



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-50
Track Sunland Park
Ruling Date: 2/16/2020

Licensee: MELENDEZ, DIANNA ETHEL
License Type: 2017 3 Year Owner Applicant Id: 34216
License Number: 284703

Ruling # 2020-SUN-50

Action Type: Initial Ruling

Ruling:

Owner: **Dianna E. Melendez**, having been duly notified and was represented by her trainer Mario Fernandez who waived **her right to a hearing**, before the **Board Of Stewards on February 16, 2020, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **Ketoprofen** (class 4C-Major penalty drug) found in test sample **E340246** taken from the **1st place finisher "Pauls Special Knight"** following the **9th race, on August 23, 2019, at Ruidoso Downs Race Track**.

The original lab report indicated a finding of **Ketoprofen at 121 ng/ml +/- .2 ng/ml in the blood**, the allowable limit for **Ketoprofen** is 50ng/ml in the blood for a 4-C Major **(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.

Mario Fernandez is the trainer of record for horse **"Pauls Special Knight"**

For **Dianna E. Melendez's** 2nd 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 **"Pauls Special Knight"** is placed on the veterinary's for minimum of 45 days beginning February 16, 2020 and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse **"Pauls Special Knight"**, is hereby disqualified from First Place and ordered unplaced from the 9th race on August 23, 2019, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 - 1) Howey Winmor
 - 2) Mighty Prize Doll
 - 3) Thisizit
 - 4) Best Bigtime Mv
 - 5) Apollitical Exchange
 6. Df I Aint Jo Wagon
 7. Effortless Dynasty

Unplaced **"Pauls Special Knight"**

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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-51
Track Sunland Park
Ruling Date: 2/16/2020

Licensee: FERNANDEZ, MARIO

License Type: 2019 3 Year Trainer Applicant Id: 157258
License Number: 293606

Ruling # 2020-SUN-51

Action Type: Initial Ruling

Ruling:

Trainer: Mario Fernandez, having been duly notified and waived his right to a hearing, before the Board Of Stewards on February 16, 2020, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Ketoprofen (class 4C-Major penalty drug if over 50 ng/ml) found in test sample E340246 taken from the 1st place finisher "Pauls Special Knight" following the 9th race, on August 23, 2019, at Ruidoso Downs Race Track.

The original lab report indicated a finding of **Ketoprofen at 121 ng/ml +/- .2 ng/ml in the blood**, which exceeds the limit for **Ketoprofen** of 2 ng/ml in the blood making it a 4-C Major **(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.

Dianna E. Melendez is the owner of record for horse **"Pauls Special Knight"**

This is Mario Fernandez'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 17, 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-52
Track Sunland Park
Ruling Date: 2/16/2020

Licensee: FERNANDEZ, MARIO

License Type: 2019 3 Year Trainer Applicant Id: 157258
License Number: 293606

Ruling # 2020-SUN-52

Action Type: Initial Ruling

Ruling:

Trainer: Mario Fernandez, having been duly notified and waived his right to a hearing, before the Board Of Stewards on February 16, 2020, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Ketoprofen (class 4C-Major penalty drug if over 50 ng/ml) found in test sample E340250 taken from the 1st place finisher "The Magic Hero V" following the 1st race, on August 24, 2019, at Ruidoso Downs Race Track.

The original lab report indicated a finding of **Ketoprofen at 257 ng/ml +/-0.2 ng/ml in the blood**, the allowable limit for **Ketoprofen** is 2 ng/ml in the blood for a 4-C Major **(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.

Paola Aide Torres is the owner of record for horse "**The Magic Hero V**"

This is Mario Fernandez's Second 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 17, 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 February 24, 2020, through March 9, 2020, inclusive.

In accordance with 15.2.1.9 (C)(21), **Mario Fernandez** 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 **Mario Fernandez** 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 **Mario Fernandez** must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5) Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION **Licensee is found in violation of and this ruling is written in accordance with:** 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4) Medication Restrictions/ 15.2.6.11(A) Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 15.2.6.9(B) Penalty Recommendations.

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-53
Track Sunland Park
Ruling Date: 2/16/2020

Licensee: TORRES, PAOLA A

License Type: Applicant Id: 33207
License Number:

Ruling # 2020-SUN-53

Action Type: Initial Ruling

Ruling:

Owner: **Paola Aide Torres**, having been duly notified and was represented by her trainer Mario Fernandez who waived **her right to a hearing**, before the **Board Of Stewards on February 16, 2020**, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, **Ketoprofen** (class 4C-Major penalty drug if over 50 ng/ml) found in test sample **E340250** taken from the **1st place finisher "The Magic Hero V"** following the **1st race, on August 24, 2019, at Ruidoso Downs Race Track**.

The original lab report indicated a finding of **Ketoprofen at 257 ng/ml +/- .2 ng/ml in the blood**, the allowable limit for **Ketoprofen** is 2 ng/ml in the blood for a 4-C Major (**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.

Mario Fernandez is the trainer of record for horse "**The Magic Hero V**"

For **Paola Aide Torres'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 "**The Magic Hero V**", is hereby disqualified from First Place and ordered unplaced from the 1st race on August 24, 2019, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|-----------------------|---------------------|
| 1) Fandango First Boy | 6. Tres Veces Sassy |
| 2) Heizenberg | |
| 3) De Love Me Do | |
| 4) Power Dynasty | |
| 5) Bond Rate | |

Unplaced "**The Magic Hero V**"

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). 15.2.3.8.B (3)(J): Purses, prizes, awards, and trophies shall be redistributed if the stewards or commission order a change in the official order of finish.

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-54
Track Sunland Park
Ruling Date: 2/18/2020

Licensee: NEGRON, LUIS A

License Type: 2019 1 Year Jockey Applicant Id: 161905
License Number: 293539

Ruling # 2020-SUN-54

Action Type: Initial Ruling

Ruling:

Jockey, Luis Negron, having been summoned and appeared before Board of Stewards on February 18, 2020, for careless riding during the running of the 9th race on February 16, 2020 while aboard #7 "Shugs Charlie". (Bore out under a left handed whip bumping #3 Chary Ride knocking her off stride resulting in a disqualification.".)

For this rule violation, the Board of Stewards assessed Luis Negron a suspension of 7 calendar days (February 26, 2020 thru March 3, 2020). Luis Negron is allowed to ride designated races.

