



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-1
Track Sunland Park
Ruling Date: 1/4/2020

Licensee: ELIOTT, ROGER FRANKLIN
License Type: 2019 1 Year Trainer Applicant Id: 160900
License Number: 294486

Ruling # 2020-SUN-1

Action Type: Initial Ruling

Ruling:

Trainer Roger Elliott having been duly notified waived his right to a hearing before the Board of Stewards on January 4, 2020, 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) found in test sample E354710 taken from the 2nd place finisher "Expect a Cat" following the 5th race, on November 11, 2019, at Zia Park Racetrack.

The original lab report indicated a finding of Dexamethasone at 173 +/- 0.6 pg/ml in the blood, the allowable limit for Dexamethasone is 5 pg/ml in the blood (15.2.6.9 Attachment 2 Page 3).

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

Roger Elliott is the owner of record for horse "Expect a Cat"

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

1. A (\$1,000) One thousand dollar fine to paid on or before February 3, 2020, 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 #: 2020-SUN-2
Track Sunland Park
Ruling Date: 1/4/2020

Licensee: ELIOTT, ROGER FRANKLIN
License Type: 2019 1 Year Owner Applicant Id: 160900
License Number: 294487

Ruling # 2020-SUN-2

Action Type: Initial Ruling

Ruling:

Owner Roger Elliott having been duly notified waived his right to a hearing before the Board Of Stewards on January 4, 2020, 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 E354710 taken from the 2nd place finisher "Expect a Cat" following the 5th race, on November 11, 2019, at Zia Park Racetrack.

The original lab report indicated a finding of Dexamethasone at 173 +/- 0.6 pg/ml in the blood, the allowable limit for Dexamethasone is 5 pg/ml in the blood (15.2.6.9 Attachment 2 Page 3).

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

Roger Elliott is the trainer of record for the horse "Expect a Cat".

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

The horse "Expect a Cat" is hereby disqualified from second place and ordered unplaced from the 5th race on November 11, 2019 at Zia Park racetrack for all but pari-mutuel wagering.

The purse redistribution is as follows

- 1) Muscle Head
 - 2) Real Expression
 - 3) Keaton
 - 4) Price
 - 5) Bandi's Doctor
 - 6) Doctor Hot
 - 7) Mr. Tallyboo
 - 8) Elias Choice
- Unplaced Expect a Cat

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

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 #: 2020-SUN-3
Track Sunland Park
Ruling Date: 1/5/2020

Licensee: MONTOYA, JAVIER P

License Type: 2019 3 Year Trainer Applicant Id: 28152
License Number: 295127

Ruling # 2020-SUN-3

Action Type: Initial Ruling

Ruling:

Trainer: Javier Montoya (currently under suspension) was duly notified and waived his right to a hearing before the Board of Stewards on January 4, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B HydroxyEthylPromazine Sulfoxide, found in test sample E355056 taken from the 2nd place finisher, "JM Silver Bullet", in the 6th race on December 8, 2019, at Zia Park.

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

J and M Racing and Farm (Javier Marquez), the owner of record for the horse "JM Silver Bullet", was duly notified and was represented by trainer.

For Javier Montoya'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 **December 28, 2020, through January 27, 2021, inclusive. These dates are associated with other rulings, and may become effective immediately if those rulings are amended.**
2. **A (\$750.00) Seven Hundred Dollar fine to be paid on or before February 3, 2020,** in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time will result in immediate suspension.

During said time of applicable suspension **Javier Montoya**, 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 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 by, owned by, 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**.

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/15.2.6.9. 15.2.6.11(A)Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1)Protection of Horses/ 16.47.1.10(B)(1) (2)(3)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations.

15.2.1.9(B)(9)(b): 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 #: 2020-SUN-4
Track Sunland Park
Ruling Date: 1/5/2020

Licensee: MARQUEZ, JAVIER ROMERO

License Type: 2019 3 Year Owner Applicant Id: 11337
License Number: 296581

Ruling # 2020-SUN-4

Action Type: Initial Ruling

Ruling:

Owner, J and M Racing and Farm (Javier Marquez) was duly notified and was represented by his trainer Javier Montoya who waived his right to a hearing before the Board of Stewards on January 4, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), controlled substance Clenbuterol, found in test sample E355056 taken from the 2nd place finisher, "JM Silver Bullet", in the 6th race on December 8, 2019, at Zia Park.

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

Javier Montoya is the trainer of record for the horse "JM Silver Bullet" and was duly notified.

For J and M Racing and Farm (Javier Marquez) First lifetime 3A medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. Pursuant to rule 15.2.6.9 (B)(1), the horse "JM Silver Bullet" is on the veterinarian's list for 180 days (January 4, 2020 to July 1, 2020) and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "JM Silver Bullet", is hereby disqualified from second place and ordered unplaced from the 6th race on December 8, 2019, at Zia Park racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Chicks Bar Cartel
 2. Itsy Bitsy Quick
 3. Jess Crank It
 4. Cr Dasher
 5. Strictly Running
 6. Coronas Eye for Cash
 7. Orianna
 8. Theamericanpatriot
 9. Survival Theory
- Unplaced JM Silver Bullet

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/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/

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 #: 2020-SUN-5
Track Sunland Park
Ruling Date: 1/5/2020

Licensee: MARQUEZ, JAVIER ROMERO
License Type: 2019 3 Year Owner Applicant Id: 11337
License Number: 296581

Ruling # 2020-SUN-5

Action Type: Initial Ruling

Ruling:

Owner, J and M Racing and Farm (Javier Marquez) was duly notified and was represented by his trainer Javier Montoya who waived his right to a hearing before the Board of Stewards on January 4, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B HydroxyEthylPromazine Sulfoxide, found in test sample E355056 taken from the 2nd place finisher, "JM Silver Bullet", in the 6th race on December 8, 2019, at Zia Park.

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

Javier Montoya is the trainer of record for the horse "JM Silver Bullet" and was duly notified.

For J and M Racing and Farm (Javier Marquez) 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. The horse "JM Silver Bullet" must pass a commission approved examination before being eligible to enter.
2. The horse "JM Silver Bullet", is hereby disqualified from second place and ordered unplaced from the 6th race on December 8, 2019, at Zia Park racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. Chicks Bar Cartel
 2. Itsy Bitsy Quick
 3. Jess Crank It
 4. Cr Dasher
 5. Strictly Running
 6. Coronas Eye for Cash
 7. Orianna
 8. Theamericanpatriot
 9. Survival Theory
 - Unplaced JM Silver Bullet

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 / 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1)Protection of Horses/ 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 #: 2020-SUN-6
Track Sunland Park
Ruling Date: 1/7/2020

Licensee: ARCHULETA, ALEJANDRA AGUILAR
License Type: 2019 3 Year Owner Applicant Id: 162630
License Number: 296430

Ruling # 2020-SUN-6

Action Type: Initial Ruling

Ruling:

Owner: Alejandra Archuleta being represented by Mike A. Archuleta, having been duly notified and appeared before the Board Of Stewards on January 3, 2020, to resolve the alleged dispute of ownership of the thoroughbred horse "Surrender Ur Will"

Due to conflicting testimony in the above matter, the stewards are unable to settle this matter.

The horse "Surrender Ur Will" will continue to be on the stewards list until this matter is adjudicated either by the parties involved or in civil court.

