



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-67**
Track: Sunland Park
Ruling Date: 2/2/2019

Licensee: ALDRETE-BIZCARRA, HECTOR

License Type: 2019 3 Year Jockey Applicant Id: 35261
License Number: 292775

Ruling # 2019-SUN-67

Action Type: Initial Ruling

Ruling:

Jockey, Hector Aldrete, having been summoned and having appeared before the Board of Stewards on February 2, 2019 for careless riding during the running of the 2nd race on February 1, 2019, at Sunland Park Racetrack while aboard "Fear the Beard" who was disqualified from 3rd and placed 8th. (Bore out throughout causing interference with the 3 and 4.)

For this violation, the Board of Stewards assessed Hector Aldrete a suspension of 7 calendar days (February 10, 2019 thru February 16, 2019). Hector Aldrete is allowed to ride designated races.

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

15.2.5.13(E)(2)(a) NMAC: Post to Finish Which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

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

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

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(A) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

15.2.1.9(F): 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-68**
Track: Sunland Park
Ruling Date: 2/3/2019

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

Ruling # 2019-SUN-68

Action Type: Initial Ruling

Ruling:

Jockey, Paul Osvaldo Garcia, having been summoned **and having appeared** before the Board of Stewards **on February 2, 2019** for careless riding during the running of the **6th race on February 1, 2019, at Sunland Park Racetrack** while **aboard "Cs Supermoon" who was disqualified from 1st and placed 9th.** (Bore out impeding number 4 causing him to lose all chances at a better placing.)

For this violation, the Board of Stewards assessed Paul Osvaldo Garcia a suspension of **7 calendar days (February 10, 2019 thru February 16, 2019).** Paul Osvaldo Garcia is allowed to ride designated races.

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

15.2.5.13(E)(2)(a) NMAC: Post to Finish Which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

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

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

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(A) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

15.2.1.9(E): 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-69**
Track: Sunland Park
Ruling Date: 2/3/2019

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

Ruling # 2019-SUN-69

Action Type: Initial Ruling

Ruling:

Trainer: Salvador Soto was duly notified and waived his right to a hearing before the Board of Stewards on February 2, 2019. The hearing was in regard to a certificate of analysis from U C Davis (official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Clenbuterol" at 85 pg/ml which exceeds the authorized limit of 0pg/ml in urine detected in the horse "Chicks A Moneymaker" (Test Sample #: NM30451), who finished in 3rd place in the 10th race on April 14, 2018, at Sunland Park Racetrack.

Daniel A. Ramirez, is the owner of record for horse "Chicks A Moneymaker", and was duly notified.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by trainer Salvador Soto.

For Salvador Soto's 1st Class 3B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, as follows:

1. A 30 day suspension of all NMRC licenses starting February 10, 2019, through March 10, 2019, inclusive.
2. A (\$750.00) Seven Hundred Fifty Dollar fine to be paid on or before March 10, 2019, in accordance with 15.2.3.8 (B)(3)(i). Failure to pay fine in prescribed time will result in immediate suspension.

Pursuant to rules 15.2.3.8 (B)(9)(a)(c)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d)List Removal Requirements, the horse "Chicks A Moneymaker" was placed on the Stewards list for a minimum period of 60 days (beginning May 3, 2018). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.

During said time of applicable suspension Salvador 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, trained, or under the care of Salvador 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 trained by, owned by, or in the care and custody of Salvador Soto must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances.

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

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission
4900 Alameda NE
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Ruling #: **2019-SUN-70**
Track **Sunland Park**
Ruling Date: **2/3/2019**

Licensee: **RAMIREZ, DANIEL ALBERTO**
License Type: **2018 1 Year Owner** Applicant Id: **160759**
License Number: **289098**

Ruling # **2019-SUN-70**

Action Type: **Initial Ruling**

Ruling:

Owner, Daniel A. Ramirez was duly notified and failed to appear for a hearing before the Board of Stewards on February 3, 2019. The hearing was in regard to a certificate of analysis from U C Davis (official testing laboratory for the NMRC) for a confirmed positive for the prohibited drug (class 3 penalty B) "clenbuterol" detected in the urine of horse "Chicks a Moneymaker" (Test Sample # NM30451), who finished 3rd place in the 10th race on April 14, 2018, at Sunland Park.

Split sample rights were afforded to and declined by the trainer.

Salvador Soto, the trainer of record for horse "Chicks A Moneymaker", was duly notified and waived his right to a hearing.

