



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-15**  
Track: Sunland Park  
Ruling Date: 1/12/2019

Licensee: SOSA, JESUS

License Type: 2015 3 Year Owner      Applicant Id: 158337  
License Number: 280210

Ruling # 2019-SUN-15

Action Type: Initial Ruling

Ruling:

Owner **Jesus Sosa** 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 12, 2019**. The hearing was in regard to a confirmed positive for the therapeutic drug **Dexamethasone (class 4 penalty category C MAJOR drug)**, found in test sample **#E276458**. The test sample was taken from the **Third place finisher "Offended"** following **the 9th race on July 13, 2018, at The Downs of Albuquerque Racetrack**.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **Dexamethasone at 18.4±-3.1 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**). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined due to non payment by **Trainer Salvador R. Soto**.

**Salvador R. Soto**, the **trainer** of record for horse "**Offended**", were duly notified and waived his right to a hearing. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this is **Owner Jesus Sosa's FIRST Class 4C MAJOR medication violation in a 365-day period**. **For Jesus Sosa's FIRST Class 4C MAJOR medication violation in a 365- day period**, issued in accordance with **15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS**, the Board of Stewards hereby assess penalty as follows:

1. The horse "**Offended**" is hereby disqualified from **Third Place** and ordered unplaced from the **9th race on July 13, 2018, at the Downs of Albuquerque Racetrack**, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Msferrari Edition
2. Atlas Sparks
3. My Moon Crest
4. Pancho Villa
5. Streakaway Star
6. Fiesta Corona
7. Catch This Train
8. Just Chic It
9. Thefame Ofthe Kid

Unplaced "**Offended**"

*Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards /15.2.6.9(C)(4) Medication Restrictions / 15.2.6.9(F)Permissible Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/ 15.2.3.8(B)(3)(k) Redistribution of Prizes/ 15.2.5.13(E)(4)(d) NMAC Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification." 15.2.1.9(B)(9)(b): Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500.*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-16**  
Track: Sunland Park  
Ruling Date: 1/13/2019

Licensee: SOTO, SALVADOR RENTERIA  
License Type: 2016 3 Year Trainer      Applicant Id: 7872  
License Number: 282502

Ruling # 2019-SUN-16

Action Type: Initial Ruling

Ruling:

**Trainer: Salvador Soto;** having been duly notified and having waived his rights to a hearing before the **Board Of Stewards on January 12, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMSRC)**, for a confirmed positive for the drug, **Dexamethasone** (class 4C-Major penalty) found in test sample **E276458** taken from the **3rd place finisher "Offended"** following **the 9th race, on July 13, 2018, at the Downs at Albuquerque.**

The original lab report indicated a finding of **Dexamethasone at 18.4 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)**. Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to and declined by **Salvador Soto.**

**Jesus Sosa** is the owner of record for horse "**Offended**"

In accordance with rules **15.2.6.9 (B)(4)**, this is **Salvador Soto's FIRST Class 4C-Major medication violation in 365 days.**

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

1. A **(\$1,000) One thousand dollar fine to paid on or before February 11, 2019,** in accordance with **15.2.3.8 (B)(3)(I) NMAC.** Failure to pay fine in prescribed time will result in an immediate suspension.

**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.

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 #: **2019-SUN-17**  
Track: Sunland Park  
Ruling Date: 1/13/2019

Licensee: **CAPPELLUCCI, DICK**

License Type: 2016 3 Year Trainer      Applicant Id: 15418  
License Number: 284516

Ruling # 2019-SUN-17

Action Type: Initial Ruling

Ruling:

Trainer: **DICK CAPPELLUCCI**, was duly notified (by security citation) and waived his rights to a 10 day notice and hearing before the board of Stewards on **January 12, 2019**. The citation is in regard to **DICK CAPPELLUCCI'S conduct in the paddock, at Sunland Park Racetrack on January 11, 2019.**

**DICK CAPPELLUCCI** is hereby fined **One Hundred dollars (\$100.00)**. This fine is to be paid on or before **February 11, 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.

**New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113**



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-19**  
Track: Sunland Park  
Ruling Date: 1/13/2019

Licensee: SALCEDO, MAURO

License Type: 2016 3 Year Apprentice Applicant Id: 137075  
License Number: 280566

Ruling # 2019-SUN-19

Action Type: Initial Ruling

Ruling:

Jockey, **Mauro Salcedo**, having been summoned **and appeared** before the Board of Stewards **on January 13, 2019** for careless riding during the running of the **9th race on January 13, 2019, at Sunland Park Racetrack** while **aboard "Regardstobrimington"**. (Bore out sharply shortly after the start interfering with several outside horses.)

For this violation, the Board of Stewards assessed **Mauro Salcedo** a suspension of **7 calendar days (January 22, 2019 thru January 28, 2019)**. **Mauro Salcedo** is allowed to ride designated races.