Licensee is found in violation of:

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

15.2.5.13(E)(3)(a) NMAC: Which states in pertinent part that "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

This ruling is written in accordance with:

15.2.5.13(E)(3)(c) NMAC: Post to Finish Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

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

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

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

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(A) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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-55
Track Sunland Park
Ruling Date: 2/18/2020

Licensee: GILES, WESLEY T

License Type: 2019 3 Year Trainer Applicant Id: 21313
License Number: 297086

Ruling # 2020-SUN-55

Action Type: Initial Ruling

Ruling:

Trainer **Wesley Giles** was duly notified and waived his right to a 10 day notice and hearing before the Board of Stewards on **February 8, 2020** for working unlicensed help **on February 18, 2020 at Sunland Park Racetrack.**

The Board of Stewards hereby fines **Wesley Giles** the amount of **Two Hundred Dollars (\$200.00).** This fine is to be paid on or before **March 19, 2020** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay this fine within the time prescribed shall result in immediate suspension.

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

16.47.1.8 (G)(1) The employment of any unlicensed person under the jurisdiction of the Commission is prohibited
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)

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

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission

4900 Alameda NE

Albuquerque, NM 87113

Ruling #: 2020-SUN-56
Track Sunland Park
Ruling Date: 2/21/2020

Licensee: FERNANDEZ, MARIO

License Type: 2019 3 Year Trainer Applicant Id: 157258
License Number: 293606

Ruling # 2020-SUN-56

Action Type: Initial Ruling

Ruling:

Trainer, Mario Fernandez is hereby summarily suspended, effective immediately, February 21, 2020 pending the outcome of his summary suspension hearing scheduled for February 28, 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 Class 3 Quarter Horse Penalty A drug, albuterol, found in test sample E369307 taken from the Quarter Horse "Osberryfast", who finished in second place and was disqualified to ninth place in the 1st race on February 2, 2020, at Sunland Park.

In accordance with 15.2.1.9 (C)(21), Mario Fernandez 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 Mario Fernandez 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 Mario Fernandez 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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-57
Track Sunland Park
Ruling Date: 2/21/2020

Licensee: RAMOS, JOSE R

License Type: 2018 3 Year Trainer Applicant Id: 31929
License Number: 292194

Ruling # 2020-SUN-57

Action Type: Initial Ruling

Ruling:

Trainer, Jose R. Ramos is hereby summarily suspended, effective immediately, February 21, 2020 pending the outcome of his summary suspension hearing scheduled for February 28, 2020, at 9:30 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 E369352 taken from the Quarter Horse "Arrows Winner", who finished in second place in the 1st race on February 7, 2020, at Sunland Park.

In accordance with 15.2.1.9 (C)(21), Jose R. Ramos 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 Jose R. Ramos 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 Jose R. Ramos 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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-58
Track Sunland Park
Ruling Date: 2/21/2020

Licensee: SANCHEZ, LORENZO

License Type: 2017 3 Year Trainer Applicant Id: 8213
License Number: 287854

Ruling # 2020-SUN-58

Action Type: Initial Ruling

Ruling:

Trainer Lorenzo Sanchez, is hereby summarily suspended, effective immediately, February 21, 2020, pending the outcome of his summary suspension hearing on February 28, 2020 at 10:30 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 Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in test sample E369266 taken from, "Jess Crank It", who finished in 2nd place in the 1st race on January 31, 2020 at Sunland Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Lorenzo Sanchez 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 Lorenzo Sanchez 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 Lorenzo Sanchez 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-59
Track Sunland Park
Ruling Date: 2/21/2020

Licensee: QUIROZ, FILIBERTO TEJEDA
License Type: 2017 3 Year Trainer Applicant Id: 159461
License Number: 285106

Ruling # 2020-SUN-59

Action Type: Initial Ruling

Ruling:

Trainer Filiberto Quiroz, is hereby summarily suspended, effective immediately, February 21, 2020, pending the outcome of his summary suspension hearing on February 28, 2020 at 11:00 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 B (Thoroughbred), Controlled Substance, Clenbuterol, found in test sample E369410 taken from, "Phoenix Fire", who finished in 6th place in the 6th race on February 9, 2020 at Sunland Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Filiberto Quiroz 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 Filiberto Quiroz 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 Filiberto Quiroz 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 B Classification for Thoroughbreds

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-60
Track Sunland Park
Ruling Date: 2/22/2020

Licensee: HERRERA, TONY S

License Type: 2018 3 Year Trainer Applicant Id: 30069
License Number: 292467

Ruling # 2020-SUN-60

Action Type: Initial Ruling

Ruling:

Trainer: **Tony Herrera**, having been duly notified and appeared before the Board Of Stewards by phone on February 22, 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 with a class 3-B (therapeutic drugs) found in test sample **E355060** taken from the 2nd place finisher "**Zendays Cartel**" following the 8th race, on December 8, 2019, at Zia Park Racetrack.

The original lab report indicated a finding of Phenylbutazone at **4.05 ug/ml in the blood** and Flunixin at **39.4 ng/ml in the blood**. Split samples rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by trainer.

Jennifer Lopez is the owner of record for horse "**Zendays Cartel**"

Mitigating Circumstances 1st lifetime medication violation.

This is Tony Herrera's 1st 3B 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 March 23, 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 22, 2020, through March 7, 2020, inclusive.**

During said time of applicable suspension **Tony Herrera** 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 Tony Herrera**, 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 Tony Herrera** 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 \$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-61
Track Sunland Park
Ruling Date: 2/22/2020

Licensee: LOPEZ, JENNIFER

License Type: 2019 3 Year Owner Applicant Id: 158716
License Number: 294960

Ruling # 2020-SUN-61

Action Type: Initial Ruling

Ruling:

Owner: **Jennifer Lopez**, having been duly notified and responded by phone, before the Board Of Stewards on February 22, 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 with a class 3-B (therapeutic drugs) found in test sample **E355060** taken from the 2nd place finisher "**Zendays Cartel**" following the 8th race, on December 8, 2019, at Zia Park Racetrack.

The original lab report indicated a finding of Phenylbutazone at **4.05 ug/ml in the blood** and Flunixin at **39.4 ng /ml in the blood**. Split samples rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by trainer.

Tony Herrera is the trainer of record for horse "**Zendays Cartel**".

