



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-126
Track Ruidoso Downs
Ruling Date: 7/20/2019

Licensee: ARMENDARIZ, JR RICARDO GARCIA
License Type: 2017 3 Year Trainer Applicant Id: 12260
License Number: 286741

Ruling # 2019-RUI-126

Action Type: Initial Ruling

Ruling:

Trainer, RICARDO GARCIA ARMENDARIZ JR., was duly notified and signed his notice of hearing before the Board of Stewards on **July 19th, 2019**. The hearing was in regard to **RICARDO GARCIA ARMENDARIZ JR.,** failing to declare equipment (**Flipping Halter Off**) at time of entry for **"WILDANDSASSY EAGLE"**, entered in **the 12th race on May 26, 2019, at Ruidoso Downs.**

The Board of Stewards hereby fines **RICARDO GARCIA ARMENDARIZ JR.** in the amount of **two hundred dollars (\$ 200.00).** The fine is to be paid on or before **August 20, 2019,** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall 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 #: 2019-RUI-127
Track Ruidoso Downs
Ruling Date: 7/21/2019

Licensee: MARR, GERALD E

License Type: 2019 3 Year Trainer Applicant Id: 20440
License Number: 292802

Ruling # 2019-RUI-127
Action Type: Modified Ruling
Ruling:

RE: 2019-RUI-127 - Modified Ruling There is no re-distribution of the purse for June 23, 2019 (10th race) at Ruidoso Downs. This was a category c minor, flunixin positive at the level of 33.8 ng/ml sample number E317097 taken from first place finisher " Classic Gent" owned by Rumalda Garcia..

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 #: 2019-RUI-128
Track Ruidoso Downs
Ruling Date: 7/21/2019

Licensee: WOODS, KEVEN DEWAYNE

License Type: 2019 3 Year Trainer Applicant Id: 161986
License Number: 293890

Ruling # 2019-RUI-128
Action Type: Case Continued
Ruling:

RE: 2019-RUI-128 - Case Continued

Trainer Keven Woods (currently summarily suspended) was duly notified and responded telephonically for a summary suspension hearing before The Board of Stewards for July 27, 2019. The summary suspension hearing was in regard to a needle and syringe that was found during a compliance search by Ruidoso Downs Security on July 21, 2019 in the truck given to groom "Alex Hinojo" who was bringing the horse "Bandi's Doctor" to race in the 1st race on July 21, 2019 for trainer Keven Woods attending trainer Gerardo Ochoa-Pena.

In accordance with 15.2.1.9(B)(3)(a), the Board of Stewards hereby continue the summary suspension of all licenses belonging to Keven Woods pending the outcome of his disciplinary hearing.

Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Keven Woods 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 Keven Woods 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) Summary Suspension Which states in pertinent part "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".

15.2.6.8 (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 (L)(1)(i) -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"

16.47.1.10 (B) ABSOLUTE INSURER/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 #: 2019-RUI-129
Track Ruidoso Downs
Ruling Date: 7/21/2019

Licensee: OCHOA-PENA, GERARDO

License Type: 2019 3 Year Trainer Applicant Id: 21264
License Number: 293660

Ruling # 2019-RUI-129
Action Type: Case Continued
Ruling:

RE: 2019-RUI-129 - Case Continued

Trainer Gerardo Ochoa-Pena (currently summarily suspended) was duly notified and represented telephonically by attorney Daniel Marquez for a summary suspension hearing before The Board of Stewards for July 27, 2019. The summary suspension hearing was in regard to a needle and syringe that was found during a compliance search by Ruidoso Downs Security on July 21, 2019 in the truck given to groom "Alex Hinojo" who was bringing the horse "Bandi's Doctor" to race in the 1st race on July 21, 2019 for trainer Keven Woods attending trainer Gerardo Ochoa-Pena.

