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."

*Richard Smith*

*Jim Clark*

*Kenner Shaw*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2018-RUI-154  
Track Ruidoso Downs  
Ruling Date: 9/1/2018

Licensee: BACA, BENITO JUDE

License Type: 2018 1 Year Jockey      Applicant Id: 30108  
License Number: 289755

Ruling # 2018-RUI-154

Action Type: Initial Ruling

Ruling:

Jockey **Benito Baca** was summoned **and represented by jockey Agustin Silva** before the Board of Stewards on **August 31, 2018**, for failure to make sufficient effort to maintain his lane while aboard **“Fannie Blankers”, which resulted in his mount being disqualified from 3rd place to 10th place in the 6th race on August 26, 2018.**

The Board of Stewards hereby fines **Benito Baca** in the amount of **two hundred dollars, (\$200.00).** The fine is to be paid on or before **October 1, 2018**, 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 and this ruling is written in accordance with:**

**15.2.5.13(E)(3)(d) Post to Finish** 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.

**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/ 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  
Albuquerque, NM 87113

Ruling #: 2018-RUI-155  
Track Ruidoso Downs  
Ruling Date: 9/1/2018

Licensee: PURCELL, KELSI KELSO

License Type: 2016 3 Year Jockey      Applicant Id: 33369  
License Number: 284215

Ruling # 2018-RUI-155

Action Type: Initial Ruling

Ruling:

Jockey **Kelsi Purcell** was duly notified and appeared for a hearing before the Board of Stewards on **September 1, 2018**. The hearing was in regard to **Kelsi Purcell** failing to be excused from, or to notify the Board of Stewards of **her** absence, and subsequent failure to honor **her** riding engagement, entry "**BIG RED N BODACIOUS**" in the **7th race on August 31, 2018 at Ruidoso Downs**.

The Board of Stewards hereby fines **Kelsi Purcell** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **October 1, 2018** 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 and this ruling written in accordance with:**

**15.2.5.13(C)(1)** Jockeys shall report to the Jockey's quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the Jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the Stewards.

**5.2.5.13(C)(3)** Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the Stewards.

**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) Changes In Application Information / 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 #: 2018-RUI-156  
Track Ruidoso Downs  
Ruling Date: 9/1/2018

Licensee: DOW, BOBBY LEE

License Type: 2018 1 Year Jockey      Applicant Id: 32593  
License Number: 290032

Ruling # 2018-RUI-156

Action Type: Initial Ruling

Ruling:

Jockey **Bobby Dow** was duly notified and appeared for a hearing before the Board of Stewards on **September 1, 2018**. The hearing was in regard to **Bobby Dow** failing to be excused from, or to notify the Board of Stewards of **his** absence, and subsequent failure to honor **his** riding engagement, entry "**GEORGE HENRY**" in the **10th race on August 31, 2018 at Ruidoso Downs**.

The Board of Stewards hereby fines **Bobby Dow** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **October 1, 2018** 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 and this ruling written in accordance with:**

15.2.5.13(C)(1) Jockeys shall report to the Jockey's quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the Jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the Stewards.

5.2.5.13(C)(3) Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the Stewards.

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) Changes In Application Information / 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 #: 2018-RUI-157  
Track Ruidoso Downs  
Ruling Date: 9/1/2018

Licensee: CRAWFORD, CLINTON TYLER

License Type: 2017 3 Year Trainer      Applicant Id: 12039  
License Number: 288255

Ruling # 2018-RUI-157

Action Type: Initial Ruling

Ruling:

Owner/Trainer Clinton Crawford was duly notified **and waived his rights to a 10-day notice of hearing** before the Board Of Stewards on **September 1, 2018.** The hearing was in regard to a certificate of analysis from Industrial Laboratories (the official testing laboratory for the NMRC), for a confirmed positive for the therapeutic drug, Betamethasone (class 4 penalty category C major drug) found in test sample **E282661.** The test sample was taken from the **winner "TRACE DYNASTY"** following **the 6th race on July 22, 2018, at Ruidoso Downs Racetrack.**

The original lab report indicated a finding of **Betamethasone at a level of 33.9±2.7 pg/ml in the blood**, the allowable limit for **Betamethasone is 10 pg/ml in the blood (15.2.6.9 Attachment#2).** Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Clinton Crawford.