Jennifer Lopez's 1st Class 3B 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 "**Zendays Cartel**", is hereby disqualified from 2nd Place and ordered unplaced from the 8th race on December 8, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|------------------------|--------------------|
| 1) Jess To Reel | 6. First Theory V |
| 2) Quemados Royal Moon | 7. Famous Lady |
| 3) Bayakoa | 8. Don't Bug Daddy |
| 4) Direct Deposit FS | |
| 5) Vintage Vaquera | |

Unplaced "**Zendays Cartel**"

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) 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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-62
Track Sunland Park
Ruling Date: 2/25/2020

Licensee: BEVERLY JR, RONALD EDWARD

License Type: 2019 1 Year Assistant S Applicant Id: 157835
License Number: 294193

Ruling # 2020-SUN-62

Action Type: Initial Ruling

Ruling:

The assistant starters' license (#294193) of Ronald Beverly Jr. is hereby rescinded without prejudice as he no longer employed in that capacity. He has been issued a Jockeys license.

This ruling is in accordance with:

16.47.1.8 (M)(2)Duration Of License Which states in pertinent part "A license is valid only under the condition that the licensee remains eligible to hold such a license./ 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a) (c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b):

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-63
Track Sunland Park
Ruling Date: 2/25/2020

Licensee: CADENA, III EMILIO

License Type: 2019 3 Year Trainer Applicant Id: 18884
License Number: 294588

Ruling # 2020-SUN-63

Action Type: Initial Ruling

Ruling:

Trainer, Emilio Cadena III, is hereby summarily suspended, (effective immediately, February 25, 2020) pending the outcome of his summary suspension hearing scheduled for March 3, 2020, at 9:30 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 Emilio Cadena III being found in possession of injectables, needles, syringes and paraphernalia used for milk shaking during a security check of Emilio Cadena III's barn and tack room.

In accordance with 15.2.1.9 (C)(21), Emilio Cadena III 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 Emilio Cadena III 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 Emilio Cadena III 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:

15.2.1.9(B)(3)(a) Summary Suspension Which states in pertinent part "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".

15.2.6.8 (B)(3) TREATMENT RESTRICTIONS: No person other than a veterinarian licensed to practice veterinary medicine in this jurisdiction and licensed by the commission, or a veterinary assistant licensed by the commission acting under the direct supervision of a licensed veterinarian, shall possess on any location under the jurisdiction of the commission any of the following unless approved by the commission (a) any drug which is a narcotic, stimulant, or depressant, or any other substance or medication that has been prepared or packaged for injection by a hypodermic syringe, or hypodermic needle; 15.2.6 NMAC 2 (b) any hypodermic syringe, hypodermic needle or any equipment associated with the aid of intravenous administration.

15.2.6.8(K)(1) Contraband No person on association grounds where horses are lodged or kept, excluding licensed veterinarians, shall have in that person's care, custody or control, a drug, medication, chemical, foreign substance or 15.2.6 NMAC 12 other substance that is prohibited in a horse on a race day unless the product is labeled in accordance with Subsection H of 15.2.6.9 NMAC. This restriction includes, but is not limited to, locations on the association grounds where that person occupies, in that person's personal property, effects or vehicle

16.47.1.8 (L)(1)(i) - 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"

16.47.1.8 (E) : Agree to search and seizure Which states in pertinent part "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"

16.47.1.10 (B) ABSOLUTE INSURER

16.47.1.10 (C) (5) TRAINER RESPONSIBILITY: A trainer is responsible for the proper identity, custody, care, health, condition, and safety of horses in their charge.

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-64
Track Sunland Park
Ruling Date: 2/29/2020

Licensee: COATES, JIMMY RAY

License Type: 2019 1 Year Jockey Applicant Id: 12424
License Number: 294809

Ruling # 2020-SUN-64

Action Type: Initial Ruling

Ruling:

Jockey Jimmy Ray Coates was summoned and appeared before the Board of Stewards on February 28, 2020, for failure to make sufficient effort to control his mount "Eric's Eagle Spirit" in the 1st race on February 22, 2020, at Sunland Park racetrack.

The Board of Stewards hereby assesses Jimmy Ray Coates a fine in the amount of two hundred dollars, (\$200.00). This fine is to be paid on or before March 29, 2020, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

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

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

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

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

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-65
Track Sunland Park
Ruling Date: 3/1/2020

Licensee: MORALES-NUNEZ, ALEJANDRO
License Type: 2020 1 Year Groom Applicant Id: 159460
License Number: 297264

Ruling # 2020-SUN-65

Action Type: Initial Ruling

Ruling:

Groom, Alejandro Morales-Nunez, is hereby summarily suspended, (effective immediately, March 1, 2020) pending the outcome of his summary suspension hearing scheduled for March 10, 2020, at 9:30 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 Alejandro Morales-Nunez being found in possession of injectables, needles, syringes and paraphernalia used for milk shaking during a security check on February 25, 2020.

In accordance with 15.2.1.9 (C)(21), Alejandro Morales-Nunez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC.

Licensee is found in violation of and this ruling is written in accordance with:
15.2.1.9(B)(3)(a) Summary Suspension Which states in pertinent part "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".
15.2.6.8 (B)(3) TREATMENT RESTRICTIONS: No person other than a veterinarian licensed to practice veterinary medicine in this jurisdiction and licensed by the commission, or a veterinary assistant licensed by the commission acting under the direct supervision of a licensed veterinarian, shall possess on any location under the jurisdiction of the commission any of the following unless approved by the commission(a) any drug which is a narcotic, stimulant, or depressant, or any other substance or medication that has been prepared or packaged for injection by a hypodermic syringe, or hypodermic needle; 15.2.6 NMAC 2 (b) any hypodermic syringe, hypodermic needle or any equipment associated with the aid of intravenous administration.
15.2.6.8(K)(1) Contraband No person on association grounds where horses are lodged or kept, excluding licensed veterinarians, shall have in that person's care, custody or control, a drug, medication, chemical, foreign substance or 15.2.6 NMAC 12 other substance that is prohibited in a horse on a race day unless the product is labeled in accordance with Subsection H of 15.2.6.9 NMAC. This restriction includes, but is not limited to, locations on the association grounds where that person occupies, in that person's personal property, effects or vehicle
16.47.1.8 (L)(1)(i) - 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"
16.47.1.8 (E) : Agree to search and seizure Which states in pertinent part "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"
15.2.3.8 B (3)(f) Stewards Disciplinary Action
15.2.3.8 B (3)(a) Stewards Disciplinary Action
15.2.3.8 B (1) (d) Stewards General Authority
16.47.1.8. T. KNOWLEDGE OF RULES:
16.47.1.3 Statutory Authority
16.47.1.8 (A)(1) License Required
16.47.1.8 (A)(2) License Required
16.47.1.8(N) Last Known Address

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-66
Track Sunland Park
Ruling Date: 3/3/2020

Licensee: RAMOS, JOSE R
License Type: 2018 3 Year Trainer Applicant Id: 31929
License Number: 292194

Ruling # 2020-SUN-66

Action Type: Initial Ruling

Ruling:

Trainer: **Jose R. Ramos** was duly notified and appeared before the Board of Stewards on March 1, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B Nandrolone, found in test sample E340299 taken from the 1st place finisher "**R Scootin On**", from the 4th race on 8/30/19, at Ruidoso Race Track.