16.47.1.9 (A) 5 NMAC: Licensed owners are responsible for disclosure of the true and entire ownership of each of their horses registered with the racing secretary. Any change in ownership or trainer of a horse registered with the racing secretary must be approved by the stewards. A new owner must comply with all licensing requirements.

16.47.1.8(L)(1)(h) NMAC: 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 or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit 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."

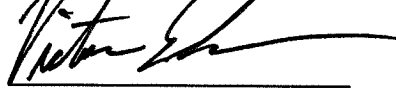
Licensee is found in violation of and this ruling is written in accordance with:

15.2.3.8 B (3)(f) Stewards Disciplinary Action 15.2.3.8 B (1) (d) Stewards General Authority 16.47.1.8. T. KNOWLEDGE OF RULES:
16.47.1.8(N) Last Known Address

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."


Ron Walker


Ruben Rivera


Victor Escobar



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-7
Track Sunland Park
Ruling Date: 1/7/2020

Licensee: FILE, DOUGLAS JEFFREY

License Type: 2018 3 Year Owner Applicant Id: 19741
License Number: 292162

Ruling # 2020-SUN-7

Action Type: Initial Ruling

Ruling:

Owner: **Douglas J. File represented by Patrick Bingham**, having been duly notified and appeared before the **Board Of Stewards on January 3, 2020**, to resolve the alleged dispute of ownership of the thoroughbred horse "Surrender Ur Will"

Due to conflicting testimony in the above matter, the stewards are unable to settle this matter.

The horse "Surrender Ur Will" will continue to be on the stewards list until this matter is adjudicated either by the parties involved or in civil court.

16.47.1.9 (A) 5 NMAC: Licensed owners are responsible for disclosure of the true and entire ownership of each of their horses registered with the racing secretary. Any change in ownership or trainer of a horse registered with the racing secretary must be approved by the stewards. A new owner must comply with all licensing requirements.

16.47.1.8(L)(1)(h) NMAC: 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 or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit 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."

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

15.2.3.8 B (3)(f) Stewards Disciplinary Action 15.2.3.8 B (1) (d) Stewards General Authority 16.47.1.8. T. KNOWLEDGE OF RULES:
16.47.1.8(N) Last Known Address

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."

Ron Walker

Ruben Rivera

Victor Escobar



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-8
Track Sunland Park
Ruling Date: 1/13/2020

Licensee: GUERRA, JIMMY WRIGHT

License Type: 2018 3 Year Trainer Applicant Id: 157998
License Number: 291581

Ruling # 2020-SUN-8

Action Type: Initial Ruling

Ruling:

Created in error

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 #: 2020-SUN-9
Track Sunland Park
Ruling Date: 1/13/2020

Licensee: ARREOLA, JR ARMANDO

License Type: 2018 3 Year Owner Applicant Id: 30151
License Number: 288803

Ruling # 2020-SUN-9

Action Type: Initial Ruling

Ruling:

Owner Armando Arreola Jr., was duly notified, failed to appear, and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards on January 12, 2020. The hearing was in regards to a certificate of analysis from UC/Davis (official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Guanabenz" detected in the urine of horse "Leona Who" (Test Sample NM29577), who finished 2nd place in the 1st race on December 5, 2017, at Zia Park Racetrack in Hobbs, NM.

Guanabenz was confirmed in the split sample sent to TVMDL.

Javier Borunda, was the trainer of record for horse "Leona Who".

For Armando Arreola Jr.'s FIRST Class 3B medication violation in a lifetime, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. Pursuant to 15.2.6.9 (B)(2) Penalty Recommendations, the horse "Leona Who" must pass a commission approved exam before being eligible to enter.
2. The horse "Leona Who" is hereby disqualified from SECOND PLACE and ordered unplaced from the 1st race on December 5, 2017, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Money Order
 - 2) Exactly Like You
 - 3) Infinite Gal
 - 4) Waytogohome
 - 5) Rolling Ghost
- Unplaced "Leona Who"

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/ 16.47.1.8(T) Knowledge of Rules/ 16.47.1.8(U) Protection of Horses/ 15.2.6.9(B)(2) Penalty Recommendations 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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-10
Track Sunland Park
Ruling Date: 1/13/2020

Licensee: BORDIER, ISRAEL LEAL

License Type: 2019 3 Year Owner Applicant Id: 3054
License Number: 294159

Ruling # 2020-SUN-10

Action Type: Initial Ruling

Ruling:

Owner, Israel Bordier, was duly notified and appeared before the Board of Stewards on January 10, 2020. The hearing was in regard to the confirmed positive of the Drug Class 2 Penalty Class A Drug "Cardarine at 57.6 pg/ml in blood and 2.98ng/ml in urine, found in test sample E317973 taken from the second place finisher, "Major Bites", in the 9th race on May 24, 2019, at Sunray Park.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and was confirmed by Texas A&M at 257 +/- 73 pg/ml in blood and 2.9 ng/ml in urine. .

Jimmy W. Guerra, the trainer of record for the horse "Major Bites", was duly notified and appeared.

For **Israel Bordier's** First lifetime 2A medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. Pursuant to rule 15.2.6.9 (B)(1), the horse "**Major Bites**" is placed on the veterinarian's list for 180 days from January 10, 2020 and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "**Major Bites**", is hereby disqualified from SECOND PLACE and ordered unplaced from the 9th race on May 24, 2019, at Sunray Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Frankie James
 - 2) Rocky El Roble
 - 3) Mamacita Cartel
 - 4) Go Daddy Gone
 - 5) Magnifico Dragon
 - 6) Jenna Cartel
 - 7) Wild Daddy Jack
- Unplaced "**Major Bites**"

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/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/

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 #: 2020-SUN-11
Track Sunland Park
Ruling Date: 1/13/2020

Licensee: MUNOZ, JR GUADALUPE

License Type: 2017 3 Year Trainer Applicant Id: 21993
License Number: 285906

Ruling # 2020-SUN-11

Action Type: Initial Ruling

Ruling:

Trainer: Guadalupe Munoz Jr., was duly notified and appeared before the Board of Stewards on January 11, 2020. The hearing was in regard to a certificate of analysis from Industrial Laboratories (the official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Cobalt" at 63.6 ppb, 59.7 ppb and 60.7 ppb which exceeds the authorized limit of 50ppb in blood (making it a 4C Major), detected in the horse "Streakin Reckless" (Test Sample E340266), who finished 2nd in the 8th race on August 24, 2019, at Ruidoso Downs Racetrack.

William M. Batten, is the owner of record for horse "Streakin Reckless".

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and trainer and confirmed by UC Davis at 55.8 ppb.

For Guadalupe Munoz Jr.'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:

Mitigating Circumstances per 15.2.6.9 (A) (13) (b)(1) NMAC: No medication violations within the last 2 years.

