



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-25
Track Sunland Park
Ruling Date: 1/14/2018

Licensee: ORONA, JR MARTIN M.

License Type: 2016 3 Year Owner Applicant Id: 32292
License Number: 282071

Ruling # 2018-SUN-25

Action Type: Initial Ruling

Ruling:

Trainer, Martin Orona Jr. (currently under suspension), was notified and appeared with attorney Daniel Marquez for a hearing before the Board of Stewards on January 14, 2018. The hearing was in regard to an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the class 3 penalty B drug "clenbuterol" detected in the urine of horse "Ave Fenix" (Test Sample #: NM12223), who finished 2nd place in the 3rd race on May 29, 2015, at Ruidoso Downs Racetrack in Ruidoso, NM. Clenbuterol was confirmed in the urine of the split sample sent to Industrial Laborites on August 4, 2015.




Jovi Investment Corp (Victor Diaz), the owner of horse "Ave Fenix", was duly notified and failed to appear for this hearing. This is Victor Diaz's FIRST Class 3B medication in a 365-day period, in accordance with 15.2.6.9 (B)(2) Penalty Recommendations.

For Trainer Martin Orona Jr.'s SECOND Class 3B medication in a 365-day period, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. A 30 day suspension of all NMRC licenses running consecutively from ruling 2017-ZIA-225, April 2, 2018, through May 1, 2018, inclusive.
2. A (\$1,000) one thousand dollar fine to paid on or before February 19, 2018, 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, Martin Orona Jr. is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

Licensee is found in violation of and ruling written in accordance with: 15.2.3.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.6.9(A)(3) Medication Restrictions and Prohibited Substances/ 15.2.6.9(C)(1) Penalty Recommendations/ 15.2.6.9(D) Medication Restrictions/ 16.47.1.10(B) Absolute Insurer/ 16.47.1.8 Knowledge of the Rules.


By Order of The Sunland Park Stewards  

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-26
Track Sunland Park
Ruling Date: 1/14/2018

Licensee: DIAZ, VICTOR MANUEL

License Type: 2015 3 Year Owner Applicant Id: 31474
License Number: 280294

Ruling # 2018-SUN-26

Action Type: Initial Ruling

Ruling:

Owner, Jovi Investment Corp (Victor Diaz) was duly notified, failed to appear, and had his hearing held in absentia in accordance 15.2.1.9(B) (4)(d) non-appearance, before the Board of Stewards on January 14, 2018. The hearing was in regard to an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the class 3 penalty B drug "clenbuterol" detected in the urine of horse "Ave Fenix" (Test Sample #: NM12223), who finished 2nd place in the 3rd race on May 29, 2015, at Ruidoso Downs Racetrack in Ruidoso, NM. Clenbuterol was confirmed in the urine of the split sample sent to Industrial Laborites on August 4, 2015.

Martin Orona Jr. (currently under suspension), the trainer of horse "Ave Fenix", was notified and appeared with attorney Daniel Marquez for this disciplinary hearing. This is Martin Orona Jr.'s SECOND Class 3B medication in a 365-day period, in accordance with 15.2.6.9 (B)(2) Penalty Recommendations.

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

1. Pursuant to 15.2.6.9 (C) NMAC, the horse "Ave Fenix" must pass a Commission approved examination prior to race.
2. The horse "Ave Fenix" is hereby disqualified from SECOND PLACE and ordered unplaced from the 3rd race on May 29, 2015, at Ruidoso Downs Racetrack in Ruidoso, NM, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. First Note Medley
 2. Wr James
 3. Gon in a Flash
 4. Gentleman James
 5. Nemos Treasure
 6. Jess a Gittin It
 7. Lil Corona Amsterdam

Unplaced "Ave Fenix"

Licensee is found in violation of and ruling written in accordance with: 15.2.3.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.6.9(A)(3) Medication Restrictions and Prohibited Substances/ 15.2.6.9(C)(1) Penalty Recommendations/ 15.2.6.9(D) Medication Restrictions/ 16.47.1.8 Knowledge of the Rules.

By Order of The Sunland Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-27
Track Sunland Park
Ruling Date: 1/14/2018

Licensee: ORONA, JR MARTIN M.

License Type: Applicant Id: 32292
License Number:

Ruling # 2018-SUN-27

Action Type: Initial Ruling

Ruling:

issued in error

By Order of The Sunland Park 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.