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

**15.2.5.13(E)(4)(a) NMAC Disqualification.** When the stewards determine that a horse shall be disqualified for interference, they may place the offending horse behind such horse as in their judgment it interfered with, or they may place it last

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

**15.2.3.8 B (3)(f) Stewards Disciplinary Action**

**15.2.3.8 B (3)(A) Stewards Disciplinary Action**

**15.2.3.8 B (1) (d) Stewards General Authority**

**16.47.1.8. T. KNOWLEDGE OF RULES:**

**16.47.1.3 Statutory Authority**

**16.47.1.8 (A)(1) License Required**

**16.47.1.8 (A)(2) License Required**

**16.47.1.8(N) Last Known Address**

**15.2.1.9(b):** 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."

2019-SUN-20

ISSUED

IN

ERROR



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-21**  
Track: Sunland Park  
Ruling Date: 1/15/2019

Licensee: RIVERA, ROBERT ALBINO  
License Type: 2016 3 Year Trainer      Applicant Id: 24776  
License Number: 281188

Ruling # 2019-SUN-21

Action Type: Initial Ruling

Ruling:

**Trainer: Robert Rivera;** having been duly notified and appeared before the **Board Of Stewards on January 13, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMSRC),** for a confirmed positive for the drug, **Dexamethasone** (class 4C-Major penalty) found in test sample **E276511** taken from the **5th place finisher "Endwi"** following **the 8th race, on July 15, 2018, at the Downs at Albuquerque.**

The original lab report indicated a finding of **Dexamethasone at 92.3 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).** Split sample rights as provided in **15.2.6.10 (D) NMAC,** were afforded to and confirmed at 90 +/- 16 pg/ml in the blood.

**Gary L. Roybal** is the owner of record for horse "**Endwi**"

In accordance with rules **15.2.6.9 (B)(4),** this is **Robert Rivera's FIRST Class 4C-Major medication violation in 365 days.**

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

1. A **(\$1,000) One thousand dollar fine to paid on or before February 12, 2019,** in accordance with **15.2.3.8 (B)(3)(I) NMAC.** Failure to pay fine in prescribed time will result in an immediate suspension.

**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.

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 #: **2019-SUN-22**  
Track: Sunland Park  
Ruling Date: 1/15/2019

Licensee: NEVAREZ-HERNANDEZ, PABLO  
License Type: 2016 3 Year Owner      Applicant Id: 158649  
License Number: 281530

Ruling # 2019-SUN-22

Action Type: Initial Ruling

Ruling:

Owner **Pablo Nevarez-Hernandez** 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 13, 2019. The hearing was in regard to a confirmed positive for the therapeutic drug Dexamethasone (class 4 penalty category C MAJOR drug), found in test sample #E290725. The test sample was taken from the Second place finisher "Jess Dashn" following the 3rd race on November 3, 2018, at Zia Park Racetrack.

The certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) indicated a finding of Dexamethasone at 17.6 +/- 2.3 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). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and confirmed (13 +/- 2.6 pg/ml) by Trainer Andres Gonzalez.

Andres Gonzalez, the trainer of record for horse "Jess Dashn", was duly notified and appeared for his hearing on January 13, 2019.

In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, this is Owner Pablo Nevarez-Hernandez FIRST Class 4C MAJOR medication violation in a 365-day period. For Pablo Nevarez-Hernandez FIRST Class 4C MAJOR medication violation in a 365- day period, issued in accordance with 15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, the Board of Stewards hereby assess penalty as follows:

1. The horse "Jess Dashn" is hereby disqualified from Second Place and ordered unplaced from the 3rd race on November 3, 2018, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Wonderboy
- 2) Lady Version
- 3) Pursuit of Duty
- 4) Baebaeskid
- 5) Gimmie a Reason
- 6) Beer Hunter
- 7) Seemerock
- 8) The Little Bit
- 9) Es Hearts Delight

Unplaced "Jess Dashn"

Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards /15.2.6.9(C)(4) Medication Restrictions / 15.2.6.9(F)Permissible Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/ 15.2.3.8(B)(3)(k) Redistribution of Prizes/ 15.2.5.13(E)(4)(d) NMAC Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification."

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 #: **2019-SUN-23**  
Track: Sunland Park  
Ruling Date: 1/15/2019

Licensee: GONZALEZ, ANDRES S

License Type: 2017 3 Year Trainer      Applicant Id: 28171  
License Number: 285598

Ruling # 2019-SUN-23

Action Type: Initial Ruling

Ruling:

**Trainer: Andres Gonzalez;** having been duly notified and appeared before the **Board Of Stewards on January 13, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMSRC),** for a confirmed positive for the drug, **Dexamethasone** (class 4C-Major penalty) found in test sample **E290725** taken from the **2nd place finisher "Jess Dashn"** following **the 3rd race, on November 3, 2018, at Zia Park..**

The original lab report indicated a finding of **Dexamethasone at 17.6 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).** Split sample rights as provided in **15.2.6.10 (D) NMAC,** were afforded to and confirmed at 13 +/- 2.6 pg/ml in the blood.