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

Ernesto M. Palacio is the owner of record for the horse "**R Scootin On**", was duly notified and failed to show.

For **Jose R. Ramos'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 March 1, 2020, through March 30, 2020, inclusive.**
2. **A (\$750.00) Seven Hundred Fifty Dollar fine to be paid on or before March 30, 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 **Jose R. Ramos** s 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 Jose R. Ramos**, 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 **Jose R. Ramos** 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-67
Track Sunland Park
Ruling Date: 3/3/2020

Licensee: EVANS, JUSTIN ROBERT

License Type: Applicant Id: 30562
License Number:

Ruling # 2020-SUN-67

Action Type: Initial Ruling

Ruling:

Trainer Justin Evans was duly notified and waived his right to a 10 day notice and hearing before the Board of Stewards on March 3, 2020. The hearing was in regard to Justin Evans necessitating a late scratch for entry "Bokeelia Island", from race 2 on January 21, 2020 at Sunland Park Racetrack.

The Board of Stewards hereby fines Justin Evans in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before April 5, 2020, in accordance with 15.2.3.8(B)(3)(K) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.9 (B) (4) No horse may be scratched from an overnight race without approval of the stewards.

Declarations and scratches 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority /16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b):

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-68
Track Sunland Park
Ruling Date: 3/3/2020

Licensee: PALACIO, ERNESTO M
License Type: 2018 3 Year Owner Applicant Id: 160766
License Number: 289121

Ruling # 2020-SUN-68
Action Type: Initial Ruling
Ruling:

Owner: **Ernesto M. Palacio** was duly notified and 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 March 1, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B Nandrolone, found in test sample E340299 taken from the 1st place finisher "**R Scootin On**", from the 4th race on 8/30/19, at Ruidoso Race Track.

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

Jose R. Ramos is the trainer of record for the horse "**R Scootin On**", was duly notified.

For **Ernesto M. Palacio'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. Pursuant to rule 15.2.6.9 (B)(2), the horse "**R Scootin On**" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "**R Scootin On**", is hereby disqualified from First Place and ordered unplaced from the 4th race on August 30, 2019, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1) JI Run Charley Horse	6. Oldmolysnewpriss
2) Open them Eyes	7. Pride Little Wagon
3) Mykels Winner	8. Tapias
4) Deltas Kool N Dashin	9. Brace for Trace
5) Da Flying Angel	

Unplaced "**R Scootin On**"

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/ 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/ **15.2.5.13(E)(4)(d) NMAC**: Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification."
15.2.1.9(B)(9)(b): Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-69
Track Sunland Park
Ruling Date: 3/6/2020

Licensee: ALLEY, JESS SCOTT

License Type: 2019 1 Year Trainer Applicant Id: 5395
License Number: 293974

Ruling # 2020-SUN-69

Action Type: Initial Ruling

Ruling:

Trainer Jess Alley was duly notified and waived his right to a hearing before the Board of Stewards on March 6, 2020. The hearing was in regard to Jess Alley necessitating a late scratch for entry "Dajudge", from race 10 on January 18, 2020 at Sunland Park Racetrack.

The Board of Stewards hereby fines Jess Alley in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before April 5, 2020, in accordance with 15.2.3.8(B)(3)(K) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.9 (B) (4) No horse may be scratched from an overnight race without approval of the stewards.

Declarations and scratches 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/
15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b):

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-70
Track Sunland Park
Ruling Date: 3/8/2020

Licensee: OCHOA, JR BENJAMIN

License Type: Applicant Id: 29060
License Number:

Ruling # 2020-SUN-70

Action Type: Initial Ruling

Ruling:

Applicant Benjamin Ochoa having applied for a owner license on March 7, 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. Benjamin Ochoa will be required to appear before the commission prior to licensure.

Reason For Denial:

New Mexico State Statute 60-1A-11 (C) which states, "A person issued or applying for an occupational license who has positive test results for a controlled substance or who has been convicted of a violation of a federal or state controlled substance law shall be denied a license or shall be subject to revocation of an existing license unless sufficient evidence of rehabilitation is presented to the commission.

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

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.

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

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

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-71
Track Sunland Park
Ruling Date: 3/11/2020

Licensee: GONZALEZ, CYNTHIA GUADALUPE

License Type: 2020 3 Year Trainer Applicant Id: 20355
License Number: 297344

Ruling # 2020-SUN-71

Action Type: Initial Ruling

Ruling:

Trainer: Cynthia G. Gonzalez, is hereby summarily suspended, effective immediately, March 11, 2020, pending the outcome of her summary suspension hearing on March 20, 2020 at 10:30 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 Drug (Class 3 Penalty Class A (Quarter Horses)), Albuterol, found in test sample E369674 taken from the horse "Woodettes JJJ", who finished in 2nd place in the 3rd race on February 29, 2020 at Sunland Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Cynthia G. Gonzalez 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 Cynthia G. Gonzalez 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 Cynthia G. Gonzalez must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5) 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:

15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 - Albuterol 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
15.2.6.9(C)(4) There is no permissible concentration of Albuterol or 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-72
Track Sunland Park
Ruling Date: 3/13/2020

Licensee: BOBROFF, JACQUELYN A

License Type: 2018 3 Year Jockey Applicant Id: 30189
License Number: 290445

Ruling # 2020-SUN-72

Action Type: Initial Ruling

Ruling:

Jockey Jacquelyn Bobroff was summoned and appeared before the Board of Stewards on March 10, 2020, for careless riding during the running of the 2nd race on March 8 2020 at Sunland Park racetrack while aboard "A Chabanero". (Bore out impeding several outside horses.)

The Board of Stewards hereby assesses Jacquelyn Bobroff a suspension of 7 calendar days (March 17, 2020, through March 23, 2020, inclusive). The term of this suspension shall not prohibit participation in designated race days.