1. A 15 day suspension of all NMRC licenses starting January 18, 2020, through February 1, 2020, inclusive.
2. A (\$500.00) Five Hundred Dollar fine to be paid on or before February 10, 2020, 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)(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 "Streakin Reckless" was placed on the Stewards list for a minimum period of 60 days (beginning September 14, 2019). 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 test for Cobalt

During said time of applicable suspension Guadalupe Munoz Jr. 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 Guadalupe Munoz Jr. 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 Guadalupe Munoz Jr 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/ 15.2.6.9.L(3)(e) Cobalt - 25 ppb in blood plasma or serum (penalties for cobalt vary depending on the concentration; see uniform classification guidelines for foreign substances for recommended penalty for concentrations of 25 parts per billion or greater of blood plasma or serum and for concentrations of 50 parts per billion of blood plasma or serum); 15.2.6.11(A) Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U)(I) Protection of Horses/ 16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 15.2.6.9(B) Penalty Recommendations.

15.2.1.9(B)(9)(b): 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 #: 2020-SUN-12
Track Sunland Park
Ruling Date: 1/13/2020

Licensee: BATTEN, WILLIAM MAURICE
License Type: 2017 3 Year Owner Applicant Id: 2941
License Number: 286149

Ruling # 2020-SUN-12

Action Type: Initial Ruling

Ruling:

Owner, William M. Batten, was duly notified and failed to appear but was represented by trainer Guadalupe Munoz Jr. before the Board of Stewards, on January 10, 2020. The hearing was in regard to a certificate of analysis from Industrial Laboratories (the official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Colalt" at 63.6 ppb, 59.7 ppb and 60.7 ppb which exceeds the authorized limit of 50ppb (making it a 4C Major in the blood, detected in the horse "Streakin Reckless" (Test Sample E340266), who finished 2nd in the 8th race on August 24, 2019, at Ruidoso Downs Racetrack.
Guadalupe Munoz Jr., is the trainer of record for horse "Streakin Reckless".

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and trainer and confirmed by U C Davis Labs at 55.8 ppb.

For William M. Batten'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. The horse "Streakin Reckless" is hereby disqualified from second place and ordered unplaced from the 8th race on August 24, 2019 at Ruidoso Downs racetrack for all but pari-mutuel wagering.

The purse redistribution is as follows

1. Tepozan
2. Looking At Daddy
3. Za Za Moon
4. Miss Teller Te
5. Gray Eagle C
6. A Reckless Toast
7. Sergio El Bailador

Unplaced Streakin Reckless

2. The horse "Streakin Reckless" was placed on the Stewards list for a minimum period of 60 days (beginning September 14, 2019). 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 test for Cobalt (Less than 25 ppb)

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 must be placed on the Stewards list for a minimum period of 60 days. 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 test for Cobalt

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/15.2.6.9.L(3)(e) Cobalt - 25 ppb in blood plasma or serum (penalties for cobalt vary depending on the concentration; see uniform classification guidelines for foreign substances for recommended penalty for concentrations of 25 parts per billion or greater of blood plasma or serum and for concentrations of 50 parts per billion of blood plasma or serum); / 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1)Protection of Horses/ 15.2.6.9(B)Penalty Recommendations.

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 #: 2020-SUN-13
Track Sunland Park
Ruling Date: 1/13/2020

Licensee: BOBBITT, ZANE

License Type: 2017 3 Year Owner Applicant Id: 106665
License Number: 287824

Ruling # 2020-SUN-13

Action Type: Initial Ruling

Ruling:

Owner: Zane Bobbitt, was duly notified and appeared before the Board of Stewards on January 11, 2020. The hearing was in regard to the confirmed positive of the Drug Class 2 Penalty Class A Drug "Zilpaterol" in urine, found in test sample E329366 taken from the second place finisher, "Shoshone Moon", in the 8th race on July 19, 2019, at Ruidoso Downs.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to owner and was confirmed by Truesdail Laboratories.

Juan M. Esquivel, the trainer of record for the horse "Shoshone Moon", was duly notified and appeared.

Mitigating Factors: Per 15.2.6.9 (A) (13) (b) (1) The past record of the licensee regarding violations of the New Mexico horse racing act or New Mexico racing commission rules; First ruling of any kind in 50 years.

For Zane Bobbitt's First lifetime 2A medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. Pursuant to rule 15.2.6.9 (B)(1), the horse "Shoshone Moon" is placed on the veterinarian's list for 180 days from (October 10, 2019 to April 7, 2020) and must pass a commission-approved examination before becoming eligible to be entered.
 2. The horse "Shoshone Moon", is hereby disqualified from SECOND PLACE and ordered unplaced from the 8th race on July 19, 2019, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 - 1) Just a Dash Will Do
 - 2) Ls Hombre
 - 3) Pie Pies Flashback
 - 4) Cold Stone Cartel
 - 5) Ace Crystal Cartel
 6. Wf Duck Dyanasty
 7. Bigg Dreams
- Unplaced "Shoshone Moon"

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/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/

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 #: 2020-SUN-14
Track Sunland Park
Ruling Date: 1/14/2020

Licensee: OCHOA-PENA, GERARDO

License Type: 2019 3 Year Trainer Applicant Id: 21264
License Number: 293660

Ruling # 2020-SUN-14

Action Type: Initial Ruling

Ruling:

Trainer Gerardo Ochoa-Pena, is hereby summarily suspended, effective immediately, January 14, 2020, pending the outcome of his summary suspension hearing on January 19, 2020 at 10:00 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, test sample E358752 taken from, "Prince of Bo Dash", who finished in 1st place the 3rd race on December 26, 2019, at Sunland Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Gerardo Ochoa-Pena 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 Gerardo Ochoa-Pena 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 Gerardo Ochoa-Pena 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 #: 2020-SUN-15
Track Sunland Park
Ruling Date: 1/14/2020

Licensee: SMITH, ALICIA HILL

License Type: Applicant Id: 33974
License Number:

Ruling # 2020-SUN-15

Action Type: Initial Ruling

Ruling:

Owner: Alicia L. Smith, was duly notified and appeared before the Board of Stewards, on January 14, 2020. The hearing was in regard to: Ownership, sale, registration, entry and racing of the horse "Ahs Blue Boy" and the purse release who finished 1st in the 1st race on August 31, 2019, at Ruidoso Downs Racetrack.

I. The purse for "Ahs Blue Boy" is hereby released to owner Alicia L. Smith, and there will be no change in the official order of finish.

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

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 #: 2020-SUN-16
Track Sunland Park
Ruling Date: 1/18/2020

Licensee: OCHOA-PENA, GERARDO

License Type: 2019 3 Year Trainer Applicant Id: 21264
License Number: 293660

Ruling # 2020-SUN-16

Action Type: Initial Ruling

Ruling:

Trainer Gerardo Ochoa-Pena, is hereby summarily suspended, effective immediately, January 18, 2020, pending the outcome of his summary suspension hearing on January 24, 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 is in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in the urine, test sample E358858 taken from, "Major Bites", who finished in 1st place in the 4th race on January 4, 2020, at Sunland Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Gerardo Ochoa-Pena 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 Gerardo Ochoa-Pena 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 Gerardo Ochoa-Pena 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 NMRC 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 #: 2020-SUN-17
Track Sunland Park
Ruling Date: 1/19/2020

Licensee: HERRERA, FRANK

License Type: 2017 3 Year Owner Applicant Id: 26344
License Number: 287943

Ruling # 2020-SUN-17

Action Type: Initial Ruling

Ruling:

Owner **Frank Herrera**, was duly notified was being represented by his trainer, Isidro Rodriguez, before the Board of Stewards on January 19, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), controlled substance Clenbuterol, found in test sample E354880 taken from the nonstarter, (scratched at gate), "Jess Deja Blue", in the 9th race on November 24, 2019, at Zia Park.