In accordance with 15.2.1.9(B)(3)(a), the Board of Stewards hereby continue the summary suspension of all licenses belonging to Gerardo Ochoa-Pena pending the outcome of his disciplinary hearing.

Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Gerardo Ochoa-Pena 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 Gerardo Ochoa-Pena 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) Summary Suspension Which states in pertinent part "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".

15.2.6.8 (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 (L)(1)(i) -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"

16.47.1.10 (B) ABSOLUTE INSURER/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 #: 2019-RUI-130
Track Ruidoso Downs
Ruling Date: 7/22/2019

Licensee: MARTINEZ, BOBBY R.

License Type: Applicant Id: 12457
License Number:

Ruling # 2019-RUI-130
Action Type: Modified Ruling
Ruling:

Owner/Trainer, **Bobby Martinez**, is hereby summarily suspended, **effective immediately, July 21, 2019**, pending the outcome of **his** hearing on **July 26, 2019, @ 10:00 a.m** in the offices of the **Board of Stewards at Ruidoso Downs Racetrack (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 1 Penalty A substance "Ostarine" in Out of competition testing conducted on July 15, 2019 at Ruidoso Downs. (15.2.6.) Out of Competition Testing (J) (1) (a,b,c,) (15.2.6.9) Medications and Prohibited Substances A (1) (2) (4) (5 a, b, c, d, e) (15.2.6NMAC Attachment #1 Uniform Classification Guidelines and Recommended Penalties Model Rules January, 2019 (V.14.0) Pg.2 Notes Regarding Classification Guidelines (Racing Commissioners International (RCI) and/or The Racing Medication and Testing Consortium (RMTC) should be consulted for found substances or drugs not included in these guidelines and treated as Class 1 violations warranting a Class A penalty unless otherwise advised). Ostarine, found in test samples #E286010 "FM Bushwacker", #E286011 "FM Cowboys Rock", #E286012 "FM Loko Rock", #E286013 "FM Party Rock", #E286015 "FM Tempting Rock" and #E285932 "FM Lion Rock" OOCT July 14, 2019**

In accordance with **15.2.1.9 (C)(21)**, **Bobby Martinez** 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 Bobby Martinez** 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, owned, or in the care and custody of Bobby Martinez** 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:

15.2.6 (J) Out of Competition Testing

15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions

15.2.6.9(A)(4) MEDICATIONS AND PROHIBITED SUBSTANCES Penalties Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

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.

16.47.1.10(B)(1)(2) Absolute Insurer

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-131
Track Ruidoso Downs
Ruling Date: 7/22/2019

Licensee: SANCHEZ, JACKIE EMILY
License Type: 2019 3 Year Trainer Applicant Id: 31778
License Number: 293601

Ruling # 2019-RUI-131
Action Type: Case Continued
Ruling:
RE: 2019-RUI-131 - Case Continued

Trainer **Jackie Sanchez**, (currently under summary suspension) was duly notified and **responded telephonically** for a summary suspension hearing before the Board of Stewards on **July 28, 2019**. The summary suspension was in regard to the confirmed positive of the **Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, clenbuterol, found in the urine, test sample #E329280 taken from the first place finisher (trained by Jackie Sanchez), "A J Major Seis", in the 4th race on July 12, 2019, at Ruidoso Downs.**

In accordance with **15.2.1.9(B)(3)(a)**, the Board of Stewards hereby continue the summary suspension of all licenses belonging to **Jackie Sanchez** pending the results of the split sample.

