



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2019-SUN-270**  
Track: Sunland Park  
Ruling Date: 12/18/2019

Licensee: **RODRIGUEZ, XAVIER E.**

License Type: 2019 1 Year Groom      Applicant Id: 35368  
License Number: 293563

Ruling #            2019-SUN-270

Action Type:      Initial Ruling

Ruling:

The Groom's license of Xavier Rodriguez (# 293563) is hereby rescinded without prejudice as he is no longer employed in this capacity and has been issued Veterinarian Assistant's license.

Victor Escobar

Ron Walker

Reuben Rivera

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-271**  
Track: Sunland Park  
Ruling Date: 12/18/2019

Licensee: RODRIGUEZ, JESUS ALBERTO

License Type: 2019 VALET ATTEN    Applicant Id: 11562  
License Number: 295254

Ruling #            2019-SUN-271

Action Type:      Initial Ruling

Ruling:

The Valet Attendant's license (#295254) of Jesus Alberto Rodriguez is hereby rescinded without prejudice as he is no longer employed in this capacity and has been issued a license for racetrack security staff.

Victor Escobar

Ron Walker

Reuben Rivera



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Ruling #: **2019-SUN-272**  
Track Sunland Park  
Ruling Date: 12/19/2019

Licensee: QUINTANA, ERIC

License Type: 2019 1 Year Assistant S Applicant Id: 32469  
License Number: 297077

Ruling # 2019-SUN-272

Action Type: Initial Ruling

Ruling:

The Assistant Trainer's license (#287645) issued to Eric Quitana is hereby rescinded without prejudice as he is no longer employed in this capacity and has been issued an Assistant Starters license.

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-273**  
Track: Sunland Park  
Ruling Date: 12/21/2019

Licensee: HERNANDEZ, ALONSO

License Type: 2019 1 Year Assistant    Applicant Id: 21981  
License Number: 293918

Ruling #            2019-SUN-273

Action Type:        Initial Ruling

Ruling:

The Assistant Trainer's license (#293918) issued to Alonso Hernandez is hereby rescinded without prejudice as he is no longer working in that capacity and has been issued a Jockey's agent license.

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-274**  
Track Sunland Park  
Ruling Date: 12/22/2019

Licensee: ALDAVAZ, JR JAIME

License Type: Applicant Id: 14158  
License Number:

Ruling # 2019-SUN-274

Action Type: Initial Ruling

Ruling:

The Assistant Starter's license (#295749) issued to Jaime Aldavaz Jr. is hereby rescinded without prejudice as he is no longer working in that capacity and has been issued a Trainer's license.

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-275  
Track Sunland Park  
Ruling Date: 12/28/2019

Licensee: SMITH, JEFFREY LOREN  
License Type: 2019 1 Year Exercise P Applicant Id: 22085  
License Number: 294236

Ruling # 2019-SUN-275

Action Type: Initial Ruling

Ruling:

Exercise Rider Jeffery L. Smith is hereby summarily suspended, effective immediately December 28, 2019, pending the outcome of his summary suspension hearing on January 7, 2020, @ 8:30 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, regarding the drug test taken on 12/26/2019 in which Jeffery L. Smith tested positive for amphetamines. During said time of applicable suspension Jeffery L. Smith 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.



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Ruling #: **2019-SUN-276**  
Track: Sunland Park  
Ruling Date: 12/28/2019

Licensee: GEVARA, RENE

License Type: 2019 3 Year Trainer      Applicant Id: 11288  
License Number: 297108

Ruling # 2019-SUN-276

Action Type: Initial Ruling

Ruling:

Trainer, Rene Gevara, waived his right to a 10 day notice and a hearing telephonically before the Board of Stewards on December 28, 2019. The hearing was in regard to Rene Gevara failing to declare equipment (Flipping Halter ON) at time of entry for "Dashingtobfamous", entered in the 4th race on December 26, 2019, at Sunland Park.

The Board of Stewards hereby fines Rene Gevara in the amount of two hundred dollars (\$200.00). The fine is to paid on or before January 27, 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:*

15.2.5.8 (B)(10) Procedure For Entries Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.5.8 (B)(6) Procedure For Entries No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

15.2.6.11(E)(11)Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/

15.2.1.9(B)(9)(a)Failure to Appeal

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission  
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Ruling #: 2019-SUN-277  
Track Sunland Park  
Ruling Date: 12/29/2019

Licensee: TAFOYA, IVAN PAUL  
License Type: 2017 3 Year Trainer Applicant Id: 16619  
License Number: 285538

Ruling # 2019-SUN-277

Action Type: Initial Ruling

Ruling:

Trainer Ivan Tafoya was duly notified and waived his right to a 10 day notice and a hearing before the Board of Stewards on December 27, 2019. The hearing was in regard to Ivan Tafoya failing to have sufficient works for entry "Corleoni which resulted in a scratch in the 3rd race on December 26, 2019, at Sunland Park Racetrack.

