



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-11**
Track: Sunland Park
Ruling Date: 1/8/2019

Licensee: SOTO, SALVADOR RENTERIA

License Type: 2016 3 Year Trainer Applicant Id: 7872
License Number: 282502

Ruling # 2019-SUN-11

Action Type: Initial Ruling

Ruling:

Trainer: **Salvador Soto**, was duly notified (security citation) and waived his rights to a 10 day notice and formal hearing before the board of Stewards on **January 8, 2019**. The hearing was in regards to **Salvador Soto parking in the receiving barn parking area for an extended time on January 7, 2019, at Sunland Park Racetrack.**

Salvador Soto is hereby fined **Twenty five dollars (\$25.00)**. This fine is to be paid on or before **February 7, 2019**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

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

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

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b):

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 #: **2019-SUN-12**
Track: Sunland Park
Ruling Date: 1/11/2019

Licensee: PONCE, ARMANDO
License Type: 2018 1 Year Owner Applicant Id: 32165
License Number: 292065

Ruling # 2019-SUN-12
Action Type: Initial Ruling
Ruling:

Owner Armando Ponce was duly notified, failed to appear, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **January 8, 2019**, for failing to disclose his complete criminal history on his licensing application.

The Board of Stewards hereby fines **Armando Ponce** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **February 10, 2019**, in accordance with 15.2.3.8 (B)(3)(l). Failure to pay the fine within the time prescribed shall result in immediate suspension.

Licensee is found to be in violation of and this ruling is written in accordance with:
16.47.1.8 (L)(1)(d) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF 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) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/
15.2.1.9(B)(9)(a)Failure to Appeal/

By Order of The 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 #: **2019-SUN-13**
Track: Sunland Park
Ruling Date: 1/11/2019

Licensee: **HERRERA, GUSTAVO ARMANDO**
License Type: 2018 1 Year Apprentice Applicant Id: 160379
License Number: 290128

Ruling # 2019-SUN-13
Action Type: Initial Ruling
Ruling:

Jockey **Gustavo Herrera** was summoned and appeared for a hearing before the Board of Stewards on **January 11, 2019**. The hearing was in regards to **Gustavo Herrera** failing to make sufficient effort to maintain his lane, (drifted in under a right handed whip at the top of lane), in the **4th race on January 4, 2019, at Sunland Park Racetrack**.

The Board of Stewards hereby fines, **Gustavo Herrera**, in the amount of **two hundred dollars, (\$200.00)**. This fine is to be paid on or before **February 10, 2019**, in accordance with 15.2.3.8 (B)(3)(l) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

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

15.2.5.13(E)(2)(a) NMAC: 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) NMAC: Post to Finish When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

15.2.5.13(E)(3)(c) NMAC: Post to Finish Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys/15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/

By Order of The 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 #: **2019-SUN-14**
Track: Sunland Park
Ruling Date: 1/12/2019

Licensee: **MARQUEZ, REY M**
License Type: **2016 3 Year Trainer** Applicant Id: **17892**
License Number: **281052**

Ruling # 2019-SUN-14

Action Type: Initial Ruling

Ruling:

Owner/Trainer: **Rey Marquez**; having been duly notified and having waived his rights to a hearing before the **Board Of Stewards on January 12, 2019, regarding the entry of the ineligible horse "Please Do Tell", (Papers not stamped "New Mexico Bred") and the winner of the 8th race on December 16, 2018 at zia Park.**

Rey Marquez is the trainer and owner of record for the horse "**Please Do Tell**"

In accordance with rules **15.2.1.8 (B)(1), and 15.2.5.13(E)(4)(d) Purse Redistribution** the Board of Stewards assessed a penalty as follows:

1. The horse "**Please Do Tell**" is hereby disqualified from **1st place** and ordered unplaced from the **8th race on December 16, 2018, at Zia Park** for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Kick It
2. Silver Flask
3. Leading Prospect
4. M G M Winter Ghost
5. Leading Prospect
6. Big Frenchy
7. War Paint Brave
8. All Your Jazz
9. Sparky Who

Unplaced "**Please Do Tell**"

Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/ 15.2.6.11(A)Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U)(1)Protection of Horses/ 16.47.1.10(B)(1)(2)(3)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations**15.2.1.9(B)(9)(b): 15.2.5.13(E)(4)(d) Purse Redistribution**

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.

By Order of The Sunland Park Stewards