Split sample rights as provided in 15.2.6.10 (D) NMRC, were afforded to trainer and declined.

Isidro Rodriguez, the trainer of record, for the horse "**Jess Deja Blue**" was duly notified and appeared for his hearing.

For **Frank Herrera's** FIRST Class 3A medication violation in a LIFETIME the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, as follows:

1. Pursuant to rule 15.2.6.9 (B)(1), the horse "**Jess Deja Blue**" is on the veterinarian's list for 180 days (January 19, 2020 to July 17, 2020) and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "**Jess Deja Blue**", was scratched at the gate from the 6th race on December 8, 2019, at Zia Park racetrack, therefore there shall be no change to the order of finish. The purse redistribution is as follows.
 1. One Ruthless Eagle
 2. Cd Flash and Fame
 3. Big Spurs
 4. Wave My Booty ByeBye
 5. Valiant Tort
 6. Howey Winnor
 7. Ruff Cutt
 8. Cartel Fantasy
 - Scratched at Gate "Jess Deja Blue"

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 Rodolfo 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 ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with:
15.2.6.9 NMRC 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 or Albuterol 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

15.2.1.8(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)(b): Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-18
Track Sunland Park
Ruling Date: 1/24/2020

Licensee: SAENZ, JOSE LUIS

License Type: Applicant Id: 16806
License Number:

Ruling # 2020-SUN-18

Action Type: Initial Ruling

Ruling:

Applicant Jose L Saenz having applied for a groom license on January 12, 2020, at Sunland Park Racetrack, is hereby denied having tested positive for methamphetamines, amphetamines and marijuana in the required drug test. Jose L. Saenz will be eligible to reapply in 60 days and must provide a negative drug test prior to licensure.

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

16.47.1 L (e) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a 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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-19
Track Sunland Park
Ruling Date: 1/24/2020

Licensee: GONZALEZ-NEVAREZ, EVER DAVID

License Type: Applicant Id: 162845
License Number:

Ruling # 2020-SUN-19

Action Type: Initial Ruling

Ruling:

Applicant Ever David Gonzalez Nevarez having applied for a groom license on January 6, 2020, at Sunland Park Racetrack, is hereby denied having tested positive for marijuana in the required drug test. Ever David Gonzalez Nevarez will be eligible to reapply in 30 days and must provide a negative drug test prior to licensure.

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

16.47.1 L (e) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a 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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-20
Track Sunland Park
Ruling Date: 1/25/2020

Licensee: TERRAZAS, JOHNNA MARIE

License Type: 2018 3 Year Trainer Applicant Id: 157140
License Number: 291810

Ruling # 2020-SUN-20

Action Type: Initial Ruling

Ruling:

Trainer Johnna Terrazas, is hereby summarily suspended, effective immediately, January 25, 2020, pending the outcome of her summary suspension hearing on January 31, 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, test sample E358967 taken from, "Majestic Mr. Perry", who finished in 1st place the 4th race on January 12, 2020, at Sunland Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Johnna Terrazas 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 Johnna Terrazas 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 Johnna Terrazas 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 Info

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-21
Track Sunland Park
Ruling Date: 1/25/2020

Licensee: ALDAVAZ, SR JAIME G.

License Type: 2019 3 Year Trainer Applicant Id: 19631
License Number: 294047

Ruling # 2020-SUN-21

Action Type: Initial Ruling

Ruling:

Trainer Jaime Aldavaz Sr, having been duly notified and had his hearing, before the Board Of Stewards on January 25, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenylbutazone (class 4C-Minor penalty drug) found in test sample E354866 taken from the horse "Shakura" who was scratched behind the gate in the 4th race, on November 24, 2019, at Zia Park Race Track.

The original lab report indicated a finding of Phenylbutazone at 2.65 ug/ml +/- .36 ug/ml in the blood, the allowable limit for Phenylbutazone is 2 ug/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 trainer, and declined.

Megan De La Rosa is the owner of record for horse "Shakura"

This is Jaime Aldavaz Sr's Second Class 4C-Minor 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 (\$500.00) Five Hundred dollar fine to paid on or before February 24, 2020, 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 #: 2020-SUN-22
Track Sunland Park
Ruling Date: 1/25/2020

Licensee: ALDAVAZ, SR JAIME G.

License Type: 2019 3 Year Trainer Applicant Id: 19631
License Number: 294047

Ruling # 2020-SUN-22

Action Type: Initial Ruling

Ruling:

Trainer Jaime Aldavaz Sr. was duly notified and appeared for a hearing before the Board of Stewards on January 25, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B (Thoroughbred), Albuterol, found in test sample E329567 taken from the thoroughbred "Brave American", who finished in first place in the 1st race on August 9, 2019, at Ruidoso Downs.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to the trainer and confirmed positive for Albuterol by UC Davis.

Jesus Jose Salcido is the owner of record for the horse "Brave American", and was duly notified and failed to appear.

For Jaime Aldavaz Sr. 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. A 45 day suspension of all NMRC licenses February 3, 2020, through March 18, 2020, inclusive.
2. A (1000.00) One thousand dollar fine to paid on or before February 23, 2020, in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine in the prescribed time shall result in an immediate suspension.

In accordance with 15.2.1.9 (C)(21), Jaime Aldavaz Sr. 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 Jaime Aldavaz Sr 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 Jaime Aldavaz Sr 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 ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with:

15.2.6.9 C (1)(4)(8)(c) Medication restrictions
15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions
15.2.6.9(B)(2) Penalty Recommendations
15.2.6.9(C)(4) There is no permissible concentration of Albuterol that is allowed to appear in any official sample.
15.2.6.11 (A) Trainer Responsibility
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
15.2.1.8(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

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 #: 2020-SUN-23
Track Sunland Park
Ruling Date: 1/26/2020

Licensee: ALDAVAZ,SR JAIME G.

License Type: 2019 3 Year Trainer Applicant Id: 19631
License Number: 294047

Ruling # 2020-SUN-23

Action Type: Initial Ruling

Ruling:

Created in error

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 #: 2020-SUN-24
Track Sunland Park
Ruling Date: 1/26/2020

Licensee: DELAROSA, MEGAN NICOLE

License Type: 2019 1 Year Owner Applicant Id: 161178
License Number: 295298

Ruling # 2020-SUN-24

Action Type: Initial Ruling

Ruling:

Owner: Megan De La Rosa, having been duly notified and failed to appear, had her hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d)non-appearance:, before the Board Of Stewards on January 25, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenylbutazone (class 4C-Minor penalty drug) found in test sample E354866 taken from the horse "Shakura" who was scratched behind the gate from the 4th race, on November 24, 2019, at Zia Park Race Track.

The original lab report indicated a finding of Phenylbutazone at 2.65 ug/ml +/- .36 ug/ml in the blood, the allowable limit for Phenylbutazone is 2 ug/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 trainer, and declined.

Jaime Aldavaz, Sr. is the trainer of record for horse "Shakura"

For Megan DeLa Rosa's 1st Class 4C-Minor 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 Warning, in accordance with 15.2.3.8 (B)(3)(I) NMAC.
2. The horse "Shakura" must pass a commission-approved examination before being eligible to run.
3. No change in the order of finish.