For owner, Daniel A. Ramirez's FIRST Class 3B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, as follows:

1. Pursuant to rules 15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d)List Removal Requirements, the horse "Chicks a Moneymaker" is placed on the Stewards list for a period of 60 days (beginning May 3, 2018). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.
2. In accordance with 15.2.5.13(E)(4)(d) Purse Redistribution, The horse "Chicks A Moneymaker" is hereby disqualified from Third Place and ordered unplaced from the 10th race on April 14, 2018, at Zia Park, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Flying Eagle
- 2) Arizona Chrome
- 3) Cd Rowdy James
- 4) Em Bodacious Chick
- 5) Cartel Star
- 6) Cds Temptress
- 7) C Breeze
- 8) Strydz
- 9) Pappas Lookin

Unplaced "Chicks a Moneymaker"

Licensee is found in violation of and ruling written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/ 15.2.6.9(B)(2)/15.2.1.9(B-7)b Disciplinary action (redistribution) Penalty Recommendations /16.47.1.8 (T) Knowledge Of The Rules/ 16.47.1.8(U)(1) Protection of Horses/

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-71**
Track **Sunland Park**
Ruling Date: **2/3/2019**

Licensee: **HONESTO, JOE LOUIS**

License Type: **2017 3 Year Trainer** Applicant Id: **10244**
License Number: **288175**

Ruling # **2019-SUN-71**

Action Type: **Initial Ruling**

Ruling:

Trainer/Owner **Joe Louis Honesto** was duly notified, and waived his right to a hearing before the Board of Stewards on **February 3, 2019**. The hearing was in regard to a certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** for a confirmed positive for the (class 3 penalty B) drug "**Albuterol**" in horse "**The Last Bullet**" (Test Sample #: **E290934**) who **finished in SECOND place in the 2nd race on November 18, 2018, at Zia Park**.

The certificate of analysis detected "**Albuterol**" at a **level of 7.69±.1 ng/ml in the urine, which exceeds the authorized limit of 1 ng/ml in urine (15.2.6.9 NMAC attachment #2)**. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **trainer**.

Joe Louis Honesto, is also the owner of record for horse "**The Last Bullet**".

For Joe Louis Honesto's 2nd Class 3B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, as follows:

1. A **60 day suspension** of all NMRC licenses starting **February 3, 2019, through April 3, 2019, inclusive**.
2. A **(\$1,500)Fifteen Hundred dollar fine to paid on or before March 3, 2019**. In accordance with 15.2.3.8 (B)(3)(I) NNRC, failure to pay the fine within the prescribed time shall result in an immediate suspension.
3. Pursuant to rules 15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d)List Removal Requirements, the horse "**The Last Bullet**" is placed on the Stewards list for a minimum period of 60 days (beginning **November 19, 2018**). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.
4. The horse "**The Last Bullet**" is hereby disqualified from **SECOND place** and ordered unplaced from the **2nd race on November 18, 2018, at Zia Park** for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. Elias Bigcartel
 2. Wild Saturday Nite
 3. Run Eyesa Run
 4. Maple Eyes
 5. Redd Metal
 6. Perrys QueenUnplaced "**The Last Bullet**"

During said time of applicable suspension **Joe Louis Honesto** 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 Joe Louis Honesto** 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 Joe Louis Honesto** 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: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/ 15.2.6.11(A)Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1)Protection of Horses/ 16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations

By Order of The Sunland Park Stewards

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



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Ruling #: **2019-SUN-72**
Track: **Sunland Park**
Ruling Date: **2/3/2019**

Licensee: **STRANGE, JEFFERY GLEN**
License Type: **2017 3 Year Owner** Applicant Id: **8694**
License Number: **285690**

Ruling # **2019-SUN-72**

Action Type: **Initial Ruling**

Ruling:

Owner, Jeffrey G. Strange (Haulin Assets Racing) was duly notified and **failed to appear for a hearing** before the Board of Stewards on January 20, 2019. The hearing was in regard to a **certificate of analysis** from Industrial Laboratory (official testing laboratory for the NMRC) for a confirmed positive for the controlled substance and prohibited drug (class 3 penalty B) "clenbuterol" detected in the urine of horse "Ms Haulin Chic" (Test Sample #E291356), who **finished 2nd place in the second race on December 19, 2018, at Zia Park.**

Split sample rights were afforded to and declined by the trainer.