David Sanchez

Jim Carter

For Walker



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-28
Track Sunland Park
Ruling Date: 1/14/2018

Licensee: CARRASCO,SR ROGELIO T

License Type: Applicant Id: 9186
License Number:

Ruling # 2018-SUN-28
Action Type: Initial Ruling
Ruling:
issued in error

By Order of The Sunland Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
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Ruling #: 2018-SUN-29
Track Sunland Park
Ruling Date: 1/16/2018

Licensee: SLATEN, TRACY LEE

License Type: 2018 1 Year Pony Pers Applicant Id: 76224
License Number: 288553

Ruling # 2018-SUN-29

Action Type: Final Outcome

Ruling:

RE: 2018-SUN-29 - Ruling Final Outcome

Pony Person, TRACY LEE SLATEN, was summarily suspended on **January 12, 2018**, and waived his rights to a formal disciplinary hearing before the Board of Stewards on **January 16, 2018**. **TRACY LEE SLATEN** tested positive for **amphetamine and methamphetamine** during a drug screening on **January 09, 2018**.

The Board of Stewards hereby suspend all NMRC licenses belonging to **TRACY LEE SLATEN** for **60 days** (retroactive from the summary suspension issued on **January 12, 2018**) **January 12, 2018, through March 13, 2018, inclusive. 30 days will be deferred upon immediate enrollment in Chaplain Donald Stover's "Turning Point Program" (16.47.1.18(C) NMAC). After 30 days has been served Tracy Slaten must submit a negative sample and is given probationary status. Furthermore Tracy Slaten may be tested at the request of the stewards at any time. Failure to attend "The Turning Point Program" will result Tracy Slaten's immediate suspension to serve the remainder of the 60 days.**

Per 15.2.1.9 (C)(21)(a-b) NMAC, While under suspension, TRACY LEE SLATEN is excluded from all areas of the grounds under the jurisdiction of the NMSRC.

Licensee is found to be in violation of:

16.47.1.17 (A)(1) TESTING PROCEDURES/16.47.1.17 (A)(2) TESTING PROCEDURES /16.47.1.16 (C)(7) Restricted Activities

This Ruling is written in accordance with

16.47.1.8 (L)(1)(i) Conduct / 16.47.1.17 (A)(3) TESTING PROCEDURES /16.47.1.8 (E) AGREEMENT TO SEARCH AND SEIZURE /15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority / 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-30
Track Sunland Park
Ruling Date: 1/16/2018

Licensee: BOULANGER, BRANDON CHANCE
License Type: 2017 1 Year Jockey Applicant Id: 160604
License Number: 288432

Ruling # 2018-SUN-30

Action Type: Initial Ruling

Ruling:

Jockey, BRANDON CHANCE BOULANGER, is hereby summarily suspended, effective immediately, January 12, 2018, pending the outcome of his hearing on January 21, 2018, @ 9:30a.m in the offices of the Board of Stewards at Sunland Park Racetrack (1200 Futurity Drive Sunland Park, New Mexico 88063) per 15.2.1.9 (B)(3)(b) Summary Suspension. BRANDON CHANCE BOULANGER tested positive for marijuana metabolites during a drug screening on January 12, 2018.

Per 15.2.1.9 (C)(21)(a-b) NMAC, BRANDON CHANCE BOULANGER is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC.

Licensee is found to be in violation of:

15.2.1.9(B)(3)(a): 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".

16.47.1.16 (C)(7) **RESTRICTED ACTIVITIES:** It shall be an offense to exercise the privileges granted by a license from this commission if the licensee presently has drugs (controlled substances) or alcohol in his/her body. With regard to alcohol, the results of a test showing a reading of more than .05 percent of alcohol in the blood, urine, saliva or other bodily fluids of licensees in non-safety sensitive positions shall be the criterion for a finding of alcohol present in the body. With regard to other controlled substances, presence of the drug in any quantity measured by the testing instrument establishes the presence of the drug for purposes of this paragraph. Licensees in safety sensitive positions, jockeys, starters, assistant starters, exercise riders, pony persons, ambulance personnel, and outriders are in violation of this rule if they have any measurable level of alcohol.

This Ruling is written in accordance with

16.47.1.8 (L)(1)(i) – 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"
16.47.1.17 (A)(1) **TESTING PROCEDURES** At its discretion, the commission may conduct random or episodic random drug testing, as well as testing based on reasonable suspicion, in order to ensure safety on the racetrack.

