



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-200**
Track: Sunland Park
Ruling Date: 3/31/2019

Licensee: MENDOZA, RAMON

License Type: 2016 3 Year Trainer Applicant Id: 159104
License Number: 283102

Ruling # 2019-SUN-200

Action Type: Initial Ruling

Ruling:

The Board of Stewards hereby order that any/all New Mexico Racing Commission licenses issued to **Ramon Mendoza** be suspended starting **March 31, 2019** and is ineligible for any future licensing in New Mexico until such time that full payment is made to the NMRC for the amount of \$1000.00 per ruling 2018-ZIA-279.

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

16.47.1.8 L (1)(J) NMAC: Grounds For Refusal, Denial, Suspension, or Revocation of License

16.47.1.8 (I): Financial Responsibility

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

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-201**
Track: Sunland Park
Ruling Date: 4/5/2019

Licensee: GUTIERREZ, MANUEL

License Type: 2018 3 Year Jockey Applicant Id: 31992
License Number: 288794

Ruling # 2019-SUN-201

Action Type: Initial Ruling

Ruling:

Jockey, Manuel Gutierrez, having been summoned **and appeared** before the Board of Stewards **on April 5, 2019** for careless riding during the running of the **7th race on March 29, 2019, at Sunland Park Racetrack** while **aboard "Tempting Streak" who was disqualified from 3rd and placed 7th.** (Bore in under a right handed whip causing number 2 to check and costing him the opportunity at a better placing.)

For this violation, the Board of Stewards assessed Manuel Gutierrez a suspension of **7 calendar days (April 13, 2019 thru April 19, 2019).** Manuel Gutierrez 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

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 #: **2019-SUN-202**
Track: **Sunland Park**
Ruling Date: **4/5/2019**

Licensee: **HEBERT, TRACY JAMES**

License Type: **2016 3 Year Jockey** Applicant Id: **159170**
License Number: **283307**

Ruling # **2019-SUN-202**

Action Type: **Initial Ruling**

Ruling:

Jockey, **Tracy Hebert**, having been summoned **and appeared** before the Board of Stewards **on March 30, 2019** for failure to make sufficient effort to control his mount during the running of the **4th race on March 29, 2019, at Sunland Park Racetrack** while **aboard "Fire Power"**

For this violation, the Board of Stewards assessed **Tracy Hebert** a fine in the amount of \$200. The fine is to be paid on or before May 4, 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) (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) (b) NMAC Post to Finish The offending horse may be disqualified, if in the opinion of the stewards, the foul altered the finish of the race, regardless of whether the foul was accidental, willful or the result of careless riding.

15.2.5.13 (E) (3) (c) NMAC Post to Finish If the stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey.

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

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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4900 Alameda NE
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Ruling #: **2019-SUN-203**
Track: Sunland Park
Ruling Date: 4/6/2019

Licensee: REYES, FRANK

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

Ruling # 2019-SUN-203

Action Type: Initial Ruling

Ruling:

Jockey, **Frank Reyes**, having been summoned **and appeared** before the Board of Stewards **on April 5, 2019** for failure to make sufficient effort to control his mount during the running of the **8th race on April 2, 2019, at Sunland Park Racetrack** while **aboard "Hunter Rocks"**

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 May 5, 2019 in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

Licensee is found 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) (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) (b) NMAC Post to Finish The offending horse may be disqualified, if in the opinion of the stewards, the foul altered the finish of the race, regardless of whether the foul was accidental, willful or the result of careless riding.

15.2.5.13 (E) (3) (c) NMAC Post to Finish If the stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey.

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

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-204**
Track: **Sunland Park**
Ruling Date: **4/6/2019**

Licensee: **CONTRERAS, LUIS ALBERTO**
License Type: **2017 3 Year Jockey** Applicant Id: **31155**
License Number: **288386**

Ruling # 2019-SUN-204

Action Type: Initial Ruling

Ruling:

Jockey, **Luis Contreras**, having been summoned **and appeared** before the Board of Stewards **on April 5, 2019** for failure to make sufficient effort to control his mount during the running of the **2nd race on April 2, 2019, at Sunland Park Racetrack** while **aboard "Heartless Sofiya"**

For this violation, the Board of Stewards assessed **Luis Contreras** a fine in the amount of \$200. The fine is to be paid on or before May 4, 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) (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) (b) NMAC Post to Finish The offending horse may be disqualified, if in the opinion of the stewards, the foul altered the finish of the race, regardless of whether the foul was accidental, willful or the result of careless riding.