In accordance with **15.2.1.9 (C)(21)**, **Jackie Sanchez** 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 Jackie Sanchez**, 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, owned, or in the care and custody of Jackie Sanchez** 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:

15.2.6 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- Clenbuterol Class A Classification for Quarter horses
15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions
15.2.6.9(B)(1) Penalty Recommendations
15.2.1.7(C)(8) "Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970.
15.2.6.9(C)(4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample.
16.47.1.8 (U)(1)(2) PROTECTION OF HORSES
16.47.1.10(B)(1)(2) Absolute Insurer
16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license
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
15.2.1.8(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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-132
Track Ruidoso Downs
Ruling Date: 7/22/2019

Licensee: SANCHEZ, JACKIE EMILY

License Type: 2019 3 Year Trainer Applicant Id: 31778
License Number: 293601

Ruling # 2019-RUI-132
Action Type: Rescinded
Ruling:
RE: 2019-RUI-132 - Ruling Rescinded

ISSUED IN ERROR

15.2.3.8(B)(1)(e) Stewards Authority The stewards shall have the authority to amend, revoke, rescind or modify any ruling that they issued in error in accordance with the laws of this state and these rules.

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY

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

15.2.3.8 B (1) (a) Stewards General Authority

15.2.3.8 B (1) (c) 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

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."

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 #: 2019-RUI-133
Track: Ruidoso Downs
Ruling Date: 7/27/2019

Licensee: RODRIGUEZ, ISIDRO JAVIER
License Type: 2017 3 Year Trainer Applicant Id: 31743
License Number: 288342

Ruling # 2019-RUI-133

Action Type: Initial Ruling

Ruling:

Trainer Isidro Rodriguez was duly notified and appeared with translator Dalia Aranda before the Board of Stewards on July 27, 2019, regarding an certificate of analysis from Industrial Laborites (official testing laboratory for the NMRC) for a confirmed positive for the Drug Class 3 Penalty Class B drug "theophylline" detected in the urine of horse "Runningallnight" (Test Sample #: E316619), who finished FIRST place in the 7th race on May 12, 2019, at Ruidoso Downs Racetrack.

The certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) indicated a finding of theophylline at 912 ng/ml in the urine, the allowable limit for theophylline is 400 ng/ml in the urine (15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use and 15.2.6.9 Attachment 2 Page 42). On June 11, 2019 theophylline was confirmed at a level of 923±17 ng/ml in the urine in the split sample sent to TVMDL.

Dalia Aranda, the owner of record for horse "Runningallnight", was duly notified appeared for this hearing. This is Dalia Aranda's FIRST Class 3B medication violation in a 365-day period.

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

1. A 60 day suspension of all NMRC licenses starting August 6, 2019, through October 4, 2019, inclusive.
2. A (\$1,500) one thousand and five hundred dollar fine to paid on or before August 28, 2019, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time shall result in an immediate suspension.

During said time of applicable suspension Isidro 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). Additionally, effective upon applicable suspension dates, all horses trained, owned, or in the care and custody of Isidro Rodriguez 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, owned, or in the care and custody of Isidro Rodriguez 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:

15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B) Absolute Insurer/ 15.2.6.9(B) Penalty Recommendation/ 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. 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 #: 2019-RUI-134
Track Ruidoso Downs
Ruling Date: 7/27/2019

Licensee: GARCIA, RUMALDA ALVAREZ
License Type: 2019 1 Year Owner Applicant Id: 12727
License Number: 293124

Ruling # 2019-RUI-134

Action Type: Initial Ruling

Ruling:

Rumalda Garcia Alvarez, the owner of record for horse "Classic Gent", were duly notified and was represented by her Trainer, Gerald Marr for their FIRST Class 4C MINOR medication violation in a 365-day period.

For Rumalda Garcia Alvarez's FIRST Class 4C MINOR medication violation in a 365-day period, the Board of Stewards hereby assess a written warning in accordance with 15.2.3.8 (B)(3)(I) NMAC.

1. The horse "Classic Gent" must pass a commission-approved examination before being eligible to enter.

Licensee is found to be in violation of and his ruling is written in accordance with: 15.2.3.8.(B)(1)(3)(f)(G) (j) Stewards/ 15.2.6.9C)(4) Medication Restrictions/ 15.2.6.11(A) Trainer Responsibility/ 16.47.1.10(B)(1) Absolute Insurer/ 15.2.6.9(B)(4)Penalty Recommendations

Licensed trainer:

1st offense (365-day period) in any jurisdiction, the penalty is a minimum of a written warning to maximum fine of \$ 500.00 dollars.

