



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-54  
Track: Ruidoso Downs  
Ruling Date: 6/25/2017

Licensee: GOMEZ BARRAZA, DAVID MANUEL

License Type: 2015 3 Year Trainer Applicant Id: 45722

Date of Birth: 12/29/1989 License Number: 246767

Ruling # 2017-RUI-54

Action Type: Initial Ruling

Ruling:

Trainer David M. Gomez-Barraza having been duly notified and responded telephonically before the Board of Stewards on June 25, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "Hide Your Krazy" (Test Sample #: NM26251), who finished 1st place in the 1st race on April 14, 2017, at Sunland Park Racetrack in Sunland Park, NM. Clenbuterol was confirmed in the split sample sent to Texas A&M on May 31, 2017.

Omar Sepulveda, the owner of record for horse "Hide Your Krazy", was duly notified and appeared for this hearing. In accordance with 15.2.6.9 (B)(2) Penalty Recommendations, this is Omar Sepulveda's FIRST Class 3B medication violation in a lifetime.

Mitigating circumstances: This is the trainer's first 3B medication violation in a lifetime. Aggravating circumstances: Clenbuterol is a prohibited drug.

After considering the mitigating and aggravating circumstances, for David M. Gomez-Barraza's FIRST Class 3B medication violation, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. A 20 day suspension of all NMRC licenses starting June 26, 2017, through July 15, 2017, inclusive.
2. A (\$750) seven hundred and fifty dollar fine to paid on or before July 25, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time may result in an immediate suspension.

During said time of applicable suspension, David M. Gomez-Barraza is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of David M. Gomez-Barraza are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c).

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample/16.47.1.8 (U)(1) PROTECTION OF HORSES/15.2.6.9. B.(2) Penalty recommendations This ruling is written in accordance with 15.2.6.11(A) NMAC: Trainer Responsibility/16.47.1.10(B)(1) NMAC: Absolute /15.2.3.8(B)(3)(k) NMAC: Purse Redistribution /15.2.5.13(E)(4)(d) NMAC: Stewards Authority /15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority /16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-55  
Track Ruidoso Downs  
Ruling Date: 6/25/2017

Licensee: SEPULVEDA, OMAR

License Type: 2016 3 Year Owner

Applicant Id: 27904

Date of Birth: 07/22/1986

License Number: 281168

Ruling # 2017-RUI-55

Action Type: Initial Ruling

Ruling:

Owner Omar Sepulveda having been duly notified and having appeared before the Board of Stewards on June 25, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "Hide Your Krazy" (Test Sample #: NM26251), who finished 1st place in the 1st race on April 14, 2017, at Sunland Park Racetrack in Sunland Park, NM. Clenbuterol was confirmed in the split sample sent to Texas A&M on May 31, 2017.

David M. Gomez-Barraza, the trainer of record for horse "Hide Your Krazy", was duly notified and responded telephonically for this hearing. In accordance with 15.2.6.9 (B)(2) Penalty Recommendations, this is David M. Gomez-Barraza's FIRST Class 3B medication violation in a lifetime.

For Omar Sepulveda's FIRST Class 3B medication violation, the Board of Stewards assessed 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)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d) List Removal Requirements, the horse "Hide Your Krazy" is placed on the Stewards list for a period of 60 days (beginning May 3, 2017). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.
2. The horse "Hide Your Krazy" is hereby disqualified from FIRST PLACE and ordered unplaced from the 1st race on April 14, 2017, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Tows in the Sand
2. Itaintabout Themoney
3. Invikeyable
4. Ready to Go
5. And Its Showtime
6. Jo Perry Flash
7. Little Miss Charles
8. Hollywood Chikita

Unplaced "Hide Your Krazy"

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample/16.47.1.8 (U)(1) PROTECTION OF HORSES/15.2.6.9. B.(2) Penalty recommendations This ruling is written in accordance with 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution /15.2.5.13(E)(4)(d) NMAC: Stewards Authority /15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority /16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-56  
Track Ruidoso Downs  
Ruling Date: 6/25/2017

Licensee: RAMIREZ, SR JOSE FRANCISCO

License Type: 2016 3 Year Trainer Applicant Id: 11970  
Date of Birth: 09/01/1950 License Number: 280810

Ruling # 2017-RUI-56

Action Type: Initial Ruling

Ruling:

Trainer **Jose F. Ramirez, Sr.** having been duly notified failing to appear, and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) Non Appearance, before the Board of Stewards on June 25, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "Clay Court" (Test Sample #: NM26327), who finished 1st place in the 3rd race on April 18, 2017, at Sunland Park Racetrack in Sunland Park, NM. Clenbuterol was confirmed in the split sample sent to Texas A&M on May 31, 2017.