15.2.5.13 (E) (3) (c) NMAC Post to Finish If the stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey.

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

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-205**
Track: Sunland Park
Ruling Date: 4/6/2019

Licensee: HERNANDEZ-SANDOVAL, PEDRO

License Type: 2017 3 Year Trainer Applicant Id: 31154
License Number: 286398

Ruling # 2019-SUN-205

Action Type: Initial Ruling

Ruling:

Trainer **Pedro Hernandez Sandoval** was duly notified and failed to appear before the Board of Stewards, and had **his** hearing in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, on **April 6, 2019**. The hearing was in regards to the horse missing Lasix for entry, "**Coco Loco Mama**", which resulted in a late scratch and mutual refund in the **4th race on March 5, 2019 at Sunland Park Racetrack**.

The Board of Stewards hereby fines **Pedro Hernandez Sandoval** in the amount **of two hundred dollars, (\$200.00)**. The fine is to be paid on or before **May 5, 2019**, in accordance with 15.2.3.8 (B)(3)(1) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.6.9(D) (2)(3) The use of 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.

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)(c) 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.



New Mexico Racing Commission
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Ruling #: **2019-SUN-206**
Track: Sunland Park
Ruling Date: 4/6/2019

Licensee: MUNOZ, MANUEL ANTONIO
License Type: 2019 3 Year Trainer Applicant Id: 27226
License Number: 293562

Ruling # 2019-SUN-206

Action Type: Initial Ruling

Ruling:

Trainer, Manuel A. Munoz, was duly notified and failed to appear before the Board of Stewards, and had **his** hearing in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, on **April 6, 2019**. The hearing was in regard to Manuel A. Munoz failing to honor racing engagement for entry "**Tempting Dancer**", which resulted in a late scratch in the 9th race on **March 22, 2019 at Sunland Park**. (Refused to run the horse in the claiming race).

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

Licensee is found to be in violation of:

16.47.1.10 (C)(17): Which states in pertinent part "The Trainer is responsible for representing an Owner in making entries and scratches, and in all other matters pertaining to racing; horses entered as to eligibility and weight or other allowances claimed".

15.2.3.8 B (1) (d) Stewards General authority. The stewards have the authority to interpret the rules and to decide all questions of racing not specifically covered by the rules. Whenever the stewards find any person culpable for any act or omission in violation of these regulations or any violation of the Horse Racing Act, the person shall be subject to disciplinary action, which could include a fine, suspension, or revocation/denial of license or any combination of these penalties.

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures 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 #: 2019-SUN-207
Track Sunland Park
Ruling Date: 4/6/2019

Licensee: PRYOR, JOSIE Y

License Type: 2019 1 Year Security St Applicant Id: 159545
License Number: 292893

Ruling # 2019-SUN-207

Action Type: Initial Ruling

Ruling:

Security Staff Josie Pryor is hereby summarily suspended, effective immediately **April 6, 2019**, pending the outcome of **her** hearing on **April 13, 2019, @ 9:45 a.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**, for refusing to submit to a random drug test on **April 6, 2019 as ordered by the Board of Stewards.**

During said time of applicable suspension **Josie Pryor** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, per **15.2.1.9 (C)(21)(a-b) Exclusion.**

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

15.2.1.9(B)(3)(a) Proceedings Before The Stewards: Summary Suspension If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing.