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 #: 2019-RUI-135
Track Ruidoso Downs
Ruling Date: 7/28/2019

Licensee: MUELA, JOSE LUIS
License Type: 2019 3 Year Trainer Applicant Id: 32421
License Number: 293553

Ruling # 2019-RUI-135
Action Type: Initial Ruling
Ruling:

Trainer, Jose Muela, was duly notified and waived his rights to a formal hearing before the Board of Stewards on **July 27, 2019**. The hearing was in regard to **Jose Muela** failing to declare equipment (**Flipping Halter ON**) at time of entry for **"RALLYDOWNTHEALLEY"**, entered in **the 3rd race on July 13, 2019, at Ruidoso Downs**.

The Board of Stewards hereby fines **Jose Muela** in the amount of **two hundred dollars (\$ 200.00)**. The fine is to paid on or before **August 28, 2019**, 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 #: 2019-RUI-136
Track Ruidoso Downs
Ruling Date: 7/28/2019

Licensee: VILLANUEVA, JESUS A
License Type: 2019 1 Year Groom Applicant Id: 86324
License Number: 294135

Ruling # 2019-RUI-136

Action Type: Initial Ruling

Ruling:

JESUS A VILLANUEVA, failed (FIRST ATTEMPT) the interview portion of the New Mexico Trainers/Assistant Trainers test on July 28, 2019. He is eligible to retake the New Mexico Trainers/Assistant Trainers test in 30 days, after August 28, 2019.

This ruling is written in accordance with:

16.47.1.10 (A)(2) TRAINERS: A. Eligibility: (2) Applicants not previously licensed as a trainer shall be qualified, as determined by the stewards or other commission designee, by reason of (b) Shall be required to pass a written examination, oral interviews with stewards and a regulatory veterinarian; and demonstrate practical skills. 16.47.1 NMAC 8 (d) Applicants failing the first written/oral examination must wait 30 days before retaking the trainer's test. (e) Applicants failing the second written/oral examination must wait 60 days before retaking the trainer's test. (f) Applicants failing the third written/oral examination must wait one year before retaking the trainer's test.

16.47.1.10 (D)(2) Assistant trainers Qualifications for obtaining an assistant trainer's license shall be prescribed by the stewards and the commission may include those requirements prescribed in Paragraph (1) of Subsection A of 16.47.1.10 NMAC.

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 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 #: 2019-RUI-137
Track Ruidoso Downs
Ruling Date: 7/28/2019

Licensee: ARANDA, DALIA F
License Type: 2017 3 Year Owner Applicant Id: 19014
License Number: 285156

Ruling # 2019-RUI-137

Action Type: Initial Ruling

Ruling:

Owner Dalia Aranda was duly notified and appeared before the Board of Stewards on July 27, 2019, regarding an certificate of analysis from Industrial Laborites (official testing laboratory for the NMRC) for a confirmed positive for the Drug Class 3 Penalty Class B drug "theophylline" detected in the urine of horse "Runningallnight" (Test Sample #: E316619), who finished FIRST place in the 7th race on May 12, 2019, at Ruidoso Downs Racetrack.

The certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) indicated a finding of theophylline at 912 ng/ml in the urine, the allowable limit for theophylline is 400 ng/ml in the urine (15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use and 15.2.6.9 Attachment 2 Page 42). On June 11, 2019 theophylline was confirmed at a level of 923±17 ng/ml in the urine in the split sample sent to TVMDL.

Isidro Rodriguez, the trainer of record for horse "Runningallnight", was duly notified appeared for this hearing. This is Isidro Rodriguez's SECOND Class 3B medication violation in a 365-day period.