R. Allen Hybsha, the trainer of record for horse "Ms Haulin Chic", was duly notified and **waived his right to a hearing.**

For owner, Jeffrey G. Strange's FIRST Class 3B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, as follows:

1. Pursuant to rules 15.2.3.8 (B)(9)(a)(c)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d)List Removal Requirements, the horse "Ms Haulin Chic" is placed on the Stewards list for a period of 60 days (beginning December 20, 2018). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.
2. In accordance with 15.2.5.13(E)(4)(d) Purse Redistribution, The horse "Ms Haulin Chic" is hereby disqualified from Second Place and ordered unplaced from the 2nd race on December 19, 2018, at Zia Park, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Globito
- 2) Estrella Damm
- 3) Galion
- 4) Cartels
- 5) California Gurl
- 6) Pursuit of Duty
- 7) Comin to Your Town
- 8) Smarties

Unplaced "Ms Haulin Chic"

Licensee is found in violation of and ruling written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/ 15.2.6.9(B)(2)/15.2.1.9(B-7)b Disciplinary action (redistribution) Penalty Recommendations /16.47.1.8 (T) Knowledge Of The Rules/ 16.47.1.8(U)(1) Protection of Horses/

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-73**
Track: Sunland Park
Ruling Date: 2/5/2019

Licensee: MUNOZ, EBERT

License Type: 2018 3 Year Trainer Applicant Id: 23853
License Number: 288763

Ruling # 2019-SUN-73

Action Type: Initial Ruling

Ruling:

Trainer Ebert Munoz was duly notified, failed to appear, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **February 1, 2018**. The hearing was in regard to **Ebert Munoz** failing to have sufficient works for entry **"Agouti Too Shoes"**, which resulted in a scratch in the **4th race on January 18, 2019 at Sunland Park Racetrack**.

The Board of Stewards hereby fines **Ebert Munoz** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **March 6, 2019**, in accordance with 15.2.3.8(B)(3)(l). Failure to pay the fine within the time prescribed will result in immediate suspension.

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

15.2.5.11 (A) WORKOUT REQUIREMENTS
15.2.5.12 (L) 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.



New Mexico Racing Commission
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Ruling #: **2019-SUN-74**
Track: Sunland Park
Ruling Date: 2/5/2019

Licensee: CARRETE, JESUS J.

License Type: 2018 3 Year Trainer Applicant Id: 3671
License Number: 289520

Ruling # 2019-SUN-74

Action Type: Initial Ruling

Ruling:

Trainer Jesus Carrete was duly notified, failed to appear, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **February 3, 2018**. The hearing was in regard to **Jesus Carrete** failing to have sufficient works for entry **"Mamasito Magic"**, which resulted in a scratch from the **2nd race on December 19, 2018 at Zia Park Racetrack**.

The Board of Stewards hereby fines **Jesus Carrete** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **March 6, 2019**, in accordance with 15.2.3.8(B)(3)(l). Failure to pay the fine within the time prescribed will result in immediate suspension.

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

15.2.5.11(A) WORKOUT REQUIREMENTS

15.2.5.12 (L) 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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-75**
Track Sunland Park
Ruling Date: 2/8/2019

Licensee: GUTIERREZ, MANUEL

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

Ruling # 2019-SUN-75

Action Type: Initial Ruling

Ruling:

Jockey, **Manuel Gutierrez**, having been summoned, **and having failed to appear or send a representative**, before the Board of Stewards **on February 2, 2019** for failure to make sufficient effort to control his mount during the running of the **5th race on February 1, 2019, at Sunland Park Racetrack** while **aboard "Iiwii"**. (Broke in and was late to correct his mount interfering with number 8 and was disqualified from 2nd and placed 9th)

For this violation, the Board of Stewards assessed **Manuel Gutierrez** a fine in the amount of \$200. The fine is to be paid on or before March 9, 2019 in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.13(E)(2)(a) NMAC: Post to Finish Which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

15.2.1.9(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."



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Ruling #: **2019-SUN-76**
Track: Sunland Park
Ruling Date: 2/8/2019

Licensee: GUTIERREZ, MANUEL

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

Ruling # 2019-SUN-76

Action Type: Initial Ruling

Ruling:

Jockey Manuel Gutierrez was summoned and failed to appear or send a jockey guild's representative before the board of Stewards for film review on February 2, 2019 regarding the **5th race on February 1, 2019, at Sunland Park Racetrack.**

The Board of Stewards hereby fines **Manuel Gutierrez** in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **March 9, 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 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-77**
Track: Sunland Park
Ruling Date: 2/9/2019

Licensee: **CARRETE, OSCAR V**

License Type: 2018 3 Year Trainer Applicant Id: 33148
License Number: 292534

Ruling # 2019-SUN-77

Action Type: Initial Ruling

Ruling:

Trainer: Oscar Carrete; having been duly notified and appeared before the Board Of Stewards on February 9, 2019, to waive his rights to a hearing in regard to a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Methylprednisolone (class 4C-Major penalty) found in test sample E291016 taken from the 2nd place finisher "GCH Furr Damian" following the 10th race, on November 24, 2018, at Zia Park Race Track.