15.2.1.9(B)(3)(b) Proceedings Before The Stewards: Summary Suspension A licensee whose license has been summarily suspended is entitled to a hearing on the summary suspension not later than the 10th day after the license was summarily suspended. The licensee may waive their right to a hearing on the summary suspension within the 10-day limit

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 (C)(6) Human Drug Testing/ Restricted Activities It shall be an offense to exercise the privileges granted by a license from this commission if the licensee: refuses to submit to urine or drug testing, when notified that such testing is based on a random drug testing procedure, is based on reasonable suspicion that the person is using drugs or alcohol or is based on the licensee's acting as if in an impaired condition.

16.47.1.18 (B) ASSESSMENT/TREATMENT REQUIREMENTS GENERAL FIRST-TIME OFFENDERS

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

16.47.1.8 (E) Consent to Search and Seizure By acceptance of a license, a licensee consents to search and inspection by the Commission or its agents, and to the seizure of any prohibited medication, drugs, paraphernalia, or devices in accordance with State and Federal law.

16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant is a person whose conduct or reputation may adversely reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds; the fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule.

15.2.1.8(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 15.2.2.8(V)(1) EJECTION AND EXCLUSION An association shall immediately eject from the association grounds a person who is subject to such an exclusion order of the commission or stewards and notify the commission of the ejection.

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."

Tyler Smith

Bob Walker



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-208**
Track: **Sunland Park**
Ruling Date: **4/6/2019**

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

Ruling # 2019-SUN-208

Action Type: Initial Ruling

Ruling:

Trainer: **Salvador R. Soto**, having been duly notified and appeared before the **Board Of Stewards on April 6, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **Dexamethasone** (class 4C-Major penalty drug) found in test sample **E291784** taken from the **1st place finisher "Tictottee"** following **the 2nd race, on January 25, 2019, at Sunland Park Race Track.**

The original lab report indicated a finding of **Dexamethasone at 16.3 +/- 2.2 pg/ml in the blood**, exceeding the allowable limit of 5 pg/ml in the blood (**15.2.6.9 Attachment 2**). Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to the trainer, and declined.

Yvonne Ramirez is the owner of record for horse "**Tictottee**"

This is Salvador R. Soto'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 May 6, 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 April 14, 2019, through April 28, 2019, inclusive.**
3. During said time of applicable suspension **Salvador R. Soto** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21)**. Additionally, effective upon applicable suspension dates, all horses **owned or trained by or under the care and custody of Salvador R. Soto** are ineligible to be entered or start in any race in this jurisdiction, per **15.2.1.9 (C)(21) (c)**. All transfers and sales of horses **owned or trained by or under the care and custody of Salvador R. Soto** must be done in accordance with **15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5)Assistant Trainers** and **15.2.1.9(B)(8)(b)**.

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.

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 #: **2019-SUN-209**
Track: Sunland Park
Ruling Date: 4/6/2019

Licensee: GALINDO, MIGUEL ANGEL
License Type: 2018 3 Year Owner Applicant Id: 19176
License Number: 292016

Ruling # 2019-SUN-209

Action Type: Initial Ruling

Ruling:

Owner **Miguel Galindo** was duly notified and failed to appear before the Board of Stewards, and had **his** hearing in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, on **April 6, 2019**. The hearing was in regard to a confirmed positive for the therapeutic drug **Flunixin (class 4C major)**, found in test sample **#E291091**. The test sample was taken from the **horse, "Ave Fenix"**, following **the 4th race on December 1, 2018 at Zia Park Racetrack**.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **Flunixin at 180 +/- 3 ng/ml in the blood, which exceeds 100 ng/ml making it a 4C major**. Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to and declined by the trainer.

Martin Orona Sr. was the trainer of record at the time of the incident for the horse "Ave Fenix".