16.47.1.17 (A)(2) **TESTING PROCEDURES** When conducted, random drug testing shall apply, equally, to all licensees who are, at the time of the random testing, exercising the privileges of their license in such ways as may affect the outcome of a race or diminish the conditions of safety or decorum required in restricted areas.

16.47.1.17 (A)(3) **TESTING PROCEDURES** No notice need be given as to onset or cessation of random testing.

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

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-31
Track Sunland Park
Ruling Date: 1/16/2018

Licensee: MENDOZA, ELOY

License Type: 2016 3 Year Trainer Applicant Id: 22357
License Number: 281923

Ruling # 2018-SUN-31

Action Type: Initial Ruling

Ruling:

Trainer **Eloy Mendoza** was duly notified, failed to appear, and had **his** disciplinary hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **January 12, 2018**. The disciplinary hearing was in regard to **Eloy Mendoza** failing to appear in paddock with entry, "**GONAMAKEUREYESBLACK**", which resulted in a late scratch and mutuel refund in the **1st race on December 22, 2017 at Sunland Park Racetrack**.

The Board of Stewards hereby fine **Eloy Mendoza** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **February 16, 2018**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found in violation of.

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

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 Sunland Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
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Albuquerque, NM 87113

Ruling #: 2018-SUN-32
Track Sunland Park
Ruling Date: 1/16/2018

Licensee: PONCE, JOSUE

License Type: 2016 3 Year Trainer Applicant Id: 159033
License Number: 282870

Ruling # 2018-SUN-32

Action Type: Initial Ruling

Ruling:

Trainer Josue Ponce was duly notified and responded telephonically for his disciplinary hearing before the Board of Stewards on **January 12, 2018**. **Josue Ponce** entered the ineligible horse "**MS PRADA**", which resulted in a scratch in the **race on December 23, 2017 at Sunland Park Racetrack**. (Trainer suspended at time of entry.)

The Board of Stewards hereby fine **Josue Ponce** in the amount of **two hundred dollars, (\$200.00)**. The fine is to be paid on or before **February 16, 2018**, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.1.9(B)(8)(c) Effect of Rulings The stewards shall honor the rulings issued by other pari-mutuel racing commissions.

16.47.1.10 (C) (18) Trainer Responsibility The trainer is responsible for horses entered as to eligibility and weight or other allowances claimed.

15.2.1.9(C)(22)(a) Reciprocity The stewards shall honor the rulings issued by other pari-mutuel racing commissions.

16.47.1.10(C)(26) Trainer Responsibility A trainer is responsible for notifying horse owners upon the revocation or suspension of their trainer's license; upon application by the owner, the stewards may approve the transfer of such horses to the care of another licensed trainer, and upon such approved transfer, such horses may be entered to race.

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 Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-33
Track Sunland Park
Ruling Date: 1/16/2018

Licensee: BORUNDA, JAVIER
License Type: 2017 3 Year Trainer Applicant Id: 27217
License Number: 284811

Ruling # 2018-SUN-33
Action Type: Initial Ruling
Ruling:

Trainer Javier Borunda was duly notified, failed to appear, and had his disciplinary hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **January 13, 2018**. The disciplinary hearing was in regard to **Javier Borunda** failing to have sufficient works for entry **"IMMACULATE MOON"**, which resulted in a scratch in the **5th race on December 22, 2017, at Sunland Park Racetrack**.

The Board of Stewards hereby fine **Javier Borunda** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **February 16, 2018**, in accordance with 15.2.3.8(B)(3) (l). Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.11 (A) WORKOUT REQUIREMENTS
15.2.5.12 (L) HORSES INELIGIBLE
16.47.1.10 (C)(18) TRAINER RESPONSIBILITY

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 Sunland Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
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Ruling #: 2018-SUN-34
Track Sunland Park
Ruling Date: 1/16/2018

Licensee: LOMELI, JOSE ASCENCION

License Type: 2017 1 Year Assistant S Applicant Id: 30909
License Number: 287942

Ruling # 2018-SUN-34

Action Type: Initial Ruling

Ruling:

The Assistant Starter license issued to Jose Lomeli is hereby rescinded without prejudice as he is no longer working in that capacity.