The Board of Stewards hereby fines Ivan Tafoya in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before January 28, 2019, in accordance with 15.2.3.8(B)(3)(k). 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:*

15.2.5.11(A)(1)(2) WORKOUT REQUIREMENTS

15.2.5.12(A) HORSES INELIGABLE

16.47.1.10(C)(18) TRAINER RESPONSIBILITY

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

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

By Order of The Sunland Park Stewards

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





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Ruling #: 2019-SUN-278  
Track Sunland Park  
Ruling Date: 12/29/2019

Licensee: FELIX, MARTIN

License Type: 2017 3 Year Jockey      Applicant Id: 86561  
License Number: 287996

Ruling # 2019-SUN-278

Action Type: Initial Ruling

Ruling:

Jockey Martin Felix was summoned and appeared before the Board of Stewards on December 29, 2019, for careless riding during the running of the 1st race on December 28, 2019 at Sunland Park racetrack while aboard "Queen With Action", which resulted in his mount being disqualified from 6th place to 10th place. (Bore in impeding several inside horses.)

The Board of Stewards hereby assess Martin Felix a suspension of 7 calendar days (January 6, 2020, through January 12, 2020, inclusive. The term of this suspension shall not prohibit participation in designated race days.

*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/

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-279  
Track Sunland Park  
Ruling Date: 12/29/2019

Licensee: LEGARDA-HERNANDEZ, ALAN ALEXIS  
License Type: 2018 3 Year Jockey Applicant Id: 161096  
License Number: 290674

Ruling # 2019-SUN-279

Action Type: Initial Ruling

Ruling:

Jockey Alan Hernandez was summoned and appeared before the Board of Stewards on December 29, 2019, for careless riding during the running of the 3rd race on December 28, 2019 at Sunland Park racetrack while aboard "Notorious". (Bore out impeding several outside horses.)

The Board of Stewards hereby assess Alan Hernandez a suspension of 7 calendar days (January 6, 2020, through January 12, 2020, inclusive). The term of this suspension shall not prohibit participation in designated race days.

*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/

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-280  
Track: Sunland Park  
Ruling Date: 12/31/2019

Licensee: MONTOYA, JAVIER P  
License Type: 2019 3 Year Trainer Applicant Id: 28152  
License Number: 295127

Ruling # 2019-SUN-280

Action Type: Initial Ruling

Ruling:

Trainer Javier Montoya, is hereby summarily suspended, effective immediately, December 29, 2019, pending the outcome of his summary suspension hearing on January 7, 2020, at 9:00 a.m. in the office of the Board of Stewards at Sunland Park (1200 Futurity Dr. Sunland Park, NM 88063), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in the urine in test sample E355056 taken from, "JM Silver Bullet", who finished in second place in the 6th race on December 8, 2019, at Zia Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Javier Montoya is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Javier Montoya 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 trained, owned, or in the care and custody of Javier Montoya 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) DUE PROCESS AND DISCIPLINARY ACTION.

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

15.2.6 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- Clenbuterol Class A Classification for Quarter horses  
15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d)Medication Restrictions  
15.2.6.9(B)(1)Penalty Recommendations  
15.2.1.7(C)(8)"Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970.  
15.2.6.9(C)(4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample.  
16.47.1.8 (U)(1)(2) PROTECTION OF HORSES  
16.47.1.10(B)(1)(2)Absolute Insurer  
16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license  
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  
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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2019-SUN-281  
Track Sunland Park  
Ruling Date: 12/31/2019

Licensee: MARTINEZ, EDGAR S  
License Type: 2019 3 Year Jockey Applicant Id: 35567  
License Number: 296598

Ruling # 2019-SUN-281

Action Type: Initial Ruling

Ruling:

Jockey Edgar S. Martinez was summoned and appeared before the Board of Stewards on December 31, 2019, for careless riding during the running of the 1st race on December 29, 2019 at Sunland Park racetrack while aboard "Ms Ferrari Diablo". (Bore in impeding several inside horses.)

The Board of Stewards hereby assesses Edgar S. Martinez a suspension of 7 calendar days (January 7, 2020, through January 13, 2020, inclusive). The term of this suspension shall not prohibit participation in designated race days.

*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/

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.