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

- 1. The Horse "Ave Fenix" must pass a commission approved exam before being eligible to enter.**
- 2. The horse "Ave Fenix" did not finish in the 4th race on December 1, 2019 at Zia Park Race Track therefore no change to the order of finish.**

Licensee is found to be in violation of and this ruling is written in accordance with 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)(1) Medication Restrictions / 15.2.6.9(F)Permissible/ 15.2.6.9 NMAC Attachment 2/ 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-210**
Track: Sunland Park
Ruling Date: 4/7/2019

Licensee: RAMIREZ, YVONNE

License Type: 2019 1 Year Owner Applicant Id: 158513
License Number: 293632

Ruling # 2019-SUN-210

Action Type: Initial Ruling

Ruling:

Owner **Yvonne Ramirez** was duly notified and failed to appear before the Board of Stewards, and had her hearing in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, on April 7, 2019. The hearing was in regard to a confirmed positive for the therapeutic drug Dexamethasone (class 4C major), found in test sample #E291784. The test sample was taken from the first place finisher "Tictottee" following the 2nd race on January 25, 2019 at Sunland Park Racetrack.

The certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) indicated a finding of Dexamethasone at 16.3 +/- 2.2 pg/ml in the blood, which exceeds the limit of 5.0 pg/ml per 15.2.6.9 NMAC Attachment 2

Split sample rights were afforded to the trainer and declined.

Salvador Soto was the trainer of record for the horse "Tictottee" at the time of the violation.

In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, this is Yvonne Ramirez's First Class 4C MAJOR medication violation in a 365-day period. The Board of Stewards hereby assess penalty as follows:

1. The horse "Tictottee" is hereby disqualified from first place and ordered unplaced from the 2nd race on January 25, 2019 at Sunland Park Racetrack for all but pari-mutuel wagering.

The purse redistribution is as follows

- 1) Ph Exeptional
- 2) Tesguha
- 3) Galileo Special
- 4) Pistorlin
- 5) Queen With Action
- 6) Moo La Moo
- 7) R Secrets Out
- 8) Yesirio
- 9) Doce Menudos

Unplaced: Tictottee

2. The horse "Tictottee" 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)(j) Stewards / 15.2.6.9(C)(1) Medication Restrictions / 15.2.6.9(F) Permissible / 15.2.6.9 NMAC Attachment 2/ 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-211**
Track: Sunland Park
Ruling Date: 4/7/2019

Licensee: SMITH, JEFFREY LOREN

License Type: 2018 3 Year Jockey Applicant Id: 22085
License Number: 292084

Ruling # 2019-SUN-211

Action Type: Initial Ruling

Ruling:

The Jockey's license issued to Jeff Smith is hereby rescinded without prejudice as he is no longer working in this category.

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):

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-212**
Track: Sunland Park
Ruling Date: 4/7/2019

Licensee: CHAVEZ, SAMUEL

License Type: 2017 3 Year Owner Applicant Id: 34437
License Number: 286105

Ruling # 2019-SUN-212

Action Type: Initial Ruling

Ruling:

Owner Samuel Chavez was duly notified, and appeared before the Board of Stewards on April 7, 2019. The hearing was in regard to a confirmed positive for the therapeutic drug Diclofenac (class 4C major), found in test sample #E291916. The test sample was taken from the first place finisher "Classy Homewrecker" following the 6th race on February 3, 2019 at Sunland Park Racetrack.

The certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) indicated a finding of Diclofenac at 39.9 +/- 0.9 ng/ml in the blood, which exceeds the limit of 5.0 ng/ml per 15.2.6.9 NMAC Attachment 2

Split Sample rights were afforded to and denied by the trainer..

Salvador R. Soto was the trainer of record for the horse "Classy Homewrecker" at the time of the violation.

In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, this is Samuel Chavez's First Class 4C MAJOR medication violation in a 365-day period. The Board of Stewards hereby assess penalty as follows:

1. The horse "Classy Homewrecker" is hereby disqualified from first place and ordered unplaced from the 6th race on February 3, 2019 at Sunland Park Racetrack for all but pari-mutuel wagering.