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

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

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

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

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

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-73
Track: Sunland Park
Ruling Date: 3/13/2020

Licensee: MUELA, JOSE LUIS

License Type: 2019 3 Year Trainer Applicant Id: 32421
License Number: 293553

Ruling # 2020-SUN-73

Action Type: Initial Ruling

Ruling:

Trainer: Jose Luis Muela, having been duly notified and waived his right to a hearing, before the Board Of Stewards on March 13, 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 E329274 taken from the 2nd place finisher "All About Woody" following the 1st race, on July 12, 2019, at Ruidoso Downs Race Track.

The original lab report indicated a finding of Dexamethasone at 22.0 pg/ml +/-0.5 pg/ml in the blood, the allowable limit for Dexamethasone is 5.0 pg/ml in the blood for a 4-C Major (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 Truesdale Laboratories at 22 +/- 2.5 pg/ml Ernesto Palacio is the owner of record for horse "All About Woody"

No Mitigating Circumstances:

This is Jose Luis Muela's Second 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 April 12, 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 March 13, 2020, through March 27, 2020, inclusive.

During said time of applicable suspension Jose Luis Muela, 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 Jose Luis Muela, 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 Jose Luis Muela must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances.

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

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-74
Track Sunland Park
Ruling Date: 3/13/2020

Licensee: KINGSTON, JILLANA KARLINE

License Type: 2019 1 Year Assistant T Applicant Id: 162712
License Number: 296702

Ruling # 2020-SUN-74

Action Type: Initial Ruling

Ruling:

The Assistant Trainers license issued to Jillana Kingston is hereby rescinded without prejudice as she is no longer working in this category. Jillana Kingston has been issued a trainers license.

This ruling is in accordance with:

16.47.1.8 (M)(2)Duration Of License Which states in pertinent part "A license is valid only under the condition that the licensee remains eligible to hold such a license. 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b):

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-75
Track Sunland Park
Ruling Date: 3/13/2020

Licensee: PALACIO, ERNESTO M

License Type: Applicant Id: 160766
License Number:

Ruling # 2020-SUN-75

Action Type: Initial Ruling

Ruling:

Owner: Ernesto Palacio, having been duly notified and represented by trainer Jose Luis Muela, who waived his right to a hearing before the Board Of Stewards on March 13, 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 E329274 taken from the 2nd place finisher "All About Woody" following the 1st race, on July 12, 2019, at Ruidoso Downs Race Track.

The original lab report indicated a finding of Dexamethasone at 22.0 pg/ml +/-0.5 pg/ml in the blood, the allowable limit for Dexamethasone is 5.0 pg/ml in the blood for a 4-C Major (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 Truesdale Laboratories at 22 +/- 2.5 pg/ml

Jose Luis Muela is the trainer of record for horse "All About Woody"

No Mitigating Circumstances:

For Ernesto Palacio's 2nd 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 "All About Woody", is hereby disqualified from 2nd Place and ordered unplaced from the 1st race on Jul, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|-------------------|------------------------|
| 1) Major Regard | 6. Lifes a Dannee |
| 2) Amandas Flashy | 7. Winr Winr Chikindir |
| 3) Final Thoughts | 8. Drivemewild |
| 4) If You See Kay | 9. Watching Daddy |
| 5) Ojos Kortel | |

Unplaced "All About Woody"

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) 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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-76
Track Sunland Park
Ruling Date: 3/14/2020

Licensee: MUELA, JOSE LUIS

License Type: 2019 3 Year Trainer Applicant Id: 32421
License Number: 293553

Ruling # 2020-SUN-76

Action Type: Initial Ruling

Ruling:

Trainer: Jose Luis Muela, having been duly notified and was represented by his attorney Daniel Marquez, before the Board Of Stewards on March 13, 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 E329419 taken from the 2nd place finisher "Hotsemping" following the 10th race, on July 21, 2019, at Ruidoso Downs Race Track.

The original lab report indicated a finding of Dexamethasone at 54.6 pg/ml +/-0.5 pg/ml in the blood, the allowable limit for Dexamethasone is 5.0 pg/ml in the blood for a 4-C Major (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 Truesdale Laboratories at 40 +/- 2.5 pg/ml

Miguel Gallegos-Barrera and Mauricio Gallegos-Barrera are the owners of record for horse "Hotsemping"

No Mitigating Circumstances:

This is Jose Luis Muela's Third 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 (\$2500.00) Twenty Five Hundred dollar fine to paid on or before April 12, 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 30 day suspension of all NMRC licenses starting March 28, 2020, through April 26, 2020, inclusive. **These dates are associated with other rulings, and may become effective immediately if those rulings are amended.**

During said time of applicable suspension Jose Luis Muela, 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 Jose Luis Muela, 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 Jose Luis Muela must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances.

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

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-77
Track Sunland Park
Ruling Date: 3/14/2020

Licensee: GALLEGOS-BARRERA, MIGUEL

License Type: 2020 3 Year Owner Applicant Id: 46059
License Number: 297726

Ruling # 2020-SUN-77

Action Type: Initial Ruling

Ruling:

Owner: Miguel Gallegos-Barrera, having been duly notified and represented by his attorney Daniel Marquez, before the Board Of Stewards on March 13, 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 E329419 taken from the 2nd place finisher "Hotsempting" following the 10th race, on July 21, 2019, at Ruidoso Downs Race Track.

The original lab report indicated a finding of Dexamethasone at 54.6 pg/ml +/- 0.5 pg/ml in the blood, the allowable limit for Dexamethasone is 5.0 pg/ml in the blood for a 4-C Major (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 Truesdale Laboratories at 40 +/- 2.5 pg/ml

Jose Muela is the trainer of record for horse "Hotsempting"

No Mitigating Circumstances:

For Miguel Gallegos Barrera'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 "Hotsempting", is hereby disqualified from 2nd Place and ordered unplaced from the 10th race on July 21, 2019, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|-------------------------|-------------------|
| 1. Uncle D | 6. Jesses Dashair |
| 2. Df Mischievious Jess | 7. Ratification |
| 3. Rocket Seis | 8. Analytix |
| 4. Valiant Astica | |
| 5. Love is Everything V | |

Unplaced "Hotsempting"

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) 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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-78
Track Sunland Park
Ruling Date: 3/14/2020

Licensee: GALLEGOS-BARRERA, MAURICO

License Type: 2020 3 Year Owner Applicant Id: 46063
License Number: 297727

Ruling # 2020-SUN-78

Action Type: Initial Ruling

Ruling:

Owner: Maurico Gallegos- Barrera, having been duly notified and represented by his attorney Daniel Marquez , before the Board Of Stewards on March 13, 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 E329419 taken from the 2nd place finisher "Hotsemping" following the 10th race, on July 21, 2019, at Ruidoso Downs Race Track.