**Paul Jenson, DMV**, the owner of record for horse "Clay Court", 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. In accordance with 15.2.6.9 (B)(2) Penalty Recommendations, this Paul Jenson's FIRST Class 3B medication violation in a lifetime.

**Aggravating circumstances:** Trainer has had multiple medication violations and clenbuterol is a prohibited drug.

After considering the aggravating circumstances, for **Jose F. Ramirez, Sr.'s THIRD Class 3B medication violation**, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. A 365 day suspension of all NMRC licenses starting July 6, 2017, through July 5, 2018, inclusive.
2. A (\$5,000) five thousand dollar fine to paid on or before July 25, 2017, in accordance with 15.2.3.8 (B)(3)(l). Failure to pay fine in prescribed time may result in an immediate suspension.

During said time of applicable suspension Jose F. Ramirez, Sr. is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of David Jose F. Ramirez, Sr. are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample/ 16.47.1.8 (U)(1) PROTECTION OF HORSES 15.2.6.9. B.(2) Penalty recommendations This ruling is written in accordance with 15.2.6.11(A) NMAC: Trainer Responsibility/16.47.1.10(B)(1) NMAC: Absolute Insurer 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution 15.2.5.13(E)(4)(d) NMAC: Stewards Authority 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority /16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."



New Mexico Racing Commission  
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Ruling #: 2017-RUI-57  
Track Ruidoso Downs  
Ruling Date: 6/25/2017

Licensee: JENSON, PAUL W

License Type: 2017 3 Year Owner

Applicant Id: 14603

Date of Birth: 03/10/1967

License Number: 285386

Ruling # 2017-RUI-57

Action Type: Initial Ruling

Ruling:

Owner Paul Jenson, DMV, having been duly notified failing to appear, and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) Non Appearance, before the Board of Stewards on June 25, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "Clay Court" (Test Sample #: NM26327), who finished 1st place in the 3rd race on April 18, 2017, at Sunland Park Racetrack in Sunland Park, NM. Clenbuterol was confirmed in the split sample sent to Texas A&M on May 31, 2017.

Jose F. Ramirez, Sr., the trainer of record for horse "Clay Court", 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. In accordance with 15.2.6.9 (B)(2) Penalty Recommendations, this Jose F. Ramirez, Sr.'s THIRD Class 3B medication violation in a lifetime.

For Paul Jenson's FIRST Class 3B medication violation, the Board of Stewards assessed 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)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d) List Removal Requirements, the horse "Clay Court" is placed on the Stewards list for a period of 60 days (beginning May 3, 2017). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.
2. The horse "Clay Court" is hereby disqualified from FIRST PLACE and ordered unplaced from the 3rd race on April 18, 2017, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Sleepin Pro
2. Naevussquall
3. Reeser
4. Dodson
5. Running Fauzett
6. Francisco
7. Tom's Hat
8. Somethin Hot
9. Kiss My Hennessy
10. Mr. Moo

Unplaced "Clay Court"

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample/ 16.47.1.8 (U)(1) PROTECTION OF HORSES 15.2.6.9. B.(2) Penalty recommendations This ruling is written in accordance 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution 15.2.5.13(E)(4)(d) NMAC: Stewards Authority 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority /16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The

*Secret America*

*Julie Carter*

*Santer Lewis*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-58  
Track Ruidoso Downs  
Ruling Date: 6/30/2017

Licensee: CORDOVA, OSCAR

License Type: 2014 3 Year Jockey      Applicant Id: 31477  
Date of Birth: 05/11/1991      License Number: 184705

Ruling # 2017-RUI-58

Action Type: Initial Ruling

Ruling:

Jockey Oscar Cordova, having been duly notified and having appeared before the Board of Stewards on June 26, 2017, for his excessive use of the whip on his mount "BRUJITO NUEVE" during the running of the 6th race on June 25, 2017, at Ruidoso Downs. (Oscar Cordova struck his mount 18 times going a distance of 300 yards.)