**Pablo Nevarez-Hernandez** is the owner of record for horse "**Jess Dashn**"

In accordance with rules **15.2.6.9 (B)(4),** this is **Andres Gonzalez's FIRST Class 4C-Major medication violation in 365 days.**

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

1. A (\$1,000) One thousand dollar fine to paid on or before **February 12, 2019,** in accordance with **15.2.3.8 (B)(3)(I) NMAC.** Failure to pay fine in prescribed time will result in an immediate suspension.

**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.

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 #: **2019-SUN-24**  
Track: Sunland Park  
Ruling Date: 1/15/2019

Licensee: ROYBAL, GARY L

License Type: 2017 3 Year Owner      Applicant Id: 26041  
License Number: 287019

Ruling # 2019-SUN-24

Action Type: Initial Ruling

Ruling:

Owner **Gary L. Roybal** was duly notified and appeared before the Board of Stewards on **January 13, 2019**. The hearing was in regard to a confirmed positive for the therapeutic drug **Dexamethasone (class 4 penalty category C MAJOR drug)**, found in test sample **#E276511**. The test sample was taken from the **fifth place finisher "Endwi"** following **the 8th race on July 15, 2018, at the Downs of Albuquerque Racetrack**.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **Dexamethasone at 92.3 +/- 3.1 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**). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and confirmed (90 +/- 16 pg/ml in the blood) by **Trainer Robert Rivera**.

**Robert Rivera**, the **trainer** of record for horse **"Endwi"**, was duly notified and appeared for his hearing on January 13, 2019.

In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, this is **Owner Gary L. Roybal's FIRST Class 4C MAJOR medication violation in a 365-day period**. For **Gary L. Roybal's FIRST Class 4C MAJOR medication violation in a 365-day period**, issued in accordance with 15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, the Board of Stewards hereby assess penalty as follows:

1. The horse **"Endwi"** is hereby disqualified from **Fifth Place** and ordered unplaced from the **8th race on July 15, 2018, at the Downs of Albuquerque Racetrack**, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Nusret
- 2) Causeway Runner
- 3) Says Me
- 4) Gee Whiz Who

Unplaced **"Endwi"**

*Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards / 15.2.6.9(C)(4) Medication Restrictions / 15.2.6.9(F) Permissible Medications With Acceptable Levels / 15.2.6.9(B)(4) Penalty Recommendations / 15.2.3.8(B)(3)(k) Redistribution of Prizes / 15.2.5.13(E)(4)(d) NMAC Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification."*

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 #: **2019-SUN-25**  
Track: Sunland Park  
Ruling Date: 1/15/2019

Licensee: CAZARES, MICHAEL ALAN  
License Type: 2016 3 Year Jockey      Applicant Id: 30365  
License Number: 282149

Ruling # 2019-SUN-25  
Action Type: Initial Ruling  
Ruling:

**The Jockey's license issued to Michael Cazares is hereby rescinded without prejudice as he has been issued a groom's license.**

**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)

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 #: **2019-SUN-26**  
Track: Sunland Park  
Ruling Date: 1/18/2019

Licensee: **GOMEZ, ENRIQUE PORTILLO**  
License Type: **2017 3 Year Jockey**      Applicant Id: **32586**  
License Number: **287713**

Ruling #                    2019-SUN-26

Action Type:            Initial Ruling

Ruling:

Jockey, Enrique Portillo Gomez, having been summoned and appeared before the Board of Stewards on January 15, 2019 for careless riding during the running of the 7th race on January 13, 2019, at Sunland Park Racetrack while aboard "Oh My Word". (Bore out sharply near the 3/8 pole causing another horse to clip heels.)

For this violation, the Board of Stewards assessed Enrique Portillo Gomez a suspension of 7 calendar days (January 23, 2019 thru January 29, 2019). Enrique Portillo Gomez is allowed to ride designated races.

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

**15.2.5.13(E)(4)(a) NMAC Disqualification.** When the stewards determine that a horse shall be disqualified for interference, they may place the offending horse behind such horse as in their judgment it interfered with, or they may place it last

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

**15.2.3.8 B (3)(f) Stewards Disciplinary Action**

**15.2.3.8 B (3)(A) Stewards Disciplinary Action**

**15.2.3.8 B (1) (d) Stewards General Authority**

**16.47.1.8. T. KNOWLEDGE OF RULES:**

**16.47.1.3 Statutory Authority**

**16.47.1.8 (A)(1) License Required**

**16.47.1.8 (A)(2) License Required**

**16.47.1.8(N) Last Known Address**

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-27**  
Track: Sunland Park  
Ruling Date: 1/18/2019

Licensee: **BALBUENA, CANDELARIO**

License Type: 2018 1 Year Groom      Applicant Id: 32131  
License Number: 289117

Ruling # 2019-SUN-27

Action Type: Initial Ruling

Ruling:

Groom: **Candelario Balbuena** was duly notified and appeared before the board of Stewards on **January 18, 2019**. The hearing was in regard to **Candelario Balbuena** moving barricades after being told not to by security on January 6, 2019, at Sunland Park Racetrack.