Kathleen O. Matey, the **owner** of record for horse "**TRACE DYNASTY**", was telephonically notified that her trainer Clinton Crawford waived his rights to a 10-day notice of hearing. In accordance with 15.2.1.9(B) (4)(d) this is **Kathleen O. Matey's first Class 4C major medication violation in a 365- day period .**

**For Clinton Crawford's SECOND Class 4C major medication violation in a 365- day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:**

1. **A 15 day suspension starting on September 5, 2018, through September 19, 2018 inclusive**
2. **(\$1,500) one thousand and five hundred dollar fine to paid on or before October 1, 2018, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine in prescribed time may result in an immediate suspension.**

During said time of applicable suspension Clinton Crawford 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 **owned, trained, or under the care of Clinton Crawford** 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 by, owned by, or in the care and custody of Clinton Crawford** must be done in accordance with **15.2.6.9A(12)(a)(b) Medication and Prohibited Substances** and **15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.**

**Licensee is found to be in violation of and this ruling is 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, 16.47.1.8(T) Knowledge of the Rules, 16.47.1.8(U)(1) Protection of Horses, 16.47.1.10(B)(1-3) Absolute Insurer, 15.2.6.9 (B)(4), 15.2.6.9 Attachment #2, 15.2.1.9(B)(9)(b): Appeal Procedures** 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.

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2018-RUI-158  
Track Ruidoso Downs  
Ruling Date: 9/1/2018

Licensee: MATEY, KATHLEEN

License Type: 2018 3 Year Owner      Applicant Id: 2502  
License Number: 291016

Ruling # 2018-RUI-158

Action Type: Initial Ruling

Ruling:

Owner **Kathleen O. Matey** was telephonically notified that her trainer **Clinton Crawford** waived his rights to a 10-day notice of hearing before the Board Of Stewards on **September 1, 2018.** The hearing was in regard to a certificate of analysis from **Industrial Laboratories (the official testing laboratory for the NMRC)**, for a confirmed positive for the therapeutic drug, Betamethasone (class 4 penalty category C major drug) found in test sample **E282661.** The test sample was taken from the **winner "TRACE DYNASTY"** following **the 6th race on July 22, 2018, at Ruidoso Downs Racetrack.**

The original lab report indicated a finding of **Betamethasone at a level of 33.9±2.7 pg/ml in the blood,** the allowable limit for **Betamethasone is 10 pg/ml in the blood (15.2.6.9 Attachment#2).** Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Clinton Crawford.**

**Clinton Crawford,** the **trainer** of record for horse **"TRACE DYNASTY"**, appeared for this hearing and waived his rights to a 10-day notice. In accordance with 15.2.1.9(B)(4)(d) this is **Clinton Crawford's SECOND Class 4C major medication violation in a 365- day period .**

**For Kathleen O. Matey's FIRST Class 4C major medication violation in a 365- day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:**

1. **The horse TRACE DYNASTY** must pass a commission approved veterinary examination before being eligible to enter.
2. **The horse "TRACE DYNASTY" is hereby disqualified from FIRST PLACE and ordered unplaced from the race on July 22, 2018, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.**

1. Peightnt Your Fate
2. Gonna Get This
3. Srirrach
4. De Elegant Ivory
5. Significant Red
6. Howling Good Time
7. Legacy Eagle
8. Apollitical Kitten
9. Woodys Dynasty

**Unplaced "TRACE DYNASTY"**

**Licensee is found to be in violation of and this ruling is 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, 16.47.1.8(T) Knowledge of the Rules, 16.47.1.8(U)(I) Protection of Horses, 16.47.1.10(B)(1-3) Absolute Insurer, 15.2.6.9 (B)(4), 15.2.6.9 Attachment #2, 15.2.1.9(B)(9)(b): Appeal Procedures** 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.



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2018-RUI-159  
Track Ruidoso Downs  
Ruling Date: 9/1/2018

Licensee: RIVAS, JUAN CARLOS

License Type: 2016 3 Year Jockey      Applicant Id: 30997  
License Number: 284321

Ruling # 2018-RUI-159

Action Type: Initial Ruling

Ruling:

Jockey Juan Carlos Rivas was summoned and responded telephonically for a hearing before the Board of Stewards on August 31, 2018, for failure to make sufficient effort to maintain his lane while aboard “MAGICS KNUD POLICY”, which resulted in his mount being disqualified from 8th place to 9th place in the 6th race on August 31, 2018.