The Board of Stewards assess Oscar Cordova a penalty in the amount of one hundred dollars (\$100.00). The fine is to be paid on or before July 30, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

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

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

This ruling is written in accordance with:

15.2.1.9(B)(4)(A) Jockeys Notice of Hearing 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority/ 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-59  
Track Ruidoso Downs  
Ruling Date: 6/30/2017

Licensee: HEBERT, TRACY JAMES

License Type: 2016 3 Year Jockey Applicant Id: 159170

Date of Birth: 01/01/1963 License Number: 283307

Ruling # 2017-RUI-59

Action Type: Initial Ruling

Ruling:

**Jockey Tracy Herbert**, having been summoned and having failed to appear or send a jockey guild's representative for film review regarding the **9th race on June 24, 2017, at Ruidoso Downs**, is hereby assessed a fine of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **July 30, 2017**, in accordance with **15.2.3.8(B)(3)(I)**. Failure to pay the fine within the time prescribed may result in immediate suspension.

**Licensee is found in violation of:** 15.2.1.9(B)(4)(d) Nonappearance Of A Summoned Party / 15.2.1.9(B)(4)(A) Notice Of Hearings Jockeys

**This ruling is written in accordance with:**

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/ 15.2.3.8 B (1) (a)(c)(d)Stewards General Authority /16.47.1.8 (T) KNOWLEDGE OF RULES/16.47.1.3 Statutory Authority  
16.47.1.8 (A)(1)(2) License Required/ 16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-60  
Track Ruidoso Downs  
Ruling Date: 6/30/2017

Licensee: JACOBO, JR ANGEL  
License Type: 2017 1 Year Assistant S Applicant Id: 27952  
Date of Birth: 07/25/1986 License Number: 285967

Ruling # 2017-RUI-60

Action Type: Initial Ruling

Ruling:

Assistant Starter, Angel Jacobo Jr., having been duly notified and having waived his rights to a 10 day notice and formal hearing before the Board of Stewards on June 30, 2017, at Ruidoso Downs, for failing to disclose criminal/arrest history on his licensing application.

**This ruling has mitigating circumstances:** For this violation, the Board of Stewards assessed Angel Jacobo Jr fine in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before July 30, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension

**Licensee is found to be in violation of:**

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

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

**This ruling is written in accordance with:**

**15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority**  
**16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-61  
Track Ruidoso Downs  
Ruling Date: 6/30/2017

Licensee: KEETON, TOBY L

License Type: 2015 3 Year Trainer      Applicant Id: 11966  
Date of Birth: 06/06/1964      License Number: 277466

Ruling # 2017-RUI-61

Action Type: Initial Ruling

Ruling:

Trainer **Toby Keeton**, having been duly notified **and having appeared** before the Board of Stewards on **June 30, 2017**, for instructing and allowing the mistreatment of his entry **"HEZA CARTEL FLASH"** during the post parade and running of the **6th race on June 16, 2017, at Ruidoso Downs. His actions resulted in his mount being struck by jockey, Esgar Ramirez, 18 times in post parade/warm-up and 22 times during the running of the race.**

The Board of Stewards hereby assess **Toby Keeton** a penalty in the amount of **four hundred dollars (\$400.00)**. The fine is to be paid on or before **July 30, 2017**, in accordance with **15.2.3.8(B)(3)(I) NMAC**. Failure to pay the fine within the time prescribed may result in immediate suspension.