The purse redistribution is as follows

- 1) Popatopro
- 2) Malusita Tower
- 3) Give Some Love
- 4) Comanchero Spring
- 5) Spydee
- 6) Lucky Lou Who
- 7) Creative Hit
- 8) Calimonco Flyer
- 9) Ghost Pro
- 10) Magnetar

Unplaced: Classy Homewrecker

2. The horse "Classy Homewrecker" 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)(j)Stewards/15.2.6.9(C)(1) Medication Restrictions / 15.2.6.9(F)Permissible/ 15.2.6.9 NMAC Attachment 2/ 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-213**
Track: Sunland Park
Ruling Date: 4/7/2019

Licensee: SOTO, SALVADOR RENTERIA

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

Ruling # 2019-SUN-213

Action Type: Initial Ruling

Ruling:

Trainer: Salvador R. Soto, having been duly notified and appeared before the **Board Of Stewards on April 7, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **Diciofenac** (class 4C-Major penalty drug) found in test sample **E291916** taken from the **1st place finisher "Classy Homewrecker"** following **the 6th race, on February 3, 2019, at Sunland Park Race Track.**

The original lab report indicated a finding of **Diciofenac at 39.9 +/- 0.9 ng/ml in the blood**, exceeding the allowable limit of 5 ng/ml in the blood (**15.2.6.9 Attachment 2**). Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to the trainer, and declined.

Samuel Chavez is the owner of record for horse "**Classy Homewrecker**"

Mitigating Circumstances: Trainer was out of town and owner testified that he administered an over the counter topical cream without his knowledge to the horse on race day.

Aggravating Factors: Trainer did not follow proper procedures for handling his horses while absent. 16.47.1.10 (C) NMAC: Trainer Responsibility.

This is Salvador R. Soto's Third 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 (\$3000) Three Thousand dollar fine to paid on or before May 7, 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 April 29, 2019, through May 14, 2019, inclusive. These dates are associated with other rulings, and may become effective immediately if those rulings are amended.**
- 3. During said time of applicable suspension Salvador R. Soto is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned or trained by or under the care and custody of Salvador R. Soto are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses owned or trained by or under the care and custody of Salvador R. Soto must be done in accordance with 15.2.6.9A(12)(a) (b) Medication and Prohibited Substances, 16.47.1.10 (D)(5) Assistant Trainers and 15.2.1.9(B)(8)(b).**

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-214**
Track: Sunland Park
Ruling Date: 4/9/2019

Licensee: JAMISON, JIMMY ALLEN

License Type: 2018 1 Year Trainer Applicant Id: 12945
License Number: 291985

Ruling # 2019-SUN-214

Action Type: Initial Ruling

Ruling:

The Trainer's & Owners license issued to Jimmy Allen Jameson is hereby rescinded without prejudice as he has been issued an assistant starters 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)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 #: **2019-SUN-215**
Track: Sunland Park
Ruling Date: 4/9/2019

Licensee: **HEBERT, TRACY JAMES**

License Type: 2016 3 Year Jockey Applicant Id: 159170
License Number: 283307

Ruling # 2019-SUN-215

Action Type: Initial Ruling

Ruling:

Jockey Tracy Hebert was duly notified **and appeared for a hearing** before the Board of Stewards on **April 7, 2019**. The hearing was in regard to **Race 8 on April 6, 2019** involving the horse **"Reback Home"**, where **Tracy Hebert** stood up before the wire.

For this violation, the Board of Stewards assessed **Tracy Hebert** a fine in the amount of \$200. The fine is to be paid on or before May 8, 2019 in accordance with 15.2.3.8(B)(3)(1) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.13(E)(5) A Jockey shall not ease up, or coast to the finish, without adequate cause, even if a horse has no apparent chance to win prize money.
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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-216**
Track: Sunland Park
Ruling Date: 4/9/2019

Licensee: **AMAYA-RUIZ, DANIEL ROBERTO**
License Type: **2018 1 Year Jockey** Applicant Id: **33287**
License Number: **292102**

Ruling # 2019-SUN-216

Action Type: Initial Ruling

Ruling:

Jockey Daniel Ruiz Amaya was summoned and appeared before the Board of Stewards on **April 7, 2019**. The hearing was in regard to **Daniel Ruiz Amaya** excessive use of the whip on his mount **"Clay Court"** during the running of the **2nd race on April 6, 2019, at Sunland Park Racetrack.**

The Board of Stewards hereby fines **Daniel Ruiz Amaya** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **May 8, 2019**, in accordance with **15.2.3.8(B)(3)(I)**. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.13(E)(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.