**Candelario Balbuena** is hereby fined **One Hundred Dollars (\$100.00)**. This fine is to be paid on or before **February 17, 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.



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-28**  
Track Sunland Park  
Ruling Date: 1/18/2019

Licensee: REYES, FRANK

License Type: 2017 3 Year Jockey      Applicant Id: 116762  
License Number: 287886

Ruling # 2019-SUN-28

Action Type: Initial Ruling

Ruling:

Jockey, **Frank Reyes**, having been summoned **and appeared** before the Board of Stewards **on January 15, 2019** for failure to make sufficient effort to control his mount during the running of the **2nd race on January 13, 2019, at Sunland Park Racetrack** while **aboard "Trust N Prayer"**. (Bore in under a right handed whip in the stretch intimidating an inside horse.)

For this violation, the Board of Stewards assessed **Frank Reyes** a fine in the amount of \$200. The fine is to be paid on or before February 18, 2019 in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

**15.2.5.13(E)(4)(a) NMAC Disqualification.** When the stewards determine that a horse shall be disqualified for interference, they may place the offending horse behind such horse as in their judgment it interfered with, or they may place it last

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

**15.2.3.8 B (3)(f) Stewards Disciplinary Action**

**15.2.3.8 B (3)(A) Stewards Disciplinary Action**

**15.2.3.8 B (1) (d) Stewards General Authority**

**16.47.1.8. T. KNOWLEDGE OF RULES:**

**16.47.1.3 Statutory Authority**

**16.47.1.8 (A)(1) License Required**

**16.47.1.8 (A)(2) License Required**

**16.47.1.8(N) Last Known Address**

**15.2.1.9(b):** 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."

*Thad Smith*

*Don Welch*

*Victor Escobedo*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-29**  
Track: Sunland Park  
Ruling Date: 1/19/2019

Licensee: **BARTON, DALLAS JAY**

License Type: 2016 3 Year Trainer      Applicant Id: 18739  
License Number: 280496

Ruling # 2019-SUN-29

Action Type: Initial Ruling

Ruling:

Trainer **Dallas Barton**, having been duly notified and appeared before the Board of Stewards on **January 18, 2019, regarding a Certificate of Analysis from Industrial Laboratories (The official testing laboratory for the NMRC)** for a confirmed positive for the therapeutic drug, Phenylbutazone (class 4 penalty category **C Major**) found in test sample **E290492** taken from **the winner "Thunder Dome"** following **the 9th race, on October 14, 2018, at Zia Park Racetrack, in Hobbs, NM.**

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated the finding of Phenylbutazone at **12.3 +/- 0.4 micrograms per milliliter in the blood, which exceeds the allowable limit of 2.0 micrograms per milliliter in the blood for a minor and which also exceeds the limit of 5.0 mcg/ml making it a 4C major.** Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed at (12.33 +/- 0.49) by **Pennsylvania Department of Agriculture.**

**William D. Carson, Sr. William F Leach and Myrick H Carson, Jr.,** are the owners of record for horse **"Thunder Dome"**, were duly notified and failed to appear for this hearing.

For **Dallas Bartons FIRST** Class 4C- Major medication violation in a 365-day period, the Board of Stewards hereby assess a

1. **(\$1,000) one thousand dollar fine** to be paid on or before **February 18, 2019**, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time may result in an immediate suspension.

2. The horse **"Thunder Dome"**, must pass a commission-approved examination before being eligible to enter.

**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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-30**  
Track: Sunland Park  
Ruling Date: 1/19/2019

Licensee: **CARSON, SR WILLIAM DAVID**  
License Type: 2018 3 Year Owner      Applicant Id: 8081  
License Number: 292223

Ruling # 2019-SUN-30

Action Type: Initial Ruling

Ruling:

Owner **William D. Carson Sr.**, 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 18, 2019, regarding a Certificate of Analysis from Industrial Laboratories (The official testing laboratory for the NMRC) for a confirmed positive for the therapeutic drug, Phenylbutazone (**class 4C Major penalty**) found in test sample E290492 taken from the winner "Thunder Dome" following the 9th race, on October 14, 2018, at Zia Park Racetrack, in Hobbs, NM. The certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) indicated the finding of Phenylbutazone at 12.3 +/- 0.4 micrograms per milliliter in the blood, which exceeds the allowable limit of 2.0 micrograms per milliliter in the blood and which also exceeds the limit of 5.0 mcg/ml making it a 4C major. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed at (12.33 +/- 0.49) by Pennsylvania Department of Agriculture.