The original lab report indicated a finding of Dexamethasone at 54.6 pg/ml +/-0.5 pg/ml in the blood, the allowable limit for Dexamethasone is 5.0 pg/ml in the blood for a 4-C Major (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 Truesdale Laboratories at 40 +/- 2.5 pg/ml

Jose Muela is the trainer of record for horse "Hotsemping"

No Mitigating Circumstances:

For Maurico Gallegos-Barrera'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 "Hotsemping", is hereby disqualified from 2nd Place and ordered unplaced from the 10th race on July 21, 2019, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|-------------------------|-------------------|
| 1. Uncle D | 6. Jesses Dashair |
| 2. Df Mischievious Jess | 7. Ratification |
| 3. Rocket Seis | 8. Analytix |
| 4. Valiant Astica | |
| 5. Love is Everything V | |

Unplaced "Hotsemping"

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) 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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-79
Track Sunland Park
Ruling Date: 3/17/2020

Licensee: SALAIS, JR ALBERTO

License Type: Applicant Id: 31579
License Number:

Ruling # 2020-SUN-79

Action Type: Initial Ruling

Ruling:

Applicant Alberto Salais having applied for an owner license on March 13, 2020, at Sunland Park Racetrack, is hereby denied having stated he was convicted of a felony offense less than twelve years ago. Alberto Salais will be required to appear before the commission prior to licensure.

Reason For 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

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.

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

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

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-80
Track Sunland Park
Ruling Date: 3/17/2020

Licensee: LUCERO, ARTHUR RAY

License Type: 2020 3 Year Trainer Applicant Id: 24827
License Number: 297210

Ruling # 2020-SUN-80

Action Type: Initial Ruling

Ruling:

Trainer Arthur R. Lucero was duly notified and appeared before the Board of Stewards on March 14, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B Hydroxylidocaine, found in the blood at a concentration of 62.2 +/- 4.5 pg/ml in test sample E276992 taken from the 1st place finisher "Rainey Dash", from the 4th race on August 19, 2018, at the Downs of Albuquerque..

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by Texas A&M at a concentration of 106 +/- 15 pg/ml.

Michelle Lucero is the owner of record for the horse "Rainey Dash", was duly notified and appeared for her hearing.

For Arthur R. Lucero 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:

Aggravating Factors:

Amount of drug detected is three times the allowable limit.

1. A 30 day suspension of all NMRC licenses starting March 14, 2020, through April 12, 2020, inclusive.
2. A (\$750.00) Seven Hundred Fifty Dollar fine to be paid on or before April 15, 2020, in accordance with 15.2.3.8 (B)(3)(l). Failure to pay fine in prescribed time will result in immediate suspension.

During said time of applicable suspension Arthur R. Lucero 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 Arthur R. Lucero 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 Arthur R. Lucero 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/15.2.5.13 E (4)(d)/ 15.2.6.9(C)(1)(5) (a)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-81
Track Sunland Park
Ruling Date: 3/17/2020

Licensee: LUCERO, MICHELLE ST. MARTIN

License Type: 2017 3 Year Owner Applicant Id: 24748
License Number: 286032

Ruling # 2020-SUN-81

Action Type: Initial Ruling

Ruling:

Owner Michelle Lucero was duly notified and appeared before the Board of Stewards on March 14, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B Hydroxylidocaine, found in the blood, at a concentration of (62.2 +/- 4.5 pg/ml), in test sample E276992, taken from the 1st place finisher "Rainey Dash", from the 4th race on August 19, 2018, at the Downs of Albuquerque.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by Texas A&M at a concentration of 106 +/- 15 pg/ml.

Arthur R. Lucero is the trainer of record for the horse "Rainey Dash", was duly notified and appeared for his hearing.

For Michelle Lucero'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. Pursuant to rule 15.2.6.9 (B)(2), the horse "Rainey Dash" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Rainey Dash", is hereby disqualified from First Place and ordered unplaced from the 4th race on August 19, 2018, at the Downs of Albuquerque Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Mh Mean Eyed Cat
- 2) Medessy
- 3) Gizmo Jones
- 4) Spit Prize Corona
- 5) Give Me a Good Reason
- 6) Cj Rockin Miss
- 7) Walken to the Moon
- 8) Cades Cartel
- 9) Dannys Great Knight
- Unplaced "Rainey Dash"

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)/ 15.2.6.9(C)(1)(5) (a)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./ 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

**RUIDOSO
RULING
2020-RUI-82
ISSUED
IN
ERROR**



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-83
Track Sunland Park
Ruling Date: 3/17/2020

Licensee: LEYBA, SR RUBEN G

License Type: 2017 3 Year Trainer Applicant Id: 28513
License Number: 287305

Ruling # 2020-SUN-83

Action Type: Initial Ruling

Ruling:

Trainer Ruben Leyba Sr. was duly notified and appeared before the Board of Stewards on March 14, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B Testosterone, confirmed in the blood at (722 +/- 12 pg/ml) which exceeds the threshold of (100 pg/ml) in test sample E317783 taken from the 1st place finisher "Mr Eye Opener Too", from the 5th race on May 10, 2019, at Sunray Park Racetrack.

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

Sergio Hermosillo is the owner of record for the horse "Mr Eye Opener Too", was duly notified of this hearing.

For Ruben Leyba Sr.'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:

Aggravating Factors:

Amount of drug detected is seven times the allowable limit.

An HcG test was administered to the horse Mr. Eye Opener Too and confirmed this horse is not a ridgling.

1. A 45 day suspension of all NMRC licenses starting March 18, 2020, through May 1, 2020, inclusive.
2. A (\$750.00) Seven Hundred Fifty Dollar fine to be paid on or before April 15, 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 Ruben Leyba Sr. 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 Ruben Leyba 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 by, owned by, or in the care and custody of Ruben Leyba Sr. 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/15.2.5.13 E (4)(d)/ 15.2.6.9(C)(1)(5) (a)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.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-84
Track Sunland Park
Ruling Date: 3/17/2020

Licensee: HERMOSILLO, SERGIO

License Type: 2019 3 Year Owner Applicant Id: 35196
License Number: 293858

Ruling # 2020-SUN-84

Action Type: Initial Ruling

Ruling:

Owner Sergio Hermosillo 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 March 14, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B Testosterone, confirmed in the blood at (722 +/- 12 pg/ml) which exceeds the threshold of (100 pg/ml) in test sample E317783 taken from the 1st place finisher "Mr Eye Opener Too", from the 5th race on May 10, 2019, at Sunray Park Racetrack.