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

1. The horse "Runningallnight" must pass a commission approved veterinary examination with a negative blood and urine test prior to entry.
2. The horse "Runningallnight" is hereby disqualified from FIRST PLACE and ordered unplaced from the 7th race on May 12, 2019, at Ruidoso Downs Racetrack for all but pari-mutuel wagering. The purse redistribution is as follows.

1. In Class
2. Heza Streakin Legacy
3. Heza Special Secret
4. Sin Tachas First
5. Rivers
6. Bars N Cars

Unplaced "Runningallnight"

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

15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B) Absolute Insurer/ 15.2.6.9(B) Penalty Recommendation/ 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. 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 #: 2019-RUI-138
Track Ruidoso Downs
Ruling Date: 7/28/2019

Licensee: PARGA-LEOS, JAIME

License Type: 2017 3 Year Jockey Applicant Id: 30593
License Number: 284865

Ruling # 2019-RUI-138

Action Type: Initial Ruling

Ruling:

Jockey Jaime Parga Leos was summoned and appeared before the Board of Stewards on July 28, 2019, for failure to make sufficient effort to maintain his lane while aboard "FS DISTURBINGDAPEACE", in the 4th race on July 26, 2019, at Ruidoso Downs Racetrack.

The Board of Stewards hereby fines Jaime Parga Leos in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before August 28, 2019, in accordance with 15.2.3.8 (B)(3) (I). Failure to pay the fine within the time prescribed shall 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

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 #: 2019-RUI-139
Track Ruidoso Downs
Ruling Date: 8/2/2019

Licensee: ESQUIVEL, JUAN M.

License Type: 2019 3 Year Owner Applicant Id: 7532
License Number: 294703

Ruling # 2019-RUI-139

Action Type: Initial Ruling

Ruling:

Trainer Juan M. Esquivel was duly notified and waived his right to a hearing before the Board of Stewards on July 21, 2019, regarding an certificate of analysis from Industrial Laborites (official testing laboratory for the NMRC) for a confirmed positive for the Drug Class 3 Penalty Class B drug "formoterol" detected in the urine of horse "Cd Mamas Boy" (Test Sample #:E329300), who finished FIRST place in the 1st race on July 13, 2019, at Ruidoso Downs Racetrack.

The certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) indicated a finding of formoterol at 6.5 ng/ml in the urine, there is no permissible level for formoterol (15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use and 15.2.6.9 Attachment 2).

Split sample rights were afforded to and declined by the trainer.

Daniel Ramirez, the owner of record for horse "Cd Mamas Boy", was represented by the trainer, Juan M. Esquivel for this hearing.

This is Juan M. Esquivel's Second Class 3B medication violation in a 365-day period.

For Juan M. Esquivel SECOND Class 3B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, as follows:

1. A 45 day suspension of all NMRC licenses starting July 21, 2019, through September 3, 2019, inclusive.
2. A (\$1,000) one thousand and dollar fine to paid on or before August 20, 2019, in accordance with 15.2.3.8 (B)(3)(K). Failure to pay fine in prescribed time shall result in an immediate suspension.

During said time of applicable suspension Juan M. Esquivel is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses trained, owned, or in the care and custody of Juan M. Esquivel 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, owned, or in the care and custody of Juan M. Esquivel 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:

15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B) Absolute Insurer/ 15.2.6.9(B) Penalty Recommendation/

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 #: 2019-RUI-140
Track Ruidoso Downs
Ruling Date: 8/2/2019

Licensee: MUELA, JOSE LUIS

License Type: 2019 3 Year Trainer Applicant Id: 32421
License Number: 293553

Ruling # 2019-RUI-140

Action Type: Initial Ruling

Ruling:

Trainer, Jose Muela, was duly notified, failed to appear or respond, 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 29, 2019,**. The hearing was in regard to **Jose Muela** failing to declare equipment (**Flipping Halter ON**) at time of entry for **“Dr Tool”**, entered in **the 6th race on July 6, 2019, at Ruidoso Downs.**