**Licensee is found to be in violation of:**

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

**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

**This ruling is written in accordance with:**

**16.47.1.8 (L)(1)(i) – CONDUCT** The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing"

**15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-62  
Track Ruidoso Downs  
Ruling Date: 7/1/2017

Licensee: GARCIA-LUNA, FELIPE D  
License Type: 2015 3 Year Jockey Applicant Id: 30961  
Date of Birth: 12/23/1990 License Number: 278824

Ruling # 2017-RUI-62

Action Type: Initial Ruling

Ruling:

**Jockey Felipe Garcia Luna**, having been summoned and having failed to appear or send a jockey guild's representative for film review regarding the **4th race on June 17, 2017, at Ruidoso Downs**, is hereby assessed a fine of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **August 1, 2017**, in accordance with **15.2.3.8(B)(3)(I)**. Failure to pay the fine within the time prescribed may result in immediate suspension.

**Licensee is found in violation of:** 15.2.1.9(B)(4)(d) Nonappearance Of A Summoned Party / 15.2.1.9(B)(4)(A) Notice Of Hearings Jockeys

**This ruling is written in accordance with:**

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

*[Handwritten signatures of three individuals]*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-63  
Track Ruidoso Downs  
Ruling Date: 7/1/2017

Licensee: GARCIA-LUNA, FELIPE D  
License Type: 2015 3 Year Jockey Applicant Id: 30961  
Date of Birth: 12/23/1990 License Number: 278824

Ruling # 2017-RUI-63

Action Type: Initial Ruling

Ruling:

Jockey **Felipe Garcia Luna**, having been summoned, failing to appear, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)**, before the Board of Stewards on **June 19, 2017**, for failure to make sufficient effort to maintain his lane while aboard "**SIGN TO BE A MOON**" in the **4th race on June 17, 2017, at Ruidoso Downs**.

The Board of Stewards hereby assess, **Felipe Garcia Luna**, a fine in the amount of **one hundred dollars, (\$100.00)**. The fine is to be paid on or before **August 1, 2017**, in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay the fine within the time prescribed may result in immediate suspension.

**Licensee is found to be in violation of:**

**15.2.5.13(E)(3)(d) NMAC: Post to Finish (d)** In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

**This ruling is written in accordance with:**

**15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys**  
**15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority**  
**16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-64  
Track Ruidoso Downs  
Ruling Date: 7/1/2017

Licensee: KISER, DAVID LOUIS

License Type: 2017 3 Year Owner      Applicant Id: 158591  
Date of Birth: 08/06/1989      License Number: 285741

Ruling # 2017-RUI-64

Action Type: Initial Ruling

Ruling:

Owner/Trainer **David Kiser**, having waived his right to a 10 day notice and formal hearing before the Board Of Stewards on **June 30, 2017**, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive for the therapeutic drug, Phenylbutazone (class 4 penalty category C drug) found in test sample **NM 27154** taken from entry "**Compete Everyday**" who was scratched at the gate before the running of **the 5th race on June 20, 2017 at Sunray Park in Farmington, NM.**

The original lab report indicated a finding of Phenylbutazone at **3.95 micrograms per milliliter in the blood, which exceeds the allowable limit of 2.0 micrograms per milliliter in the blood.** Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **David Kiser**.

For this **FIRST Class 4C medication violation** issued in accordance with 15.2.6.9 (C)(2)(b) NMAC, the Board of Stewards assessed **David Kiser** a penalty as follows:

1. A (\$300) three hundred dollar fine to be paid on or before **August 1, 2017**, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time may result in an immediate suspension.

**Licensee is found to be in violation of: 15.2.6.9(C)(1-2-3) Prima Facie Evidence 15.2.6.9 (C)(3) PENALTY RECOMMENDATIONS**

**This ruling is written in accordance with:** 15.2.6.9 (A)(4) CLASS 4 UNIFORM CLASSIFICATION GUIDELINE/15.2.6.11(A) NMAC: Trainer Responsibility/16.47.1.10(B)(1) NMAC: Absolute Insurer /15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority  
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-65  
Track Ruidoso Downs  
Ruling Date: 7/1/2017

Licensee: PRIETO, NAHUM

License Type: 2017 3 Year Owner

Date of Birth: 02/10/1936

Applicant Id: 7542

License Number: 285177

Ruling # 2017-RUI-65

Action Type: Initial Ruling

Ruling:

**Owners Nahum Prieto and Joe Rios** having been duly notified, failing to appear, and had **their** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)**, before the **Board Of Stewards on July 1, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC)**, for a confirmed positive for the therapeutic drug, Dexamethasone (class 4 penalty category C drug) found in test sample **NM22018** taken from the **3rd place finisher "Flashin Angel"** following **the 9th race, on March 17, 2017, at Sunland Park Racetrack in Sunland Park, NM.**

The original lab report indicated a finding of **Dexamethasone at 34 pg/ml in the blood**, the allowable limit for Dexamethasone is 5 pg/ml in the blood **(15.2.6.9 Attachment 2 Page 3)**. Dexamethasone was confirmed at a level of 17.6±7.8 pg/ml in the blood in the split sample, sent to **Texas A&M on May 31, 2017.**

**Juan Carlos Gonzalez**, the trainer of record for horse "**Flashin Angel**", was duly notified and appeared for this hearing. In accordance with **15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, this is Juan Carlos Gonzalez's FIRST Class 4C medication violation in a lifetime.**

**For Nahum Prieto and Joe Rios's FIRST Class 4C medication violation, issued in accordance with 15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, the Board of Stewards assessed a written warning.**

**Licensee is found to be in violation of:**

15.2.6.9(C)(1) : Prima Facie Evidence /16.47.1.8 (U)(1) PROTECTION OF HORSES/  
15.2.6.9 Attachment 2, Page 3 Threshold limit for Dexamethasone 5 pg/ml in the blood  
15.2.6.9(B)(4) PENALTY RECOMMENDATIONS

**This ruling is written in accordance with:**

15.2.6.9 CLASS 4 UNIFORM CLASSIFICATION GUIDELINES / 16.47.1.8 (L)(1)(i) – CONDUCT 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-66  
Track Ruidoso Downs  
Ruling Date: 7/1/2017

Licensee: RIOS, JOE

License Type: 2017 3 Year Owner

Applicant Id: 11964

Date of Birth: 09/06/1959

License Number: 285974

Ruling # 2017-RUI-66

Action Type: Initial Ruling

Ruling:

**Owners Nahum Prieto and Joe Rios** having been duly notified, failing to appear, and had **their** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)**, before the **Board Of Stewards on July 1, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC)**, for a confirmed positive for the therapeutic drug, Dexamethasone (class 4 penalty category C drug) found in test sample **NM22018** taken from the **3rd place finisher "Flashin Angel"** following **the 9th race, on March 17, 2017, at Sunland Park Racetrack in Sunland Park, NM.**

The original lab report indicated a finding of **Dexamethasone at 34 pg/ml in the blood**, the allowable limit for Dexamethasone is 5 pg/ml in the blood **(15.2.6.9 Attachment 2 Page 3)**. Dexamethasone was confirmed at a level of 17.6±7.8 pg/ml in the blood in the split sample, sent to **Texas A&M on May 31, 2017.**

**Juan Carlos Gonzalez**, the trainer of record for horse "**Flashin Angel**", was duly notified and appeared for this hearing. In accordance with **15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, this is Juan Carlos Gonzalez's FIRST Class 4C medication violation in a lifetime.**

**For Nahum Prieto and Joe Rios's FIRST Class 4C medication violation, issued in accordance with 15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, the Board of Stewards assessed a written warning.**

**Licensee is found to be in violation of:**

15.2.6.9(C)(1) : Prima Facie Evidence /16.47.1.8 (U)(1) PROTECTION OF HORSES/  
15.2.6.9 Attachment 2, Page 3 Threshold limit for Dexamethasone 5 pg/ml in the blood  
15.2.6.9(B)(4) PENALTY RECOMMENDATIONS

**This ruling is written in accordance with:**

15.2.6.9 CLASS 4 UNIFORM CLASSIFICATION GUIDELINES / 16.47.1.8 (L)(1)(i) – CONDUCT 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

**RUIDOSO**

**RULING #**

**2017-RUI-67**

**NOT ISSUED**



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-68  
Track Ruidoso Downs  
Ruling Date: 7/1/2017