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

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-218**
Track: Sunland Park
Ruling Date: 4/12/2019

Licensee: AMPARAN, FRANCISCO ALBERTO
License Type: 2018 3 Year Jockey Applicant Id: 34486
License Number: 290513

Ruling # 2019-SUN-218

Action Type: Initial Ruling

Ruling:

Jockey: **Francisco Amparan**, having been summoned **and having appeared** before Board of Stewards **on April 9, 2019**, for careless riding during the running of the **5th race on April 7, 2019**, while **aboard #5 "Yano's Way" which resulted in his mount being disqualified from 2nd place to 6th place.**

For this rule violation, the Board of Stewards assessed **Francisco Amparan** a fine of **\$200.00 Two Hundred Dollars**. The fine is to be paid on or before **May 12, 2019**, in accordance with **15.2.3.8(B)(3)(I)**. Failure to pay the fine within the time prescribed will result in immediate suspension.

Licensee is found in violation of:

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: Which states in pertinent part that "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

This ruling is written in accordance with:

15.2.5.13(E)(3)(c) 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."

15.2.5.13(E)(3)(d) NMAC: Post to Finish The offending horse may be disqualified, if in the opinion of the stewards, the foul altered the finish of the race, regardless of whether the foul was accidental, willful or the result of careless riding.

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."

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-219**
Track: Sunland Park
Ruling Date: 4/12/2019

Licensee: GONZALEZ, ELVIN

License Type: 2017 3 Year Jockey Applicant Id: 86768
License Number: 285672

Ruling # 2019-SUN-219

Action Type: Initial Ruling

Ruling:

Jockey: Elvin Gonzalez, having been summoned and having appeared before Board of Stewards on April 9, 2019, for careless riding during the running of the 5th race on April 7, 2017, while aboard 8 "Red Rascal" which resulted in his mount being disqualified from 6th place to 7th place.

For this rule violation, the Board of Stewards assessed Elvin Gonzalez a fine of \$200.00 Two Hundred Dollars The fine is to be paid on or before May 12, 2019, in accordance with 15.2.3.8(B)(3)(I). Failure to pay the fine within the time prescribed will result in immediate suspension.

Licensee is found in violation of:

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: Which states in pertinent part that "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

This ruling is written in accordance with:

15.2.5.13(E)(3)(c) 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."

15.2.5.13(E)(3)(d) NMAC: Post to Finish The offending horse may be disqualified, if in the opinion of the stewards, the foul altered the finish of the race, regardless of whether the foul was accidental, willful or the result of careless riding.

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."

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-SUN-220
Track Sunland Park
Ruling Date: 4/12/2019

Licensee: RAMIREZ, JOSEPH E

License Type: 2018 1 Year Jockey Ag Applicant Id: 14342
License Number: 290274

Ruling # 2019-SUN-220

Action Type: Initial Ruling

Ruling:

Jockey Agent: Joseph E. Ramirez, was duly notified and failed to appear. Stewards held his hearing in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance** on **April 9, 2019**. **Joseph E. Ramirez** is found in violation of Commission rules concerning allegations of disorderly conduct (fighting on premises) on March 5, 2019.

For this rule violation, the Board of Stewards assessed **Joseph E. Ramirez** a penalty of a fine in the amount of \$200.00, (two hundred dollars). This fine is to be paid on or before **May 12, 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:

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"

This ruling is written in accordance with:

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. The stewards have the authority to interpret the rules and to decide all questions of racing not specifically covered by the rules. Whenever the stewards find any person culpable for any act or omission in violation of these regulations or any violation of the Horse Racing Act, the person shall be subject to disciplinary action, which could include a fine, suspension, or revocation/denial of license or any combination of these penalties.

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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-221**
Track: Sunland Park
Ruling Date: 4/12/2019

Licensee: **BERLANGA, RICHARD STEPHEN**
License Type: 2018 1 Year Jockey Ag Applicant Id: 23382
License Number: 290843

Ruling # 2019-SUN-221
Action Type: Initial Ruling
Ruling:

Jockey Agent: Richard Berlanga, was duly notified and failed to appear. Stewards held his hearing in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance** on **April 9, 2019**. **Richard Berlanga** is found in violation of Commission rules concerning allegations of disorderly conduct (fighting on premises) on March 5, 2019.