The Board of Stewards hereby fines **Jose Muela** in the amount of **two hundred dollars (\$ 200.00).** The fine is to be paid on or before **September 2, 2019,** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall 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 #: 2019-RUI-141
Track Ruidoso Downs
Ruling Date: 8/2/2019

Licensee: RAMIREZ, DANIEL ALBERTO
License Type: 2019 1 Year Owner Applicant Id: 160759
License Number: 293609

Ruling # 2019-RUI-141

Action Type: Initial Ruling

Ruling:

Owner **Daniel A. Ramirez** was duly notified and was represented by his trainer Juan M. Esquivel who waived his right to a hearing before the Board of Stewards on July 21, 2019, regarding an certificate of analysis from Industrial Laborites (official testing laboratory for the NMRC) for a confirmed positive for the Drug Class 3 Penalty Class B drug "formoterol" detected in the urine of horse "Cd Mamas Boy" (Test Sample #:E329300), who finished FIRST place in the 1st race on July 13, 2019, at Ruidoso Downs Racetrack.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **formoterol at 6.5 ng/ml in the urine**, there is no permissible level for formoterol **(15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use and 15.2.6.9 Attachment 2).**

Split sample rights where afforded and declined by the trainer.

Juan M. Esquivel's, the trainer of record for horse "**Cd Mamas Boy**", did appear before the board of Stewards and waived his right to a hearing.

This is Owner **Daniel A. Ramirez First Class 3B medication violation in a 365-day period.**

For Daniel A. Ramirez First Class 3B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, as follows:

1. Pursuant to rules 15.2.3.8 (B)(9)(a)(e) Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d) List Removal Requirements, the horse "**Cd Mamas Boy**" is placed on the Stewards list for a period of 60 days (beginning **July 14, 2019**). 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.
2. The horse "**Cd Mamas Boy**" is hereby disqualified from **FIRST PLACE** and ordered unplaced from the **1st race on July 13, 2019, at Ruidoso Downs Racetrack** for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Midnite Blu
 - 2) Legend of the Vine
 - 3) Woodys Copy Cat
 - 4) Eyeoffthebabe
 - 5) Mafiosa
 - 6) Whooz Your Daddy
 - 7) Jessa Whistlin Dixie
 - 8) Daddys Sixy Cartel
 - 9) Run Fast Forrest
- Unplaced "**Cd Mamas Boy**"

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

15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B) Absolute Insurer/ 15.2.6.9(B) Penalty Recommendation/ 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. 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 #: 2019-RUI-142
Track Ruidoso Downs
Ruling Date: 8/3/2019

Licensee: SOTO, SALVADOR RENTERIA

License Type: Applicant Id: 7872
License Number:

Ruling # 2019-RUI-142
Action Type: Initial Ruling
Ruling:

SALVADOR RENTERIA SOTO, failed (FIRST ATTEMPT) the written portion of the New Mexico Trainers test on August 3, 2019. He is eligible to retake the New Mexico Trainers/Assistant Trainers test in 30 days, after September 2, 2019.

This ruling is written in accordance with:

16.47.1.10(A)(3) TRAINERS Eligibility A trainer licensed and in good standing in another jurisdiction, having been issued within a 24 month period, and having no record of a class 1 or 2 violation, or has less than three class 3, 4, 5 violations in the preceding 24 month period in any jurisdiction may be accepted if evidence of experience and qualifications are provided. Evidence of qualifications shall require passing one or more of the following: (a) a written test; (b) a demonstration of practical skills; (c) an interview with 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/ 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. 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 #: 2019-RUI-143
Track Ruidoso Downs
Ruling Date: 8/5/2019

Licensee: FUENTES, ADAN

License Type: Applicant Id: 33127
License Number:

Ruling # 2019-RUI-143

Action Type: Initial Ruling

Ruling:

Adan Fuentes was duly notified and appeared, before the Board of Stewards on August 5, 2019. The hearing was in regard to Adan Fuentes use of disrespectful language towards Security officer Jim Figueroa on July 21, 2019 while on the grounds of Ruidoso Downs Racetrack.