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)

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 #: 2020-SUN-25
Track Sunland Park
Ruling Date: 1/26/2020

Licensee: SALCIDO, JESUS JOSE

License Type: 2018 3 Year Owner Applicant Id: 28826
License Number: 292242

Ruling # 2020-SUN-25

Action Type: Initial Ruling

Ruling:

Owner: Jesus J. Salcido was duly notified and failed to appear, had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d)non-appearance: before the Board of Stewards on January 25, 2020. The hearing was in regard to the confirmed positive for the Drug Class 3 Penalty Class B thoroughbred), drug, Albuterol found in test sample E329567 taken from the 1st place finisher, "Brave American", in the 1st race on August 9, 2019, at Ruidoso Downs.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and was confirmed by UC Davis.

For Jesus J. Salcido's First lifetime 3A medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. Pursuant to rule 15.2.6.9 (B)(1), the horse "Brave American" is placed on the veterinarian's list for 180 days from January 25, 2020 and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Brave American", is hereby disqualified from First Place and ordered unplaced from the 1st race on August 9, 2019, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Price
- 2) Roberto Road
- 3) Cool Hand Jack
- 4) Swisse Dizzle
- 5) Santi Come Home

Unplaced "Brave American"

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/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol or Albuterol that is allowed to appear in any official sample./15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/ 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 #: 2020-SUN-26
Track Sunland Park
Ruling Date: 1/26/2020

Licensee: CAZARES, MICHAEL ALAN
License Type: 2019 1 Year Owner Applicant Id: 30365
License Number: 293112

Ruling # 2020-SUN-26

Action Type: Initial Ruling

Ruling:

Owner Michael Cazeres is hereby summarily suspended, effective immediately January 26, 2020, pending the outcome of his summary suspension hearing on February 4, 2020, @ 9:00 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 an incident where he was in the paddock intoxicated and was ordered to take a breathalyzer test taken on 1/25/2020 in which Michael Cazeres tested positive for alcohol at a level of .320 BAC. During said time of applicable suspension Michael Cazeres 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) (3) It shall be an offense to exercise the privileges granted by a license from this commission if the licensee: is intoxicated or under the influence of alcohol or a controlled substance 16.47.1.17 (C) (7) presently has drugs (controlled substances) or alcohol in his/her body. With regard to alcohol, the results of a test showing a reading of more than five hundredths percent of alcohol in the blood, urine, saliva or other bodily fluids of licensees in non-safety sensitive positions shall be the criterion for a finding of alcohol present in the body. 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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-27
Track Sunland Park
Ruling Date: 1/28/2020

Licensee: HERNANDEZ, EVERARDO

License Type: 2019 3 Year Trainer Applicant Id: 19802
License Number: 293191

Ruling # 2020-SUN-27

Action Type: Initial Ruling

Ruling:

issued in error

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 #: 2020-SUN-28
Track Sunland Park
Ruling Date: 1/28/2020

Licensee: MARTINEZ, ESTEBAN G

License Type: Applicant Id: 162862
License Number:

Ruling # 2020-SUN-28

Action Type: Initial Ruling

Ruling:

Applicant Esteban Martinez having applied for a groom license on January 25, 2020, at Sunland Park Racetrack, is hereby denied having stated he was convicted of a felony offense regarding a prohibited substance less than twelve years ago. Esteban Martinez will be required to appear before the commission prior to licensure.

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

16.47.1 K (1)(2)(3) License denial

16.47.1 L (1)(a) 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: has been convicted of a felony

16.47.1 L (3) Any license denied, suspended or revoked by the commission pursuant to these rules shall state the time period for the effect of its ruling. When the action is taken for a misdemeanor or felony conviction, the time period shall be the period of the licensee's or applicant's imprisonment; or if not imprisoned, the period of probation, deferral, unless the person can satisfy the commission of sufficient rehabilitation. This rule shall also apply to licensees who voluntarily turn in their license because of, or in anticipation of, a conviction.

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 #: 2020-SUN-29
Track Sunland Park
Ruling Date: 1/28/2020

Licensee: HERNANDEZ, GUADALUPE V
License Type: 2019 3 Year Owner Applicant Id: 28269
License Number: 296557

Ruling # 2020-SUN-29

Action Type: Initial Ruling

Ruling:

Owner: **Guadalupe V. Hernandez**, was duly notified and failed to appear, had his hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**: before the Board of Stewards on January 26, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Albuterol, found in test sample E317597 taken from the nonstarter, (scratched at gate), "**Wicked Coronado**", in the 3rd race on August 25, 2019, at The Downs at Albuquerque.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by U C Davis.

Everardo Hernandez, is the owner of record for the horse "**Wicked Coronado**", was duly notified.

For **Guadalupe V. Hernandez's** First lifetime 3A medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. Pursuant to rule 15.2.6.9 (B)(1), the horse "**Wicked Coronado**" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "**Wicked Coronado**" is placed on the veterinarian's list for 180 days from January 26, 2020.
3. There is no change to the order of finish for the 3rd race on August 25, 2019 at the Downs of Albuquerque.

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/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/

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 #: 2020-SUN-30
Track Sunland Park
Ruling Date: 1/28/2020

Licensee: GUTIERREZ, HOMERO

License Type: 2017 3 Year Trainer Applicant Id: 20416
License Number: 287714

Ruling # 2020-SUN-30

Action Type: Initial Ruling

Ruling:

Trainer: **Homero Gutierrez** was duly notified and had his hearing before the Board of Stewards on January 26, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B Albuterol (Thoroughbred), found in test sample E317482 taken from the 1st place finisher, "**A Cee Doo Cee**", in the 1st race on August 17, 2019, at Albuquerque Downs.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by U C Davis.

Gerald W. Gentry the owner of record for the horse "**A Cee Doo Cee**", was duly notified and was represented by trainer.

For Homero Gutierrez'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 45 day suspension of all NMRC licenses starting **February 5, 2020, through March 20, 2020, inclusive.**
2. A (\$1000.00) One Thousand Dollar fine to be paid on or before February 27, 2020, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time will result in immediate suspension.

During said time of applicable suspension Homero Gutierrez, 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 Homero Gutierrez, 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 Homero Gutierrez 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/15.2.6.9. 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 #: 2020-SUN-31
Track Sunland Park
Ruling Date: 1/28/2020

Licensee: GENTRY, GERALD WAYNE
License Type: 2017 3 Year Owner Applicant Id: 9297
License Number: 287579

Ruling # 2020-SUN-31

Action Type: Initial Ruling

Ruling:

Owner: **Gerald Gentry** was duly notified and was represented by trainer, had his hearing before the Board of Stewards on January 26, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B Albuterol (Thoroughbred), found in test sample E317482 taken from the 1st place finisher, "**A Cee Doo Cee**", in the 1st race on August 17, 2019, at Albuquerque Downs.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by U C Davis.

Homero Gutierrez the trainer of record for the horse "**A Cee Doo Cee**", was duly notified.