This ruling is in accordance with:

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

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/ 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 Sunland Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
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Ruling #: 2018-SUN-35
Track Sunland Park
Ruling Date: 1/16/2018

Licensee: MONTOYA, JOSE

License Type: 2015 3 Year Jockey Applicant Id: 10625
License Number: 279178

Ruling # 2018-SUN-35

Action Type: Initial Ruling

Ruling:

Jockey **Jose Montoya** was duly notified, failed to appear, and had **his** disciplinary hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **January 14, 2018**. **Jose Montoya** failed to be excused from, or to notify the Board of Stewards of his absence, and subsequent failure to honor his riding engagement (entry "**FIRST SUMMER LOVE**") in the **6th race on December 22, 2017, at Sunland Park Racetrack**.

The Board of Stewards hereby fines **Jose Montoya** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **February 16, 2018**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

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

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

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 Sunland Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-36
Track Sunland Park
Ruling Date: 1/16/2018

Licensee: FELIX, MARTIN

License Type: 2017 3 Year Jockey

Applicant Id: 86561

License Number: 287996

Ruling # 2018-SUN-36

Action Type: Initial Ruling

Ruling:

issued in error

By Order of The Sunland Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



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Ruling #: 2018-SUN-37
Track: Sunland Park
Ruling Date: 1/16/2018

Licensee: ACOSTA, GABRIEL MORALES

License Type: 2016 3 Year Trainer Applicant Id: 10183
License Number: 283857

Ruling # 2018-SUN-37

Action Type: Initial Ruling

Ruling:

Trainer **Gabriel Acosta** waived his rights to a 10 day notice of hearing and a formal of hearing before the Board of Stewards on **January 14, 2018**, for missing Lasix for entry, "**UR CRACE FINDS ME**", which resulted in a late scratch and mutuel refund in the **4th race on January 13, 2018 at Sunland Park Racetrack**.

The Board of Stewards hereby fine **Gabriel Acosta** in the amount **of two hundred dollars, (\$200.00)**. The fine is to be paid on or before **February 16, 2018**, 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 in violation of.

15.2.6.9(D) (2) USE OF FUROSEMIDE IN DETENTION BARN The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which the horse is entered. **A horse qualified for furosemide administration must be brought to the detention barn one hour prior to the four hour administration** requirement specified above. After treatment, the horse shall be required by the commission to remain in the detention barn in the care, custody and control of its trainer or the trainer's designated representative under association or commission security supervision until called to the saddling paddock.

15.2.6.9(D) (3) USE OF FUROSEMIDE ON ASSOCIATION GROUNDS The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is not utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which a horse is entered; **the horse must be logged in at the stable gate with time and location no less than one hour prior to administration**; the furosemide dosage administered shall not exceed 500 milligrams nor be less than 150 milligrams; the trainer of the treated horse shall cause to be delivered to the official veterinarian or their designee no later than one hour prior to post time for the race for which the horse is entered the following information under oath on a form provided by the commission: the racetrack name, the date and time the furosemide was administered to the entered horse; the dosage amount of furosemide administered to the entered horse; the printed name and signature of the attending licensed veterinarian who administered the Furosemide

This ruling in 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 Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-38
Track Sunland Park
Ruling Date: 1/16/2018

Licensee: RODRIGUEZ, MANUEL RODOLFO
License Type: 2017 3 Year Trainer Applicant Id: 9846
License Number: 288048

Ruling # 2018-SUN-38

Action Type: Initial Ruling

Ruling:

Owner/trainer Manuel R. Rodriguez was duly notified and appeared before the Board of Stewards on January 16, 2018, for failing to disclose his arrest/criminal history on his license application dated November 16, 2017.

After considering the mitigating circumstances, the Board of Stewards hereby issue a warning letter to Manuel R. Rodriguez.

Licensee is found to be in violation of:

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

This ruling is written in accordance with:

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 Sunland Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-39
Track: Sunland Park
Ruling Date: 1/16/2018

Licensee: ARANDA, ALONZO

License Type: 2017 3 Year Owner Applicant Id: 22950
License Number: 288115

Ruling # 2018-SUN-39

Action Type: Initial Ruling

Ruling:

Owner/ Trainer Alonso Aranda was duly notified and appeared before the Board of Stewards on **January 16, 2018**, for failing to disclose criminal/arrest history on **his** licensing application.

The Board of Stewards hereby fine **Alonso Aranda** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **February 16, 2018**, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of:

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

This ruling is written in accordance with:

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