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

Ruben Leyba Sr. is the trainer of record for the horse "Mr Eye Opener Too", was duly notified and appeared for his hearing.

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

1. Pursuant to rule 15.2.6.9 (B)(2), the horse "Mr Eye Opener Too" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Mr Eye Opener Too", is hereby disqualified from First Place and ordered unplaced from the 5th race on May 23, 2019, at Sunray Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 - 1) Sweet Splenda
 - 2) Faster Version
 - 3) Rg Miracle
 - 4) Highest Return
 - 5) Beer Hunter
 - 6) Mister Alegre
 - 7) Rjs Special Version
 - 8) Big Daddy Rf
 - 9) Jess Bordeaux
 - Unplaced "Mr Eye Opener Too"

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)/ 15.2.6.9(C)(1)(5) (a) 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.

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-85
Track Sunland Park
Ruling Date: 3/31/2020

Licensee: MARTINEZ, BOBBY R.

License Type: 2018 3 Year Trainer Applicant Id: 12457
License Number: 292473

Ruling # 2020-SUN-85

Action Type: Initial Ruling

Ruling:

Trainer: **Bobby R. Martinez**, (currently under summary suspension per ruling # 2019-RUI-121) was duly notified by Email to his attorney Daniel A. Marquezwas and was represented by his attorney before the Board of Stewards on March 16, 2020. The hearing was in regard to the confirmed positive of the Drug Class 1 Penalty Class A "Ostarine", found in blood test sample E329203 taken from the horse "FM Dynasty Rock", in the 10th race on July 5, 2019, at Ruidoso Downs Race Track.
Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by TVMDL.

Aggravating factor: The drug "Ostarine" is a drug that is not approved by the FDA and any supplements containing "Ostarine" are illegal in the USA.

Aggravating factor: "Ostarine" has a high potential for abuse in the sport of horseracing to gain an unfair advantage.

Aggravating factor: "Ostarine" has no therapeutic use in racehorses, and is generally administered to improve performance and affect the outcome of a race.

Aggravating factor: per 15.2.6.9 (A)(4) NMAC: Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

Note: Neither witnesses nor evidence were presented to disprove the findings of the New Mexico Racing Commission.

For **Bobby R. Martinez's** First Class 1A 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. Two Year Suspension of all NMRC licenses (Retroactive from Summary Suspension (Ruling 2019-RUI-121) July 13, 2019, through July 12, 2021 inclusive.
2. A (20,000.00) Twenty thousand dollar fine to be paid on or before April 30, 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).

Bobby R. Martinez 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 **Bobby R. Martinez** 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 **Bobby R. Martinez** must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances,

Licensee is found in violation of and ruling written in accordance with: 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances-15.2.6.9(C)(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/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 / 15.2.1.9(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-86
Track Sunland Park
Ruling Date: 3/31/2020

Licensee: MARTINEZ, BOBBY R.

License Type: 2018 3 Year Trainer Applicant Id: 12457
License Number: 292473

Ruling # 2020-SUN-86

Action Type: Initial Ruling

Ruling:

Trainer: **Bobby R. Martinez**, (currently under summary suspension per ruling # 2019-RUI-121) was duly notified by Email to his attorney Daniel A. Marquezwas and was represented by his attorney before the Board of Stewards on March 16, 2020. The hearing was in regard to the confirmed positive of the Drug Class 1 Penalty Class A "Ostarine", found in blood test sample E329220 taken from the horse "FM Ease Rock", in the 4th race on July 6, 2019, at Ruidoso Downs Race Track. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by TVMDL.

Aggravating factor: The drug "Ostarine" is a drug that is not approved by the FDA and any supplements containing "Ostarine" are illegal in the USA.

Aggravating factor: "Ostarine" has a high potential for abuse in the sport of horseracing to gain an unfair advantage.

Aggravating factor: Second 1-A drug violation in 2019

Aggravating factor: "Ostarine" has no therapeutic use in racehorses, and is generally administered to improve performance and affect the outcome of a race.

Aggravating factor: per 15.2.6.9 (A)(4) NMAC: Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

Note: Neither witnesses nor evidence were presented to disprove the findings of the New Mexico Racing Commission.

15.2.6.9 (A)(4) Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

For **Bobby R. Martinez's** SECOND Class 1A 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. Revocation of all NMRC licenses July 13, 2021, with no reapplication until July 13, 2024. This date consecutively follows another suspension per 15.2.6.9 (B)(5) NMAC. Should those dates be revised, this ruling shall move up or start immediately.
2. A (40,000.00) Forty thousand dollar fine to be paid on or before April 30, 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).

Bobby R. Martinez 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 **Bobby R. Martinez** 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 **Bobby R. Martinez** must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances,

Licensee is found in violation of and ruling written in accordance with: 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances-15.2.6.9(C)(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/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 / 15.2.1.9(B)(9)(b):

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-87
Track Sunland Park
Ruling Date: 3/31/2020

Licensee: MARTINEZ, BOBBY R.

License Type: 2018 3 Year Trainer Applicant Id: 12457
License Number: 292473

Ruling # 2020-SUN-87

Action Type: Initial Ruling

Ruling:

Trainer: **Bobby R. Martinez**, (currently under summary suspension per ruling # 2019-RUI-130) was duly notified by Email to his attorney Daniel A. Marquezwas and was represented by his attorney before the Board of Stewards on March 16, 2020 The hearing was in regard to the confirmed positive of the Drug Class 1 Penalty Class A "Ostarine", found in blood test sample E285932 taken from the horse "FM Lion Rock", during an Out Of Competition Testing on July 14, 2019, at Ruidoso Downs Racetrack.
Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by TVMDL.

Aggravating factor: The drug "Ostarine" is a drug that is not approved by the FDA and any supplements containing "Ostarine" are illegal in the USA.

Aggravating factor: "Ostarine" has a high potential for abuse in the sport of horseracing to gain an unfair advantage.

Aggravating factor: "Ostarine" has no therapeutic use in racehorses, and is generally administered to improve performance and affect the outcome of a race.

Aggravating factor: Third 1-A drug violation in 2019

Aggravating factor: per 15.2.6.9 (A)(4) NMAC: Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

Note: Neither witnesses nor evidence was presented to disprove the findings of the New Mexico Racing Commission.