For **Gerald Gentry's** First lifetime 3B medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. Pursuant to rule 15.2.6.9 (B)(2), the horse "**A Cee Doo Cee**" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "**A Cee Doo Cee**", is hereby disqualified from First Place and ordered unplaced from the 1st race on August 17, 2019, at Albuquerque Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 - 1) Thunderous applause
 - 2) Dom Strait
 - 3) Del Argent
 - 4) Chest Candy
 - 5) Forgot about me

Unplaced "**A Cee Doo Cee**"

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/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/ 15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B) Absolute Insurer/ 15.2.6.9(B) Penalty Recommendation/ 15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol or Albuterol that is allowed to appear in any official sample.

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 #: 2020-SUN-32
Track Sunland Park
Ruling Date: 1/31/2020

Licensee: CRUZ-VILLANUEVA, SIMON

License Type: 2019 1 Year Groom Applicant Id: 32816
License Number: 295699

Ruling # 2020-SUN-32

Action Type: Initial Ruling

Ruling:

Groom Simon Cruz-Villanueva is hereby summarily suspended, effective immediately January 31, 2019, pending the outcome of his summary suspension hearing on February 9, 2020, @ 8:30 a.m. in the offices of the Board of Stewards at Sunland Park Racetrack (1200 Futurity Drive Sunland Park, NM 88063) per 15.2.1.9 (B)(3)(b) Summary Suspension, regarding the tack room search conducted by Sunland Park Security in which Simon Cruz-Villanueva was found in possession of crystal meth and other drug paraphernalia.

During said time of applicable suspension Simon Cruz-Villanueva is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21).

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 (B) Prohibited actions: All licensees shall be deemed to be exercising the privileges of their license, and to be subject to the requirements of these rules, when engaged in activities that could affect the outcome of a race or diminish the conditions of safety or decorum required in restricted areas. 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.

16.47.1.17 (C)(2)(3) 16.47.1.18 (B) ASSESSMENT/TREATMENT REQUIREMENTS GENERAL FIRST-TIME OFFENDERS 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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2020-SUN-33**
Track Sunland Park
Ruling Date: 2/1/2020

Licensee: MARTINEZ, LEZLY SALVADOR

License Type: Applicant Id: 33253
License Number:

Ruling # 2020-SUN-33

Action Type: Initial Ruling

Ruling:

Created in error

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 #: **2020-SUN-34**
Track Sunland Park
Ruling Date: 2/1/2020

Licensee: MARTINEZ, LEZLY SALVADOR

License Type: 2019 1 Year Groom Applicant Id: 33253
License Number: 294173

Ruling # 2020-SUN-34

Action Type: Initial Ruling

Ruling:

The Pony person and Grooms' licenses of Salvador Lezly Martinez are hereby rescinded without prejudice as he no longer working in that capacity and has been issued a Jockey'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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-35
Track Sunland Park
Ruling Date: 2/1/2020

Licensee: JUAREZ, RIGOBERTO J.

License Type: 2019 3 Year Trainer Applicant Id: 9965
License Number: 293015

Ruling # 2020-SUN-35

Action Type: Initial Ruling

Ruling:

Trainer: Rigoberto Juarez, having been duly notified and waived his right to a hearing, before the Board Of Stewards on February 1, 2020, 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 E354788 taken from the 1st place finisher "Cathy Joe" following the 8th race, on November 17, 2019, at Zia Park Race Track.

The original lab report indicated a finding of Dexamethasone at 65.2 pg/ml +/- 0.6 pg/ml in the blood, the allowable limit for Dexamethasone is 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.

Sunset Well Services Inc. (Policarpio Abalos) is the owner of record for horse "Cathy Joe"

This is Rigoberto Juarez'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 (\$1000.00) One Thousand dollar fine to paid on or before March 2, 2020, 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 #: 2020-SUN-36
Track Sunland Park
Ruling Date: 2/1/2020

Licensee: ABALOS,SR POLICARPIO

License Type: Applicant Id: 161593
License Number:

Ruling # 2020-SUN-36

Action Type: Initial Ruling

Ruling:

Owner: **Sunset Well Services Inc. (Policarpio Abalos)**, having been duly notified and represented by trainer **Rigoberto Juarez** who waived their right to a hearing, before the **Board Of Stewards on February 1, 2020, 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 **E354788** taken from the **1st place finisher "Cathy Joe"** following **the 8th race, on November 17, 2019, at Zia Park Race Track.**

The original lab report indicated a finding of **Dexamethasone at 65.2 pg/ml +/- 0.6 pg/ml in the blood**, the allowable limit for **Dexamethasone** is 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 trainer, and declined.

Rigoberto Juarez is the trainer of record for horse "**Cathy Joe**"

For **Sunset Well Services Inc. (Policarpio Abalos)** 1st 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. The horse "**Cathy Joe**" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "**Cathy Joe**", is hereby disqualified from First Place and ordered unplaced from the 8th race on November 17, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1) Singled Minded	6. Wagon Tales Promies
2) Tempting Violet	7. Br Mind Games
3) Sheza Fast Lips	8. Toughest Hero
4) Relentless Dreams	9. Mexicana Hermosa
5) Hero On Check V	

Unplaced "**Cathy Joe**"

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)

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 #: 2020-SUN-37
Track Sunland Park
Ruling Date: 2/2/2020

Licensee: ARREOLA, JR ARMANDO

License Type: 2018 3 Year Owner Applicant Id: 30151
License Number: 288803

Ruling # 2020-SUN-37

Action Type: Initial Ruling

Ruling:

Owner Armando Arreola Jr., was duly notified and was represented by his attorney Daniel Marquez for a hearing before the Board of Stewards on February 1, 2020. The hearing was in regards to a certificate of analysis from UC/Davis (official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Guanabenz" detected in the urine of horse "Leona Who" (Test Sample NM29577), who finished 2nd place in the 1st race on December 5, 2017, at Zia Park Racetrack in Hobbs, NM.

Guanabenz was confirmed in the split sample sent to TVMDL.

Javier Borunda, was the trainer of record for horse "Leona Who".

For Armando Arreola Jr.'s FIRST Class 3B medication violation in a lifetime, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. Pursuant to 15.2.6.9 (B)(2) Penalty Recommendations, the horse "Leona Who" must pass a commission approved exam before being eligible to enter.
2. The horse "Leona Who" is hereby disqualified from SECOND PLACE and ordered unplaced from the 1st race on December 5, 2017, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Money Order
 - 2) Exactly Like You
 - 3) Infinite Gal
 - 4) Waytogohome
 - 5) Rolling Ghost
- Unplaced "Leona Who"

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/ 16.47.1.8(T)Knowledge of Rules/ 16.47.1.8(U)Protection of Horses/15.2.6.9(B)(2) Penalty Recommendations 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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-38
Track Sunland Park
Ruling Date: 2/2/2020

Licensee: GOMEZ-ALVARADO, LORENZO
License Type: 2019 3 Year Owner Applicant Id: 162731
License Number: 296764

Ruling # 2020-SUN-38

Action Type: Initial Ruling

Ruling:

Owner: **Lorenzo Gomez-Alvarado** was duly notified and represented by trainer **Mary Meza** at his hearing before the Board of Stewards on February 2, 2020, The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B "**Nandrolone**", at 94.7 pg/ml found in test sample E354873 exceeding the threshold of 25 pg/ml taken from the non-starter (Scratched at the gate), "**Hailofanimage**", from the 6th race on November 24, 2019, at Zia Park.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and refused.

Mary Meza is the trainer of record for the horse "**Hailofanimage**",

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and refused.