**Dallas Barton** is the trainer of record for horse "**Thunder Dome**", was duly notified and appeared for this hearing.

For **William D. Carson Sr. FIRST** Class 4C medication violation in a 365-day period, the Board of Stewards hereby assess a

1. The horse "**Thunder Dome**" is hereby disqualified from **First Place** and ordered unplaced from the **9th race on October 14, 2018, at Zia Park Racetrack,** for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Go for a Stroll
  - 2) Hute
  - 3) Red Zenon
  - 4) Hush's Storm
  - 5) McClassic
  - 6) Lover Boy Bob
  - 7) Gold Boundry
  - 8) Streaks Bro
- Unplaced "**Thunder Dome**"

2. The horse "**Thunder Dome**", must pass a commission-approved examination before being eligible to enter.

Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(i) Stewards / 15.2.6.9(C)(4) Medication Restrictions / 15.2.6.9(F) Permissible Medications With Acceptable Levels / 15.2.6.9(B)(4) Penalty Recommendations / 15.2.3.8(B)(3)(k) Redistribution of Prizes / 15.2.5.13(E)(4)(d) NMAC Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification."

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 #: **2019-SUN-31**  
Track: Sunland Park  
Ruling Date: 1/19/2019

Licensee: LEACH, WILLIAM F.

License Type: 2016 3 Year Owner      Applicant Id: 10925  
License Number: 280692

Ruling # 2019-SUN-31

Action Type: Initial Ruling

Ruling:

Owner William F. Leach, was duly notified failed to appear or to respond, and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards on January 18, 2019, regarding a Certificate of Analysis from Industrial Laboratories (The official testing laboratory for the NMRC) for a confirmed positive for the therapeutic drug, Phenylbutazone (**class 4C Major penalty**) found in test sample E290492 taken from the winner "Thunder Dome" following the 9th race, on October 14, 2018, at Zia Park Racetrack, in Hobbs, NM.

The certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) indicated the finding of Phenylbutazone at 12.3 +/- 0.4 micrograms per milliliter in the blood, which exceeds the allowable limit of 2.0 micrograms per milliliter in the blood and which also exceeds the limit of 5.0 mcg/ml making it a 4C major. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed at (12.33 +/- 0.49) by Pennsylvania Department of Agriculture.

Dallas Barton is the trainer of record for horse "Thunder Dome", was duly notified and appeared for this hearing.

For William F. Leach FIRST Class 4C medication violation in a 365-day period, the Board of Stewards hereby assess a

**1. The horse "Thunder Dome" is hereby disqualified from First Place and ordered unplaced from the 9th race on October 14, 2018, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.**

- 1) Go for a Stroll
- 2) Hute
- 3) Red Zenon
- 4) Hush's Storm
- 5) McClassic
- 6) Lover Boy Bob
- 7) Gold Boundry
- 8) Streaks Bro

Unplaced "Thunder Dome"

**2. The horse "Thunder Dome", must pass a commission-approved examination before being eligible to enter.**

Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(i)Stewards /15.2.6.9(C)(4) Medication Restrictions / 15.2.6.9(F)Permissible Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/ 15.2.3.8(B)(3)(k) Redistribution of Prizes/ 15.2.5.13(E)(4)(d) NMAC Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification."

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 #: **2019-SUN-32**  
Track: Sunland Park  
Ruling Date: 1/19/2019

Licensee: **CARSON, JR MYRICK HOBART**  
License Type: 2018 3 Year Owner      Applicant Id: 10665  
License Number: 292224

Ruling # 2019-SUN-32

Action Type: Initial Ruling

Ruling:

Owner **Myrick H. Carson Jr.**, 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 18, 2019**, regarding a **Certificate of Analysis from Industrial Laboratories (The official testing laboratory for the NMRC)** for a confirmed positive for the therapeutic drug, Phenylbutazone (**class 4C Major penalty**) found in test sample **E290492** taken from **the winner "Thunder Dome"** following **the 9th race, on October 14, 2018, at Zia Park Racetrack, in Hobbs, NM.** The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated the finding of Phenylbutazone at **12.3 +/- 0.4 micrograms per milliliter in the blood, which exceeds the allowable limit of 2.0 micrograms per milliliter in the blood and which also exceeds the limit of 5.0 mcg/ml making it a 4C major.** Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed at (12.33 +/- 0.49) by **Pennsylvania Department of Agriculture.**

**Dallas Barton** is the trainer of record for horse **"Thunder Dome"**, was duly notified and appeared for this hearing.