The Board of Stewards hereby fines Juan Carlos Rivas in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before October 1, 2018, 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 and this ruling is written in accordance with:

**15.2.5.13(E)(3)(d) Post to Finish** 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.

**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/ 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 #: 2018-RUI-160  
Track Ruidoso Downs  
Ruling Date: 9/2/2018

Licensee: VALERIO, RYNE A.

License Type: 2018 1 Year Asst Racin Applicant Id: 18762  
License Number: 289890

Ruling # 2018-RUI-160

Action Type: Initial Ruling

Ruling:

**Assistant Racing Secretary RYNE A. VALERIO**, was duly notified, failed 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 **September 1, 2018**. The hearing was in regard to **RYNE A. VALERIO**, accepting the ineligible entry (insufficient works) **"MELAS MIRACLE"**, which resulted in a scratch from the **6th race on August 17, 2018, at Ruidoso Downs**.

The Board of Stewards hereby fines **RYNE A. VALERIO** in the amount of **two hundred dollars, (\$200.00)**. The fine is to be paid on or before **October 2, 2018** 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 and this ruling is written in accordance with:**

**15.2.5.11 (A)(1-4) WORKOUTS REQUIREMENTS**

**15.2.3.8 (A)(5)(b) Racing Official Accountability** A racing official may be held responsible by the stewards or the commission for their actions, and the actions of their assistants and employees

**15.2.5.12(L) HORSES INELIGIBLE:** A horse shall be ineligible to start in a race when it lacks sufficient official published workouts or race past performance(s)

**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) Changes In Application Information / 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

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-RUI-161  
Track Ruidoso Downs  
Ruling Date: 9/2/2018

Licensee: SIFUENTES, JORGE DEANDA  
License Type: 2018 1 Year Groom Applicant Id: 19700  
License Number: 290435

Ruling # 2018-RUI-161

Action Type: Initial Ruling

Ruling:

Owner/Groom **Jorge Sifuentes** is hereby summarily suspended, effective immediately, **September 2, 2018**, pending the outcome of his hearing on **September 3, 2018, @ 10:00a.m.**, in the offices of the **Board of Stewards at Ruidoso Downs (26225 US-70, Ruidoso NM 88346)**, per **15.2.1.9 (B)(3)(b) Summary Suspension**. **Jorge Sifuentes** was in possession of **a needle and syringe found in his truck during a compliance search by the Integrity Team Investigators on September 2, 2018, at Ruidoso Downs.**

During said time of applicable suspension **Jorge Sifuentes** 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 **owned, or under the care of Jorge Sifuentes** 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 **owned by or in the care and custody of Jorge Sifuentes** must be done in accordance with **15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION**.

**Licensee is found to be in violation of and this ruling is written in accordance with:**

**15.2.1.9(B)(3)(a) Proceedings Before The Stewards: Summary Suspension** If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing.

**15.2.1.9(B)(3)(b) Proceedings Before The Stewards: Summary Suspension** A licensee whose license has been summarily suspended is entitled to a hearing on the summary suspension not later than the 10th day after the license was summarily suspended. The licensee may waive their right to a hearing on the summary suspension within the 10-day limit

**15.2.6.8 (B)(3)(b) 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 any hypodermic syringe, hypodermic needle or any equipment associated with the aid of intravenous administration.

**16.47.1.8 (E) Consent to Search and Seizure** 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.

**16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license** 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 adversely reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited 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.

**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**

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2018-RUI-162  
Track Ruidoso Downs  
Ruling Date: 9/2/2018

Licensee: ORTIZ, JOSE ENRIQUE

License Type: 2016 3 Year Jockey      Applicant Id: 35364  
License Number: 281100

Ruling # 2018-RUI-162

Action Type: Initial Ruling

Ruling:

**Jockey Jose Enrique Ortiz** is hereby suspended, effective immediately **September 2, 2018,** for failing to pay the **finer (\$500)** assessed in **Rulings 2018-RUI-67, 2018-RUI-66, 2018-RUI-46.**

During said time of applicable suspension **Jose Enrique Ortiz** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21).**

**Licensee is found to be in violation of and this ruling is written in accordance with:**

**15.2.3.8 (B)(3)(1)** All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered

**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) Changes In Application Information / 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

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.