The Board of Stewards hereby fines Adan Fuentes in the amount of One hundred dollars (\$100.00). The fine is to be paid on or before September 5, 2019, 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 and 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 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."

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

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 #: 2019-RUI-144
Track Ruidoso Downs
Ruling Date: 8/5/2019

Licensee: FUENTES, ADAN

License Type: 2017 3 Year Owner Applicant Id: 33127
License Number: 286754

Ruling # 2019-RUI-144

Action Type: Initial Ruling

Ruling:

Adan Fuentes was duly notified and appeared, before the Board of Stewards on **August 5, 2019**. The hearing was in regard to **Adan Fuentes** participating in a verbal altercation which resulted in a physical altercation while on **the grounds of Ruidoso Downs Racetrack**.

The Board of Stewards hereby fines **Adan Fuentes** in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **September 5, 2019**, 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:

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."

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

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 #: 2019-RUI-145
Track Ruidoso Downs
Ruling Date: 8/5/2019

Licensee: ANSALMO, ANGEL DEJESUS
License Type: 2019 1 Year Exercise P Applicant Id: 32318
License Number: 295300

Ruling # 2019-RUI-145

Action Type: Initial Ruling

Ruling:

Exercise Rider Angel Ansalmo was duly notified **and appeared for a hearing** before the Board of Stewards on **August 5, 2019**. The hearing was in regard to **Angel Ansalmo** participating in a verbal altercation which resulted in a physical altercation, where **Angel Ansalmo** was the aggressor, while on the grounds of Ruidoso Downs.

Aggravating Circumstance: Angel Ansalmo was the aggressor in the physical altercation

The Board of Stewards hereby fines **Angel Ansalmo** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **September 5, 2019**, in accordance with 15.2.3.8(B)(3)(l) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

Licensee is found to be in violation of and 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"

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

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 #: 2019-RUI-146
Track Ruidoso Downs
Ruling Date: 8/5/2019

Licensee: LEGARDA-HERNANDEZ, ALAN ALEXIS
License Type: 2018 3 Year Jockey Applicant Id: 161096
License Number: 290674

Ruling # 2019-RUI-146

Action Type: Initial Ruling

Ruling:

Jockey ALAN ALEXIS LEGARDA-HERNANDEZ was duly notified, failed to appear or respond, 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 5, 2019. The hearing was in regard to ALAN ALEXIS LEGARDA-HERNANDEZ failing to follow proper procedure for taking off his mount, "HIGH RATE HONEY.", which resulted in a late jockey change in the 10th race on June 21, 2019, at Ruidoso Downs.

The Board of Stewards hereby fines ALAN ALEXIS LEGARDA-HERNANDEZ in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before September 5, 2019, in accordance with 15.2.3.8(B)(3)(l) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.13(C)(4) Proc A jockey may be excused by the stewards from fulfilling the jockey's riding engagement if the jockey believes the horse he or she is to ride is unsafe, or the racecourse he or she is to ride on is unsafe, or the jockey is ill or injured, or other extenuating circumstances. *No jockey may take off a mount for reasons of safety without first mounting and taking that horse to the track and/or commission veterinarian unless that horse is unruly in the paddock. In that event a jockey's fee is not earned.*

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 #: 2019-RUI-147
Track Ruidoso Downs
Ruling Date: 8/5/2019

Licensee: ALDRETE-BIZCARRA, HECTOR
License Type: 2019 3 Year Jockey Applicant Id: 35261
License Number: 292775

Ruling # 2019-RUI-147

Action Type: Initial Ruling

Ruling:

Jockey Hector Aldrete was duly notified, failed to appear or respond, 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 5, 2019. The hearing was in regard to Hector Aldrete failing to follow proper procedure for taking off his mount, "C TO JUDGE BEACON.", which resulted in a late jockey change in the 5th race on June 22, 2019, at Ruidoso Downs.