For **Myrick H. Carson Jr.** FIRST Class 4C medication violation in a 365-day period, the Board of Stewards hereby assess a

**1. The horse "Thunder Dome" is hereby disqualified from First Place and ordered unplaced from the 9th race on October 14, 2018, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.**

- 1) Go for a Stroll
- 2) Hute
- 3) Red Zenon
- 4) Hush's Storm
- 5) McClassic
- 6) Lover Boy Bob
- 7) Gold Boundry
- 8) Streaks Bro

Unplaced **"Thunder Dome"**

**2. The horse "Thunder Dome", must pass a commission-approved examination before being eligible to enter.**

**Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(i) Stewards / 15.2.6.9(C)(4) Medication Restrictions / 15.2.6.9(F) Permissible Medications With Acceptable Levels / 15.2.6.9(B)(4) Penalty Recommendations / 15.2.3.8(B)(3)(k) Redistribution of Prizes / 15.2.5.13(E)(4)(d) NMAC Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification."**

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 #: **2019-SUN-33**  
Track: Sunland Park  
Ruling Date: 1/19/2019

Licensee: MECHE, ROBERT

License Type: 2018 1 Year Trainer      Applicant Id: 34072  
License Number: 291905

Ruling # 2019-SUN-33

Action Type: Initial Ruling

Ruling:

Trainer/Owner: Robert Meche, having been duly notified and failed to appear before the Board of Stewards on January 18, 2019. The hearing was held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**. The hearing was in regard to Robert Meche failing to report, as instructed, to the Zia Park Test Barn Facility on November 11, 2018, with the horses "All Blinged Up", "RKM a Perfect Storm" and "Jess Groovy" which were selected for out of competition testing.

Robert Meche was properly notified in accordance with 15.2.6.9 J (1) (a-e) OUT OF COMPETITION TESTING.

The Board of Stewards hereby access Robert Meche:

A penalty of one year suspension of all NMRC licenses starting January 19, 2019, through January 18,2020, inclusive.

The horses "All Blinged Up", "RKM a Perfect Storm" and "Jess Groovy" are placed on the stewards list for a minimum of 120 days beginning November 12, 2018. These horses must pass a hair test before entry.

During said time of applicable suspension Robert Meche 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). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of Robert Meche 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 and in accordance with: 15.2.6.9 J (8) (a-b) All horses selected for testing must be presented to the commission veterinarian, or any licensed veterinarian or licensed veterinary technician authorized by the commission, at the time designated, unless the trainer or owner provides verification of an extenuating circumstance that makes it impossible. Penalties for violations of this subsection include: **(a)** any horse not presented for testing upon notification absent extenuating circumstances will be placed immediately on the steward's list for a minimum of 60 days and shall be subject to all the requirements set forth in Paragraph (8) of Subsection C of 15.2.6.9 NMAC; and **b)** the licensed trainer of a horse not presented for testing upon notification and absent extenuating circumstances is a minimum license suspension of one year.

16.47.1.8(L)(1)(e)(i)(3) GROUNDS FOR DISAPLINARY MEASURES FOR A LICENSEE AND REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE/ 15.2.6.9 J (7) (a)(b) OUT OF COMPETITION 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."

*Xavier Smith*

*Ken Walker*

*Victor Escobar*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-34**  
Track: Sunland Park  
Ruling Date: 1/20/2019

Licensee: SEDILLO, TONY E

License Type: 2019 3 Year Trainer      Applicant Id: 16607  
License Number: 292783

Ruling # 2019-SUN-34

Action Type: Initial Ruling

Ruling:

Trainer: **Tony E. Sedillo**; having been duly notified and failed to appear or respond, so the hearing was held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the **Board Of Stewards on January 19, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMSRC)**, for a confirmed positive for the drug, **Dexamethasone** (class 4C-Major penalty) found in test sample **E282403** taken from the **1st place finisher "Mr. Bill Bass"** following **the 3rd race, on June 29, 2018, at Ruidoso Downs Race Track.**

The original lab report indicated a finding of **Dexamethasone at 46.5 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**). Split sample rights as provided as per **15.2.6.10 (D) NMAC**, were afforded to trainer and confirmed by Truesdail Lab. Inc. at 35.3 +/- 0.1 pg/ml in the blood.

**Brian T. Casaus** is the owner of record for horse "**Mr. Bill Bass**"

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

1. A (\$1,000) One thousand dollar fine to paid on or before **February 19, 2019**, in accordance with **15.2.3.8 (B)(3)(I) NMAC**. Failure to pay fine in prescribed time will result in an immediate suspension.

**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.

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 #: **2019-SUN-35**  
Track: Sunland Park  
Ruling Date: 1/20/2019

Licensee: GONZALES, II JAMES JULIAN  
License Type: 2018 3 Year Trainer      Applicant Id: 26440  
License Number: 288737

Ruling # 2019-SUN-35

Action Type: Initial Ruling

Ruling:

**Trainer: James J. Gonzales II;** having been duly notified and failed to appear or respond, so the hearing was held in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance,** before the **Board Of Stewards on January 19, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMSRC),** for a confirmed positive for the drug, **Dexamethasone** (class 4C-Major penalty) found in test sample **E282590** taken from the **3rd place finisher "Amsterdams Big Daddy"** following **the 16th race, on July 14, 2018, at Ruidoso Downs Race Track.**

The original lab report indicated a finding of **Dexamethasone at 17.8 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).** Split sample rights as provided in **15.2.6.10 (D) NMAC,** were afforded to trainer, and confirmed by TVMDL at 35+/- 6 pg/ml in the blood.