Licensee: GONZALEZ, JUAN C

License Type: 2017 3 Year Trainer Applicant Id: 31495

Date of Birth: 02/24/1987 License Number: 285006

Ruling # 2017-RUI-68

Action Type: Initial Ruling

Ruling:

Trainer **Juan Carlos Gonzalez** having been duly notified and having waived his rights to a formal hearing before the **Board Of Stewards on July 1, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC)**, for a confirmed positive for the therapeutic drug, Dexamethasone (class 4 penalty category C drug) found in test sample **NM22018** taken from the **3rd place finisher "Flashin Angel"** following **the 9th race, on March 17, 2017, at Sunland Park Racetrack in Sunland Park, NM.**

The original lab report indicated a finding of **Dexamethasone at 34 pg/ml in the blood**, the allowable limit for Dexamethasone is 5 pg/ml in the blood **(15.2.6.9 Attachment 2 Page 3).** Dexamethasone was confirmed at a level of 17.6±7.8 pg/ml in the blood in the split sample, sent to **Texas A&M on May 31, 2017.**

**Nahum Prieto and Joe Rios** are the owners of record for horse "**Flashin Angel**". In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this is **their FIRST Class 4C medication violation in a lifetime.**

**For Juan Carlos Gonzalez's FIRST Class 4C medication violation, issued in accordance with 15.2.6.9 (B) (4) PENALTY RECOMMENDATIONS, the Board of Stewards assessed a penalty as follows:**

1. A (\$1,000) one thousand dollar fine to paid on or before **August, 2017**, in accordance with **15.2.3.8 (B)(3)(I) NMAC.** Failure to pay fine in prescribed time may result in an immediate suspension.

Licensee is found to be in violation of:

15.2.6.9(C)(1) : Prima Facie Evidence /16.47.1.8 (U)(1) PROTECTION OF HORSES/  
15.2.6.9 Attachment 2, Page 3 Threshold limit for Dexamethasone 5 pg/ml in the blood  
15.2.6.9(B)(4) PENALTY RECOMMENDATIONS:

This ruling is written in accordance with:

15.2.6.9 CLASS 4 UNIFORM CLASSIFICATION GUIDELINES /15.2.6.11(A): Trainer /15.2.6.11(B) Trainer Responsibility /16.47.1.10 (C) (5) TRAINER RESPONSIBILITY: 16.47.1.10(B)(1): Absolute Insurer 16.47.1.8 (L)(1)(i) – CONDUCT 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-69  
Track Ruidoso Downs  
Ruling Date: 7/3/2017

Licensee: AMPARAN, FRANCISCO ALBERTO  
License Type: 2017 3 Year Apprentice Applicant Id: 34486  
Date of Birth: 02/26/1998 License Number: 285602

Ruling # 2017-RUI-69

Action Type: Initial Ruling

Ruling:

Apprentice Jockey, **Francisco Amparan**, having been summoned **and having appeared** before Board of Stewards **on July 3, 2017**, for careless riding during the running of the **2nd race on July 2, 2017, at Ruidoso Downs**, while **aboard "IZE A BOSS" which resulted in his mount being disqualified from first place to third place**. (At mid-stretch, bore in sharply under right handed whip, impeding the progress of the 2, depriving the 2 of achieving a better placement.)

The Board of Stewards hereby assess **Francisco Amparan** a suspension of **5 race days (July 14, 2017, July 15, 2017, July 16, 2017, July 21, 2017, and July 22, 2017)**. **Francisco Amparan** is allowed to ride designated races.

Licensee is found in violation of:

**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."

This ruling is written in accordance with:

**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."

By Order of The Ruidoso Downs Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-70  
Track Ruidoso Downs  
Ruling Date: 7/7/2017

Licensee: RAMIREZ, ESGAR

License Type: 2017 3 Year Jockey Applicant Id: 12647

Date of Birth: 06/07/1983 License Number: 285063

Ruling # 2017-RUI-70

Action Type: Initial Ruling

Ruling:

Jockey Esgar Ramirez, having been summoned and having appeared before the Board of Stewards on July 3, 2017, for failure to make sufficient effort to maintain his lane, midway thru the stretch, while aboard "Sam Crow" in the 9th race on July 1, 2017, at Ruidoso Downs, which resulted in a disqualification from (DH) for 3rd place to 10th place.