For **Lorenzo Gomez-Alvarado's** First lifetime 3B medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. Pursuant to rule 15.2.6.9 (B)(2), the horse "**Hailofanimage**" must pass a commission-approved examination before becoming eligible to be entered.
2. NO CHANGE TO THE ORDER OF FINISH

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/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/ 15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol or Albuterol that is allowed to appear in any official sample.

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 #: 2020-SUN-39
Track Sunland Park
Ruling Date: 2/2/2020

Licensee: MEZA, MARY HELEN

License Type: 2017 3 Year Trainer Applicant Id: 34104
License Number: 287717

Ruling # 2020-SUN-39

Action Type: Initial Ruling

Ruling:

Trainer: **Mary Meza** was duly notified and had her hearing before the Board of Stewards on February 2, 2020, The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B Nandrolone, at 94.7 pg/ml found in test sample E354873 exceeding the threshold of 25 pg/ml taken from the non-starter (Scratched at the gate), "**Hailofanimage**", from the 6th race on November 24, 2019, at Zia Park.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and refused.

Lorenzo Gomez-Alvarado is the owner of record for the horse "**Hailofanimage**", was duly notified and was represented by trainer.

Aggravating factor, Anabolic steroid

For **Mary Meza'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 2, 2020, through March 1, 2020, inclusive.
2. A (\$1000.00) One Thousand Dollar fine to be paid on or before March 1, 2020, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time will result in immediate suspension.

During said time of applicable suspension **Mary Meza**, 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 Mary Meza**, 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 Mary Meza** 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/15.2.6.9. 15.2.6.11(A)Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1)Protection of Horses/ 16.47.1.10(B)(1)(2)(3)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations.

15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-40
Track Sunland Park
Ruling Date: 2/2/2020

Licensee: HUDSON, JEFFERY DALE

License Type: Applicant Id: 14485
License Number:

Ruling # 2020-SUN-40

Action Type: Initial Ruling

Ruling:

Trainer/Owner: Jeffery Hudson, having been duly notified and waived his right to a hearing, before the Board Of Stewards on February 2, 2020, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Xylazine (class 4C-Major penalty drug) found in test sample E340611 taken from the 2nd place finisher "Go Silver Go" following the 4th race, on October 6, 2019, at Zia Park Race Track.

The original lab report indicated a finding of Xylazine at 1050 pg/ml +/- 31 pg/ml in the blood, the allowable limit for Xylazine is 200 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 confirmed by ALS

Jeffery Hudson is the owner of record for horse "**Go Silver Go**"

This is Jeffery Hudson'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 (\$1500.00) Fifteen Hundred dollar fine to paid on or before March 3, 2020, 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 February 13, 2020, through February 27, 2020, inclusive.**
- 3. The horse "Go Silver Go", is hereby disqualified from Second Place and ordered unplaced from the 4th race on October 6, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.**

1. Raging Sidecar	6. Hes The Marshal
2. Saltarin	7. Include Hoo
3. Totoro	8. Please Do Tell
4. Sebastian Cape	9. St Domeinator
5. Enroute	

Unplaced "**Go Silver Go**"

During said time of applicable suspension **Jeffery Hudson** 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 Jeffery Hudson**, 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 Jeffery Hudson** 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.

Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$400. The fee must be in the form of a money order, cashier's check or a corporate check.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-41
Track Sunland Park
Ruling Date: 2/7/2020

Licensee: VILLALOBOS, SR RIGOBERTO T.
License Type: 2020 3 Year Trainer Applicant Id: 7262
License Number: 297169

Ruling # 2020-SUN-41

Action Type: Initial Ruling

Ruling:

Trainer, Rigoberto T. Villalobos Sr. is hereby summarily suspended, effective immediately, February 7, 2020 pending the outcome of his summary suspension hearing scheduled for February 16, 2020, at 8:30 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 is in regard to the confirmed positive of the Class 3 Quarter Horse Penalty A drug, albuterol, found in test sample E359000 taken from the Quarter Horse "The Cartel Got Katie", who finished in first place in the 1st race on January 17, 2020, at Sunland Park.

In accordance with 15.2.1.9 (C)(21), Rigoberto T. Villalobos Sr. 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 Rigoberto T. Villalobos Sr. 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 Rigoberto T. Villalobos Sr. 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- albuterol, Class A Classification for Quarter horses

15.2.6.9(C)(1)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions

15.2.6.9(B)(1) Penalty Recommendations

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 / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2020-SUN-42**
Track: Sunland Park
Ruling Date: 2/7/2020

Licensee: RODRIGUEZ-GARCIA, PAUL OSVALDO
License Type: 2020 3 Year Jockey Applicant Id: 161655
License Number: 297188

Ruling # 2020-SUN-42

Action Type: Initial Ruling

Ruling:

Jockey, Paul O. Garcia was summoned and failed to appear, respond, or send a Jockey guild's representative for film review regarding the first race on February 1, 2020 at Sunland Park.

The Board of Steward's hereby fines Paul O. Garcia in the amount of one hundred dollars (\$100.00). The fine is to be paid on or before March 8, 2020 in accordance with 15.2.3.8(B)(3)(1). Failure to pay fine within the time prescribed will result in immediate suspension.

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 #: 2020-SUN-43
Track Sunland Park
Ruling Date: 2/7/2020

Licensee: TAFOYA, IVAN PAUL

License Type: 2017 3 Year Trainer Applicant Id: 16619
License Number: 285538

Ruling # 2020-SUN-43

Action Type: Initial Ruling

Ruling:

Trainer: Ivan Tafoya, having been duly notified and waived his right to a hearing, before the Board Of Stewards on February 7, 2020, 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 E355036 taken from the 1st place finisher "Cartel Drunk Playboy" following the 7th race, on December 7, 2019, at Zia Park Race Track.

The original lab report indicated a finding of Dexamethasone at 68.0 pg/ml +/- 0.6 pg/ml in the blood, the allowable limit for Dexamethasone is 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.

Jose Pavon is the owner of record for horse "Cartel Drunk Playboy"

This is Ivan Tafoya's First 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 (\$1000.00) One Thousand dollar fine to paid on or before March 8, 2020, 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 #: 2020-SUN-44
Track Sunland Park
Ruling Date: 2/7/2020

Licensee: PAVON, JOSE

License Type: 2018 3 Year Owner Applicant Id: 33692
License Number: 289364

Ruling # 2020-SUN-44

Action Type: Initial Ruling

Ruling:

Owner: Jose Pavon, having been duly notified and waived his right to a hearing, through his trainer, before the Board Of Stewards on February 7, 2020, 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 E355036 taken from the 1st place finisher "Cartel Drunk Playboy" following the 7th race, on December 7, 2019, at Zia Park Race Track.

The original lab report indicated a finding of Dexamethasone at 68.0 pg/ml +/- 0.6 pg/ml in the blood, the allowable limit for Dexamethasone is 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.