For this rule violation, the Board of Stewards assessed **Richard Berlanga** a penalty of a fine in the amount of \$200.00, (two hundred dollars). This fine is to be paid on or before **May 12, 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:

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"

This ruling is written in accordance with:

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. The stewards have the authority to interpret the rules and to decide all questions of racing not specifically covered by the rules. Whenever the stewards find any person culpable for any act or omission in violation of these regulations or any violation of the Horse Racing Act, the person shall be subject to disciplinary action, which could include a fine, suspension, or revocation/denial of license or any combination of these penalties.

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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-222**
Track: Sunland Park
Ruling Date: 4/12/2019

Licensee: **ORTIZ, JOSE ENRIQUE**

License Type: **2016 3 Year Jockey** Applicant Id: **35364**
License Number: **281100**

Ruling # **2019-SUN-222**

Action Type: **Initial Ruling**

Ruling:

Jockey: **Jose Enrique-Ortiz**, having been summoned **and having appeared** before Board of Stewards **on April 12, 2019**, for careless riding during the running of the **3rd race on April 5, 2019**, while **aboard #4 "Roses for Sixes" which resulted in his mount being disqualified.**

For this rule violation, the Board of Stewards assessed **Jose Enrique-Ortiz** a fine of **\$200.00 Two Hundred Dollars** The fine is to be paid on or before **May 12, 2019**, in accordance with **15.2.3.8(B)(3)(I)**. Failure to pay the fine within the time prescribed will result in immediate suspension.

Licensee is found in violation of:

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: Which states in pertinent part that "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

This ruling is written in accordance with:

15.2.5.13(E)(3)(c) 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."

15.2.5.13(E)(3)(d) NMAC: Post to Finish The offending horse may be disqualified, if in the opinion of the stewards, the foul altered the finish of the race, regardless of whether the foul was accidental, willful or the result of careless riding.

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."

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-223**
Track: Sunland Park
Ruling Date: 4/12/2019

Licensee: RAMIREZ, JOSE R
License Type: 2016 3 Year Jockey Applicant Id: 7960
License Number: 283031

Ruling # 2019-SUN-223

Action Type: Initial Ruling

Ruling:

Jockey **J.R. Ramirez** was summoned and appeared before the Board of Stewards **on April 12, 2019**, for careless riding during the running of the **9th race on Saturday April 6, 2019, at Sunland Park Racetrack**, while **aboard "First Theory V"**, **when he bore out causing interference with outside horses.**

The Board of Stewards hereby assess **J.R. Ramirez** a suspension of **7 calendar days (April 19th through the 25th , inclusive)**. **J.R. Ramirez** is allowed to ride designated races.

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

15.2.5.13(E)(2)(a) Post to Finish 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) Post to Finish 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)(3)(c) NMAC: Post to Finish 15.2.5.13(E)(3)(d) NMAC: Post to Finish 15.2.5.13(E)(4)(a)

NMAC Disqualification./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."



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-224**
Track: Sunland Park
Ruling Date: 4/13/2019

Licensee: GARRETT, TY J

License Type: 2017 3 Year Trainer Applicant Id: 14712
License Number: 287398

Ruling # 2019-SUN-224

Action Type: Initial Ruling

Ruling:

Trainer: Ty J. Garrett was duly notified and waived his right to a disciplinary hearing before the Board of Stewards on April 13, 2019, regarding a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC). The certificate of analysis was for a confirmed positive for the therapeutic drug, Phenylbutazone (class 4 penalty category C MINOR drug) found in test sample E305766 taken from the horse "Caesar's Game" following the 5th race, on March 2, 2019 at Sunland Park Race Track.