**Nahum Prieto** is the owner of record for horse "**Amsterdams Big Daddy**"

**For James J. Gonzales II's FIRST Class 4C-Major medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:**

1. A (\$1,000) One thousand dollar fine to paid on or before **February 19, 2019,** in accordance with **15.2.3.8 (B)(3)(I) NMAC.** Failure to pay fine in prescribed time will result in an immediate suspension.

**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.

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 #: **2019-SUN-36**  
Track: Sunland Park  
Ruling Date: 1/20/2019

Licensee: **CASAUS, BRIAN T.**  
License Type: **2016 3 Year Owner**      Applicant Id: **19125**  
License Number: **283769**

Ruling #                    2019-SUN-36

Action Type:            Initial Ruling

Ruling:

Owner **Brian T. Casaus** was duly notified failed to appear or respond, and had his hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, before the Board of Stewards on **January 19, 2019**. The hearing was in regard to a confirmed positive for the therapeutic drug **Dexamethasone (class 4C Major penalty)**, found in test sample **#E282403**. The test sample was taken from the **First place finisher "Mr Bill Bass"** following **the 3rd race on June 29, 2018, at Ruidoso Downs Racetrack**.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **Dexamethasone at 46.5 +/- 2.2 pg/ml in the blood, which exceeds the limit of 5.0 mcg/ml making it a 4C major**. A split sample was sent and confirmed at (35.3 +/- 0.1 pg/ml) by Truesdail Laboratories.

**Tony Sedillo**, the **trainer** of record for horse "**Mr Bill Bass**", was duly notified and failed to appear or respond for his hearing on January 19, 2019.

In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this is **Owner Brian T. Casaus FIRST Class 4C MAJOR medication violation in a 365-day period**. The Board of Stewards hereby assess penalty as follows:

1. The horse "**Mr Bill Bass**" is hereby disqualified from **First Place** and ordered unplaced from the **3rd race on June 29, 2018, at Ruidoso Downs Racetrack**, for all but pari-mutuel wagering.

The purse redistribution is as follows.

1. Bonnie the Barfly
  2. Darth Vapor
  3. Good Golly Tamale
  4. Trickertweet
  5. Connors Echo
  6. Devons Trick
  7. Gold Coronas
- Unplaced Mr Bill Bass

**Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards /15.2.6.9(C)(4) Medication Restrictions / 15.2.6.9(F)Permissible Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/ 15.2.3.8(B)(3)(k) Redistribution of Prizes/ 15.2.5.13(E)(4)(d) NMAC** Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification."

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 #: **2019-SUN-37**  
Track: Sunland Park  
Ruling Date: 1/20/2019

Licensee: GONZALES,II JAMES JULIAN  
License Type: 2018 3 Year Trainer      Applicant Id: 26440  
License Number: 288737

Ruling # 2019-SUN-37

Action Type: Initial Ruling

Ruling:

Trainer: **James J. Gonzales II**; having been duly notified and failed to appear or respond, so the hearing was held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the **Board Of Stewards on January 19, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMSRC)**, for a confirmed positive for the drug, **Dexamethasone** (class 4C-Major penalty) found in test sample **E283017** taken from the **2nd place finisher "Jd Cartel"** following **the 2nd race, on August 31, 2018, at Ruidoso Downs Race Track.**

The original lab report indicated a finding of **Dexamethasone at 14.6 pg/ml in the blood**, which exceeds the 4-C Major allowable limit for **Dexamethasone** of 5 pg/ml in the blood (15.2.6.9 Attachment 2 Page 3). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined

**Sebastian R. Gonzales** is the owner of record for horse "**Jd Cartel**"

For James J. Gonzales II's Second Class 4C-Major medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:

1. A (\$1,500) One thousand five hundred dollar fine to paid on or before **February 19, 2019**, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time will result in an immediate suspension.
2. **A 15 day suspension of all NMRC licenses starting January 28, 2019, through February 11, 2019, inclusive.**

During said time of applicable suspension **James J. Gonzales II**, 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). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of **Lee Gutierrez**, 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 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:** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-38**  
Track: Sunland Park  
Ruling Date: 1/20/2019

Licensee: GONZALES, SEBASTIAN ROY  
License Type: 2018 3 Year Owner      Applicant Id: 35493  
License Number: 291519

Ruling # 2019-SUN-38

Action Type: Initial Ruling

Ruling:

Owner **Sebastian R. Gonzales** was duly notified, failed to appear or respond and had his hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, before the Board of Stewards on **January 19, 2019**. The hearing was in regard to a confirmed positive for the therapeutic drug **Dexamethasone (class 4C major)**, found in test sample **#E283017**. The test sample was taken from the **second place finisher "Jd Cartel"** following the **2nd race on August 31, 2018 at Ruidoso Downs Racetrack**.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **Dexamethasone at 14.6 +/- 2.6 pg/ml in the blood, which exceeds the limit of 5.0 mcg/ml making it a 4C major**. A split sample was afforded to and declined by trainer James J. Gonzales II.