Ivan Tafoya is the trainer of record for horse "Cartel Drunk Playboy"

For Jose Pavon's 1st 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. The horse "Cartel Drunk Playboy" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Cartel Drunk Playboy", is hereby disqualified from First Place and ordered unplaced from the 7th race on December 7, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 - 1) Call Me Kash 6. Next Princess
 - 2) Daddies Superstar 7. Reverend James
 - 3) Venice Moon 8. We Have Lift Off
 - 4) Class Act Corona V 9. A Relentless Rumor
 - 5) A Valiant Dash

Unplaced "Cartel Drunk Playboy"

Licensee is found in violation of and this ruling is written in accordance with: 15.25.5.14 D (7) Protests, Objections, and Inquiries 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)

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-45
Track Sunland Park
Ruling Date: 2/8/2020

Licensee: MARR, JOEL HOUSTON

License Type: 2019 3 Year Trainer Applicant Id: 28491
License Number: 297056

Ruling # 2020-SUN-45

Action Type: Initial Ruling

Ruling:

Trainer Joel H. Marr was duly notified and waived his right to a disciplinary hearing before the Board of Stewards on February 8, 2020, 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 E358952 taken from the first place finisher "Tappin Fora Dance" following the 7th race, on January 11, 2020.

The certificate of analysis indicated a finding of Phenylbutazone at 2.98 ± 0.39 ug/ml in the blood, which exceeds the allowable limit of 2.0 ug/ml in the blood.

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

Sam Britt, is the owner of record for the horse "Tappin Fora Dance",

For Joel H. Marr's FIRST Class 4C MINOR medication violation in a 365-day period, the Board of Stewards hereby issues a warning letter, per 15.2.6.9(B)(6) Penalty Recommendations *If the trainer has not had more than one violation involving a drug that carries a category C penalty within the previous two years, the stewards are encouraged to issue a warning in lieu of a fine provided the reported level in phenylbutazone is below 3.0 micrograms per milliliter absent of aggravating factors.*

Mitigating circumstances trainer has had no medication violations in several years.

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

15.2.3.8(B)(1)(3)(f)Stewards/ 15.2.6.9(C)(1)Medication Restrictions/ 15.2.6.11(A)Trainer Responsibility/ 16.47.1.10(B)(1-3)Absolute Insurer/
15.2.6.9(B)Penalty Recommendations
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 - /15.2.6.11(A) NMAC: 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 #: 2020-SUN-46
Track Sunland Park
Ruling Date: 2/8/2020

Licensee: BRITT, SAM

License Type: 2018 3 Year Owner Applicant Id: 18939
License Number: 291451

Ruling # 2020-SUN-46

Action Type: Initial Ruling

Ruling:

Owner Sam Britt was duly notified and was represented by his trainer Joel H. Marr who waived his right to a disciplinary hearing before the Board of Stewards on February 8, 2020, 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 E358952 taken from the first place finisher "Tappin Fora Dance" following the 7th race, on January 11, 2020.

The certificate of analysis indicated a finding of Phenylbutazone at 2.98 ± 0.39 ug/ml in the blood, which exceeds the allowable limit of 2.0 ug/ml in the blood.

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

Joel H. Marr, is the trainer of record for the horse "Tappin Fora Dance",

For Sam Britt's FIRST Class 4C MINOR medication violation in a 365-day period, the Board of Stewards hereby issues a

1. A warning letter, per 15.2.6.9(B)(6)
2. There is no change to the official order of finish in the 7th race on January 11, 2020 at Sunland Park Racetrack.

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

15.2.3.8(B)(1)(3)(f)Stewards/ 15.2.6.9(C)(1)Medication Restrictions/ 15.2.6.9(B)Penalty Recommendations 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 - /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 #: 2020-SUN-47
Track Sunland Park
Ruling Date: 2/14/2020

Licensee: MERAZ, JOSE EFREN

License Type: 2019 3 Year Trainer Applicant Id: 33540
License Number: 295754

Ruling # 2020-SUN-47

Action Type: Initial Ruling

Ruling:

Trainer Jose Merez having been duly notified and waived his right to a 10 day notice and a formal hearing **before the Board Of Stewards on February 14, 2020, regarding a lab report from Industrial Laboratories (official testing laboratory for the NMSRC)**, for a confirmed positive of Phenylbutazone and Flunixin (a stacking violation for class 4 Minor Penalty C therapeutic drugs) found in test sample E358964 taken from the **2nd place finisher "Miss Sweet Regards"** following **the 2nd race, on January 12, 2020, at Sunland Park Racetrack.**

The original lab report indicated a finding of Phenylbutazone at **0.745 ug/ml in the blood** and Flunixin at **11.8 ng/ml in the blood.**

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

Freddie M. Sumrow is the owner of record for horse "**Miss Sweet Regards**".

For this **FIRST Class 4C medication violation** in a 365- day period issued in accordance with 15.2.6.9 (C)(2)(b) NMAC, the Board of Stewards assessed **Jose Merez** a penalty as follows:

1. **A (\$250.00) Two Hundred Fifty dollar fine, to paid on or before March 15, 2020** in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(l) NMAC:
2. The horse "**Miss Sweet Regards**" must pass a commission-approved examination before being eligible to run.

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 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 a money order, cashier's check or a corporate check.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-48
Track Sunland Park
Ruling Date: 2/14/2020

Licensee: SUMROW, FREDDIE MILTON
License Type: 2019 1 Year Owner Applicant Id: 11714
License Number: 295233

Ruling # 2020-SUN-48

Action Type: Initial Ruling

Ruling:

Owner: **Freddie M. Sumrow** having been duly notified and waived his right to a 10 day notice and a formal hearing through his trainer **Jose Merez**, **before the Board Of Stewards on February 14, 2020, regarding a lab report from Industrial Laboratories (official testing laboratory for the NMSRC)**, for a confirmed positive of Phenylbutazone and Flunixin (a stacking violation for class 4 Minor Penalty C therapeutic drugs) found in test sample **E358964** taken from the **2nd place finisher "Miss Sweet Regards"** following **the 2nd race, on January 12, 2020, at Sunland Park Racetrack.**

The original lab report indicated a finding of Phenylbutazone at **0.745 ug/ml in the blood** and Flunixin at **11.8 ng/ml in the blood.**

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

Jose Merez is the trainer of record for horse **"Miss Sweet Regards"**.

For this **FIRST Class 4C medication violation** in a 365- day period issued in accordance with 15.2.6.9 (C)(2)(b) NMAC, the Board of Stewards assessed **Freddie M. Sumrow** a penalty as follows:

1. The horse **"Miss Sweet Regards"** must pass a commission-approved examination before being eligible to run.
2. NO CHANGE TO THE OFFICIAL ORDER OF FINISH.

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/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1) Protection of Horses/ 15.2.6.9(B)Penalty Recommendations.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-49
Track Sunland Park
Ruling Date: 2/16/2020

Licensee: MURDIEL - VALDEZ, JOSE ANGEL
License Type: 2020 1 Year Groom Applicant Id: 160881
License Number: 297269

Ruling # 2020-SUN-49

Action Type: Initial Ruling

Ruling:

Groom Jose Murdiel Valdez is hereby summarily suspended, effective immediately February 16, 2020, pending the outcome of his summary suspension hearing scheduled on February 23, 2020 at 9:00 a.m in the offices of the Board of Stewards at Sunland Park Racetrack (1200 Futurity Drive Sunland Park, NM 88063) per 15.2.1.9 (B)(3)(b) Summary Suspension, regarding Jose Murdiel Valdez refusing to take a drug test on February 15, 2020. During said time of applicable suspension Jose Murdiel Valdez 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.