The Board of Stewards hereby assess, Esgar Ramirez, a fine in the amount of one hundred dollars, (\$100.00). The fine is to be paid on or before August 6, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

This ruling is written in accordance with:

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

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

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

(a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-71  
Track Ruidoso Downs  
Ruling Date: 7/7/2017

Licensee: RAMIREZ, ESGAR

License Type: 2017 3 Year Jockey      Applicant Id: 12647  
Date of Birth: 06/07/1983      License Number: 285063

Ruling # 2017-RUI-71

Action Type: Initial Ruling

Ruling:

Jockey Esgar Ramirez, having been duly notified **and having appeared** before the Board of Stewards on **July 3, 2017**, for his excessive use of the whip on his mount **"Miss Summits Corona"** during the running of the **4th race on July 2, 2017, at Ruidoso Downs.**

The Board of Stewards assess Esgar Ramirez a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **August 6, 2017**, in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

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

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

This ruling is written in accordance with:

**15.2.1.9(B)(4)(A) Jockeys Notice of Hearing 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority/ 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-72  
Track Ruidoso Downs  
Ruling Date: 7/8/2017

Licensee: BRIGGS, DONALD B  
License Type: 2016 3 Year Trainer Applicant Id: 4010  
Date of Birth: 05/18/1964 License Number: 281481

Ruling # 2017-RUI-72

Action Type: Initial Ruling

Ruling:

Owner/ Trainer **Donald Briggs** having been duly notified and having waived his rights to a 10 day notice and formal hearing before the Board of Stewards **on July 8, 2017**, for failing to disclose his arrest/criminal history on her license application **dated May 9, 2017**.

**After considering the mitigating circumstances,** the Board of Stewards hereby issue a warning letter to **Donald Briggs**. Mr. Briggs was allowed to submit an amended application and advised to disclose his full criminal/arrest record on any future licensing applications.

**Licensee is found to be in violation of:**

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

**This ruling is written in accordance with:**

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-73  
Track Ruidoso Downs  
Ruling Date: 7/8/2017

Licensee: RAMIREZ, JR RAUL

License Type: 2017 3 Year Jockey      Applicant Id: 9305  
Date of Birth: 12/05/1981      License Number: 285962

Ruling # 2017-RUI-73

Action Type: Initial Ruling

Ruling:

Jockey Raul Ramirez Jr., having been duly notified and having appeared before the Board of Stewards on July 8, 2017, for his excessive use of the whip on his mount "FAMOUS JOKER" during the running of the 11th race on July 7, 2017, at Ruidoso Downs.

The Board of Stewards assess Raul Ramirez Jr., a penalty in the amount of one hundred dollars (\$100.00). The fine is to be paid on or before August 8, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

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

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

This ruling is written in accordance with:

15.2.1.9(B)(4)(A) Jockeys Notice of Hearing 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority/ 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-RUI-74  
Track Ruidoso Downs  
Ruling Date: 7/9/2017

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

Ruling # 2017-RUI-74

Action Type: Initial Ruling

Ruling:

Pony Person **Miranda Arreola is hereby summarily suspended, (effective immediately, July 8, 2017) for being in procession of injectable items found in her truck during a compliance search by the investigator in the stable area on July 8, 2017.**

In accordance with **15.2.1.9 (C)(21)Exclusion, Miranda Arreola** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, pending the outcome of her hearing on **July 13, 2017, at 10:00 am in the office of the Board of Stewards at Ruidoso Downs (26225 US-70, Ruidoso NM 88346), in accordance with 15.2.1.9 (B)(3)(b)Summary Suspension.**

**Licensee is found to be in violation of:**

**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) 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

**This ruling is written in accordance with:**

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

**16.47.1.8 (E) : Agree to search and seizure** Which states in pertinent part "By acceptance of a license, a licensee consents to search and inspection by the Commission or its agents, and to the seizure of any prohibited medication, drugs, paraphernalia, or devices in accordance with State and Federal law"

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

By Order of The Ruidoso Downs Stewards