**James J. Gonzales**, the **trainer** of record for horse "**Jd Cartel**", was duly notified and failed to appear or respond for his hearing on January 19, 2019.

In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this is **Owner Sebastian R. Gonzales FIRST Class 4C MAJOR medication violation in a 365-day period**. The Board of Stewards hereby assess penalty as follows:

1. The horse "**Jd Cartel**" is hereby disqualified from **second place** and ordered unplaced from the **2nd race on August 31, 2018 at Ruidoso Downs Racetrack**, for all but pari-mutuel wagering.

The purse redistribution is as follows.

1. Heza Winning Version
  2. A Fantastic Runaway
  3. Mobile Unit
  4. Blue Eyes Covergirl
  5. Bottle Up and Go
- Unplaced Jd Cartel

**Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards /15.2.6.9(C)(4) Medication Restrictions / 15.2.6.9(F)Permissible Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/ 15.2.3.8(B)(3)(k) Redistribution of Prizes/ 15.2.5.13(E)(4)(d) NMAC** Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification."

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 #: **2019-SUN-39**  
Track: Sunland Park  
Ruling Date: 1/22/2019

Licensee: GONZALEZ, JORGE LUIS

License Type: 2018 3 Year Jockey      Applicant Id: 33835  
License Number: 292675

Ruling # 2019-SUN-39

Action Type: Initial Ruling

Ruling:

Jockey, **Jorge Luis Gonzalez**, having been summoned **and appeared** before the Board of Stewards **on January 20, 2019** for careless riding during the running of the **4th race on January 19, 2019, at Sunland Park Racetrack** while **aboard "Indian Party"**. (Bore out on the back stretch causing another horse to clip heels.)

For this violation, the Board of Stewards assessed **Jorge Luis Gonzalez** a suspension of **7 calendar days (January 29, 2019 thru February 4, 2019)**. **Jorge Luis Gonzalez** is allowed to ride designated races.

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

**15.2.5.13(E)(4)(a) NMAC Disqualification.** When the stewards determine that a horse shall be disqualified for interference, they may place the offending horse behind such horse as in their judgment it interfered with, or they may place it last

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

**15.2.3.8 B (3)(f) Stewards Disciplinary Action**

**15.2.3.8 B (3)(A) Stewards Disciplinary Action**

**15.2.3.8 B (1) (d) Stewards General Authority**

**16.47.1.8. T. KNOWLEDGE OF RULES:**

**16.47.1.3 Statutory Authority**

**16.47.1.8 (A)(1) License Required**

**16.47.1.8 (A)(2) License Required**

**16.47.1.8(N) Last Known Address**

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-40**  
Track: Sunland Park  
Ruling Date: 1/22/2019

Licensee: RODRIGUEZ-GARCIA, PAUL OSVALDO  
License Type: 2018 1 Year Jockey      Applicant Id: 161655  
License Number: 292459

Ruling # 2019-SUN-40

Action Type: Initial Ruling

Ruling:

Jockey Paul Osbaldo Garcia, having been duly notified and having appeared before the Board of Stewards on January 19, 2019, striking his mount "Ramblin Rock On" in the post parade during the 8th race on January 18, 2019 at Sunland Park Racetrack.

For this rule violation, the Board of Stewards assessed Paul Osbaldo Garcia a penalty in the amount of one hundred dollars (\$100.00). The fine is to be paid on or before February 18, 2019, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

Licensee is found to be in violation of:

**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) NMAC Notice** Except as provided by these rules regarding summary suspension, jockey riding infractions and trial races, the stewards or a racing commission designee shall provide written notice, at least 10 days before the hearing, to a person who is the subject of a disciplinary hearing. The person may waive their right to 10 days notice by executing a written waiver.

**15.2.3.8 B (3)(f) Stewards Disciplinary Action**

**15.2.3.8 B (3)(A) Stewards Disciplinary Action**

**15.2.3.8 B (1) (d) Stewards General Authority**

**16.47.1.8. T. KNOWLEDGE OF RULES:**

**16.47.1.3 Statutory Authority**

**16.47.1.8 (A)(1) License Required**

**16.47.1.8 (A)(2) License Required**

**16.47.1.8(N) Last Known Address**

By Order of The 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.