The original lab report indicated a finding of **Methylprednisolone at 710 +/- 21 pg/ml in the blood**, the allowable limit for **Methylprednisolone** is 100 pg/ml in the blood **(15.2.6.9 Attachment 2 Page 3)**. Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to and declined by trainer.

Carla Fischer-Ortiz is the owner of record for horse "**GCH Furr Damian**"

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

Aggravating Circumstances very high level of medication.

1. A (\$1,500) Fifteen Hundred dollar fine to paid on or before **March 10, 2019**, in accordance with **15.2.3.8 (B)(3)(I) NMAC**. Failure to pay fine in prescribed time will result in an immediate suspension.

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

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-78**
Track: Sunland Park
Ruling Date: 2/9/2019

Licensee: **PARGA-LEOS, JAIME**

License Type: **2017 3 Year Jockey** Applicant Id: **30593**
License Number: **284865**

Ruling # 2019-SUN-78

Action Type: Initial Ruling

Ruling:

Jaime Parga-Leos was summoned and appeared before the Board of Stewards on **February 9, 2019**. The hearing was in regard to **Jaime Parga-Leos's** excessive use of the whip on his mount **"Put Me On the Cover"** during the running of the **7th race on February 8, 2019, at Sunland Park Racetrack.**

The Board of Stewards hereby fines **Jaime Parga-Leos** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **March 10, 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

Ruling #: **2019-SUN-79**
Track: Sunland Park
Ruling Date: 2/9/2019

Licensee: SAUCEDO, RENE

License Type: 2016 3 Year Trainer Applicant Id: 23294
License Number: 282497

Ruling # 2019-SUN-79

Action Type: Initial Ruling

Ruling:

Trainer: Rene Saucedo; having been duly notified and appeared before the **Board Of Stewards on February 9, 2019, in regard to a lab report from Industrial Laboratories (The official testing laboratory for the NMRC),** for a confirmed positive for the drug, **Methylprednisolone** (class 4C-Major penalty) found in test sample **E290913** taken from the **1st place finisher "Jess a Satin Flash"** following **the 2nd race, on November 17, 2018, at Zia Park Race Track.**

The original lab report indicated a finding of **Methylprednisolone at 276 +/- 21 pg/ml in the blood,** the allowable limit for **Methylprednisolone** is 100 pg/ml in the blood **(15.2.6.9 Attachment 2 Page 3).** Split sample rights as provided in **15.2.6.10 (D) NMAC,** were afforded to and declined by trainer.

Bertha Irigoyen is the owner of record for horse **"Jess a Satin Flash"**

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

1. A (\$1,000) One Thousand dollar fine to paid on or before **March 10, 2019,** in accordance with **15.2.3.8 (B)(3)(I) NMAC.** Failure to pay fine in prescribed time will result in an immediate suspension.

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

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-80**
Track: Sunland Park
Ruling Date: 2/10/2019

Licensee: **IRIGOYEN, BERTHA S**
License Type: **2017 3 Year Owner** Applicant Id: **126774**
License Number: **287952**

Ruling # 2019-SUN-80

Action Type: Initial Ruling

Ruling:

Owner, **Bertha S. Irigoyen**, was duly notified **and appeared** before the Board of Stewards, on **February 9, 2019**. The hearing was in regards to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for the therapeutic (class 4 penalty C Major) drug Methylprednisolone detected in the blood of horse "**Jess a Satin Flash**" (**Test Sample #: E290913**), who **finished FIRST place in the 2nd race on November 17, 2018, at Zia Park Racetrack**.

The original lab report indicated a finding of Methylprednisolone at **276 ± 21 pg/ml in the blood**, which exceeds the authorized medication limit of 100 pg/ml in the blood (15.2.6.9 Attachment 2, Page 3).

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

Rene Saucedo is the trainer of record for horse, Jess a Satin Flash.