The Board of Stewards hereby fines Hector Aldrete in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before September 5, 2019, in accordance with 15.2.3.8(B)(3) (I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.13(C)(4) Proc A jockey may be excused by the stewards from fulfilling the jockey's riding engagement if the jockey believes the horse he or she is to ride is unsafe, or the racecourse he or she is to ride on is unsafe, or the jockey is ill or injured, or other extenuating circumstances. *No jockey may take off a mount for reasons of safety without first mounting and taking that horse to the track and/or commission veterinarian unless that horse is unruly in the paddock. In that event a jockey's fee is not earned.*

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

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 #: 2019-RUI-148
Track Ruidoso Downs
Ruling Date: 8/9/2019

Licensee: WOOD, STERLEN TREY
License Type: 2019 3 Year Trainer Applicant Id: 32499
License Number: 294570

Ruling # 2019-RUI-148

Action Type: Initial Ruling

Ruling:

Trainer, S. Trey Wood, is hereby summarily suspended, effective immediately, August 9, 2019, pending the outcome of his hearing on August 18, 2019, @ 10:00 a.m. in the office of the Board of Stewards at Ruidoso Downs Racetrack (26225 US-70, Ruidoso NM 88346.), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, albuterol, found in test sample #E329452 taken from the first place finisher "Gold Heart Eagle V" (trained by S. Trey Wood), in the 4th race on July 27, 2019, at Ruidoso Downs Racetrack.

In accordance with 15.2.1.9 (C)(21), S. Trey Wood 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 S. Trey Wood 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, owned, or in the care and custody of S. Trey Wood 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:

15.2.6 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- albuterol, Class A Classification for Quarter horses

15.2.6.9(C)(1)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions

15.2.6.9(B)(1) Penalty Recommendations

15.2.1.7(C)(8) "Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970.

16.47.1.8 (U)(1)(2) PROTECTION OF HORSES

16.47.1.10(B)(1)(2) Absolute Insurer

16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license

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

15.2.1.8(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

By Order of The Ruidoso Downs Stewards

Tadot Smith

Clayton R. Ruidoso



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-149
Track Ruidoso Downs
Ruling Date: 8/9/2019

Licensee: ESQUIVEL, JUAN M.

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

Ruling # 2019-RUI-149

Action Type: Initial Ruling

Ruling:

Owner/Trainer, **Juan Esquivel** is hereby summarily suspended, per **15.2.1.9 (B)(3)(b) Summary Suspension effective immediately, August 9, 2019**, pending the outcome of **his** hearing on **August 17, 2019, @ 10:00 a.m** the offices of the **Board of Stewards at Ruidoso Downs Racetrack (26225 US-70, Ruidoso NM 88346)**. The summary suspension was in regard to the confirmed positive of the **Class 2 Penalty A substance "Zilpaterol" in test sample E329366 taken from "Shoshone Moon (2nd place finisher) in the 8th race on July 19, 2019 at Ruidoso Downs.**

In accordance with **15.2.1.9 (C)(21)**, **Juan Esquivel** 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 Juan Esquivel** 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, owned, or in the care and custody of Juan Esquivel** 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:

15.2.6 NMAC Attachment#1 ARCI Uniform Classification of Foreign Substances-Version 14.0 January 2019

15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions

15.2.6.9(A)(1)(2) MEDICATIONS AND PROHIBITED SUBSTANCES Penalties

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.

16.47.1.10(B)(1)(2) Absolute Insurer

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 **15.2.6.9(B)(1) Penalty Recommendations /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**

By Order of The Ruidoso Downs Stewards