The certificate of analysis indicated a finding of Phenylbutazone at 2.68 ±.03 micrograms per milliliter in the blood, which exceeds the allowable limit of 2.0 micrograms per milliliter in the blood.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Ty J. Garrett.**

Eleanor J. Martin is the owner of record for the horse "Caesar's Game".

For **Ty J. Garrett's** First Class 4C MINOR medication violation in a 365-day period, the Board of Stewards hereby issues a warning in accordance with 15.2.3.8 (B)(3) NMAC.

This ruling is in violation of and written in accordance with: 15.2.6.9(C)(1-2-3) Prima Facie Evidence/15.2.6.9 (C)(3) PENALTY RECOMMENDATIONS 15.2.6.9 A (4)UNIFORM CLASSIFICATION GUIDELINES :Trainer Responsibility/16.47.1.10(B)(1) NMAC: Absolute Insurer /15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a) (c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b)

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-225**
Track: Sunland Park
Ruling Date: 4/13/2019

Licensee: MARTIN, ELEANOR JEAN

License Type: 2017 3 Year Owner Applicant Id: 14757
License Number: 287675

Ruling # 2019-SUN-225

Action Type: Initial Ruling

Ruling:

Owner **Eleanor J. Martin** was duly notified and failed to appear. Stewards held her hearing in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance** on April 13, 2019, regarding a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC). The certificate of analysis was for a confirmed positive for the therapeutic drug, Phenylbutazone (class 4 penalty category C MINOR drug) found in test sample E305766 taken from the horse "**Caesar's Game**" following the 5th race, on March 2, 2019 at Sunland Park Race Track.

The certificate of analysis indicated a finding of Phenylbutazone at 2.68 ±.03 micrograms per milliliter in the blood, which exceeds the allowable limit of 2.0 micrograms per milliliter in the blood.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the Trainer.

Ty J. Garrett is the Trainer of record for the horse "Caesar's Game".

For **Eleanor J. Martin's** First Class 4C MINOR medication violation in a 365-day period, the Board of Stewards hereby issues a warning letter in accordance with 15.2.3.8 (B)(3) NMAC.

This ruling is in violation of and written in accordance with: 15.2.6.9(C)(1-2-3) Prima Facie Evidence/15.2.6.9 (C)(3) PENALTY RECOMMENDATIONS /15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) 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-226**
Track: Sunland Park
Ruling Date: 4/14/2019

Licensee: RAMIREZ, ESGAR

License Type: 2017 3 Year Jockey Applicant Id: 12647
License Number: 285063

Ruling # 2019-SUN-226

Action Type: Initial Ruling

Ruling:

Jockey Esgar Ramirez was summoned and failed to appear or send a jockey guild's representative before the Board of Stewards regarding the **5th race on April 12, 2019, at Sunland Park Racetrack.**

The Board of Stewards hereby fines **Esgar Ramirez** in the amount of **one hundred dollars (\$100.00).** The fine is to be paid on or before **May 13, 2019** in accordance with **15.2.3.8(B)(3)(I).** Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.1.9(B)(4)(d) Nonappearance Of A Summoned Party Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the board of stewards.

15.2.1.9(B)(4)(A) Notice Of Hearing- Jockey 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.

15.2.1.8(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-227**
Track: Sunland Park
Ruling Date: 4/14/2019

Licensee: **RAMIREZ, ESGAR**
License Type: **2017 3 Year Jockey** Applicant Id: **12647**
License Number: **285063**

Ruling # 2019-SUN-227

Action Type: Initial Ruling

Ruling:

Jockey Esgar Ramirez, was duly notified and having failed to appeared or send a representative for a hearing the Stewards held his hearing in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance on April 13, 2019. The hearing was in regard to Esgar Ramirez's misuse of whip on his mount "Esgar Ramirez" during the post parade for the 5th race on April 12, 2019, at Sunland Park.

The Board of Stewards hereby fines Esgar Ramirez in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before May 13, 2019, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

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

16.47.1.8(U)(2)PROTECTION OF HORSES No licensee or other person under the jurisdiction of the commission shall subject or permit any animal under their control, custody or supervision to be subjected to or to incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care

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"

15.2.1.9(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.