For **Bertha S. Irigoyen's FIRST Class 4 Category C MAJOR medication violation in a 365-day period, 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, the Board of Steward assess a penalty of :

1. The horse "**Jess a Satin Flash**" must pass a commission approved veterinary examination before being eligible to enter.
2. The horse "**Jess a Satin Flash**" is hereby disqualified from **FIRST PLACE** and ordered unplaced from the **2nd race on November 17, 2018 at Zia Park**, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. Lady Version
 2. Ur a Nutrias Fury
 3. Sir Diamond Dash
 4. Quick Pik
 5. Faster Version
 6. First Moon Fire
 7. Taleas Pride
 8. Heza Winning VersionUnplaced "**Jess a Satin Flash**"

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

15.2.6.9(C)(1) : Prima Facie Evidence /16.47.1.8 (U)(1) PROTECTION OF HORSES 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS
15.2.6.11(A): 15.2.3.8 B(1) (3)(a)(f)(g)(j) Stewards Disciplinary Action/16.47.1.8 (T) KNOWLEDGE OF RULES 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-81**
Track: Sunland Park
Ruling Date: 2/10/2019

Licensee: FISCHER-ORTIZ, CARLA RENEE

License Type: 2016 3 Year Owner Applicant Id: 17245
License Number: 282766

Ruling # 2019-SUN-81

Action Type: Initial Ruling

Ruling:

Owner, Carla Fischer-Ortiz, was duly notified **and failed to appear** before the Board of Stewards, on **February 9, 2019**. The hearing was held in absentia, in accordance with **15.2.1.9(B)(4)(d)**, before the Board of Stewards in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for the therapeutic (class 4 penalty C Major) drug Methylprednisolone detected in the blood of horse "GCH Furr Damian" (**Test Sample #: E291016**), who **finished second in the 10th race on November 24, 2018, at Zia Park Racetrack.**

The original lab report indicated a finding of Methylprednisolone at **710 ± 21 pg/ml in the blood**, which exceeds the authorized medication limit of 100 pg/ml in the blood (**15.2.6.9 Attachment 2, Page 3**).

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer. Oscar Carrete is the trainer of record for horse, GCH Furr Damian.

For Carla Fischer-Ortiz's FIRST Class 4 Category C MAJOR medication violation in a 365-day period, 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, the Board of Stewards assess a penalty of:

1. The horse "GCH Furr Damian" must pass a commission approved veterinary examination before being eligible to enter.
2. The horse "GCH Furr Damian" is hereby disqualified from Second Place and ordered unplaced from the 10th race on November 24, 2018 at Zia Park, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Darling and Dashing
- 2) Blu Envy
- 3) Tellers Miss Okie
- 4) Eyes On Tequila
- 5) Fishin For Dough
- 6) Gentleman James
- 7) Kissin Coronas
- 8) Eyes on Eagle
- 9) Jess Dash Down First

Unplaced "GCH Furr Damian"

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

15.2.6.9(C)(1) : Prima Facie Evidence /16.47.1.8 (U)(1) PROTECTION OF HORSES

15.2.6.9(B)(4) PENALTY RECOMMENDATIONS 15.2.6.11(A): 15.2.3.8 B(1) (3)(a)(f)(g)(j) Stewards Disciplinary Action/16.47.1.8 (T) KNOWLEDGE OF RULES 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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-SUN-82**
Track: Sunland Park
Ruling Date: 2/10/2019

Licensee: **HLADKY, PETER A**
License Type: **2017 3 Year Owner** Applicant Id: **5081**
License Number: **285687**

Ruling # 2019-SUN-82

Action Type: Initial Ruling

Ruling:

Owner **Peter A. Hladky** was duly notified, failed to appear or respond and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, before the Board of Stewards on **February 10, 2019**. The hearing was in regard to a confirmed positive for the therapeutic drug **Dexamethasone (class 4C major)**, found in test sample **#E276436**. The test sample was taken from the **second place finisher "Mulberry"** following the 1st race on July 13, 2018 at the Downs of Albuquerque Racetrack.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **Dexamethasone at 85.3 +/- 3.1 pg/ml in the blood. Which exceeds the limit of 5.0 pg/ml**

A split sample was sent by the trainer and confirmed at (89 +/- 8 pg/ml) TVMDL.

Michael Barber is the trainer of record for the horse "Mulberry".

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

1. The horse "**Mulberry**" is hereby disqualified from **second place** and ordered unplaced from the **1st race on July 13, 2018 at the Downs of Albuquerque Racetrack** for all but pari-mutuel wagering.

The purse redistribution is as follows

- 1) Acute Lil Devil
- 2) The Tizzler
- 3) Allied Kid
- 4) Swaybelle
- 5) M.J.'s Secret
- 6) Twilightinpriddis
- 7) American Proud
- Unplaced "Mulberry"

2. The horse "Mulberry" must pass a commission-approved examination before being eligible to run.

Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards /15.2.6.9(C)(4) Medication Restrictions / 15.2.6.9(F)Permissible Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/ 15.2.3.8(B)(3)(k) Redistribution of Prizes/ 15.2.5.13(E)(4)(d) NMRC 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) NMRC**: 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.