For **Bobby R. Martinez's** Third Class 1A 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. Revocation of any NMRC licenses and is ineligible to apply for any NMRC licenses until July 13, 2029. These dates consecutively follow another ineligibility period. Per 15.2.6.9 (B)(5) NMAC, should any dates be revised, this ineligibility shall move up or start immediately.
2. A (70,000.00) Seventy thousand dollar fine to paid on or before April 30, 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).
3. **Bobby R. Martinez** must pass the trainer's exam in New Mexico before reinstatement.

Bobby R. Martinez 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 **Bobby R. Martinez** 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 **Bobby R. Martinez** 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

Licensee is found in violation of and ruling written in accordance with: 15.2.6.9 J (1-11) OUT OF COMPETITION TESTING 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances- 15.2.6.9(C)(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 15.2.1.8(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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-88
Track Sunland Park
Ruling Date: 3/31/2020

Licensee: MARTINEZ, BOBBY R.

License Type: 2018 3 Year Trainer Applicant Id: 12457
License Number: 292473

Ruling # 2020-SUN-88

Action Type: Initial Ruling

Ruling:

Trainer: **Bobby R. Martinez**, (currently under summary suspension per ruling # 2019-RUI-130) was duly notified by Email to his attorney Daniel A. Marquezwas and was represented by his attorney before the Board of Stewards on March 16, 2020 The hearing was in regard to the confirmed positive of the Drug Class 1 Penalty Class A "Ostarine", found in blood test sample E286010 taken from the horse "FM Buchwacker", during an Out Of Competition Testing on July 15, 2019, at Ruidoso Downs Racetrack.
Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by TVMDL.

Aggravating factor: The drug "Ostarine" is a drug that is not approved by the FDA and any supplements containing "Ostarine" are illegal in the USA.

Aggravating factor: "Ostarine" has a high potential for abuse in the sport of horseracing to gain an unfair advantage.

Aggravating factor: "Ostarine" has no therapeutic use in racehorses, and is generally administered to improve performance and affect the outcome of a race.

Aggravating factor: Fourth 1-A drug violation in 2019

Aggravating factor: per 15.2.6.9 (A)(4) NMAC: Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

Note: Neither witnesses nor evidence was presented to disprove the findings of the New Mexico Racing Commission.

For **Bobby R. Martinez's** Fourth Class 1A 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. Revocation of any NMRC licenses and is ineligible to apply for any NMRC licenses until July 13, 2034. These dates consecutively follow another ineligibility period. Per 15.2.6.9 (B)(5) NMAC, should any dates be revised, this ineligibility shall move up or start immediately.
2. A (70,000.00) Seventy thousand dollar fine to paid on or before April 30, 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).
3. **Bobby R. Martinez** must pass the trainer's exam in New Mexico before reinstatement.

Bobby R. Martinez 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 **Bobby R. Martinez** 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 **Bobby R. Martinez** 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

Licensee is found in violation of and ruling written in accordance with: 15.2.6.9 J (1-11) OUT OF COMPETITION TESTING 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances- 15.2.6.9(C)(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 15.2.1.8(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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-89
Track Sunland Park
Ruling Date: 3/31/2020

Licensee: MARTINEZ, BOBBY R.

License Type: 2018 3 Year Trainer Applicant Id: 12457
License Number: 292473

Ruling # 2020-SUN-89

Action Type: Initial Ruling

Ruling:

Trainer: **Bobby R. Martinez**, (currently under summary suspension per ruling # 2019-RUI-130) was duly notified by Email to his attorney Daniel A. Marquezwas and was represented by his attorney before the Board of Stewards on March 16, 2020. The hearing was in regard to the confirmed positive of the Drug Class 1 Penalty Class A "Ostarine", found in blood test sample E286011 taken from the horse "FM Cowboys Rock", during an Out Of Competition Testing on July 15, 2019, at Ruidoso Downs Racetrack.

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

Aggravating factor: The drug "Ostarine" is a drug that is not approved by the FDA and any supplements containing "Ostarine" are illegal in the USA.

Aggravating factor: "Ostarine" has a high potential for abuse in the sport of horseracing to gain an unfair advantage.

Aggravating factor: "Ostarine" has no therapeutic use in racehorses, and is generally administered to improve performance and affect the outcome of a race.

Aggravating factor: Fifth 1-A drug violation in 2019

Aggravating factor: per 15.2.6.9 (A)(4) NMAC: Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

Note: Neither witnesses nor evidence was presented to disprove the findings of the New Mexico Racing Commission.

For **Bobby R. Martinez's** Fifth Class 1A 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. Revocation of any NMRC licenses and ineligible to apply for any NMRC licenses from until July 13, 2039. These dates consecutively follow another ineligibility period. Per 15.2.6.9 (B)(5) NMAC, should any dates be revised, this ineligibility shall move up or start immediately.
2. A (70,000.00) Seventy thousand dollar fine to paid on or before April 30, 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).
3. **Bobby R. Martinez** must pass the trainer's exam in New Mexico before reinstatement.

Bobby R. Martinez 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 **Bobby R. Martinez** 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 **Bobby R. Martinez** must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances,

Licensee is found in violation of and ruling written in accordance with: 15.2.6.9 J (1-11) OUT OF COMPETITION TESTING 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances- 15.2.6.9(C)(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.15.2.1.8(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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-90
Track Sunland Park
Ruling Date: 3/31/2020

Licensee: MARTINEZ, BOBBY R.

License Type: 2018 3 Year Trainer Applicant Id: 12457
License Number: 292473

Ruling # 2020-SUN-90

Action Type: Initial Ruling

Ruling:

Trainer: **Bobby R. Martinez**, (currently under summary suspension per ruling # 2019-RUI-130) was duly notified by Email to his attorney Daniel A. Marquezwas and was represented by his attorney before the Board of Stewards on March 16, 2020. The hearing was in regard to the confirmed positive of the Drug Class 1 Penalty Class A "Ostarine", found in blood test sample E286012 taken from the horse "FM Loko Rock", during an Out Of Competition Testing on July 15, 2019, at Ruidoso Downs Racetrack. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by TVMDL.

Aggravating factor: The drug "Ostarine" is a drug that is not approved by the FDA and any supplements containing "Ostarine" are illegal in the USA.

Aggravating factor: "Ostarine" has a high potential for abuse in the sport of horseracing to gain an unfair advantage.

Aggravating factor: "Ostarine" has no therapeutic use in racehorses, and is generally administered to improve performance and effect the outcome of a race.

Aggravating factor: Sixth 1-A drug violation in 2019

Aggravating factor: per 15.2.6.9 (A)(4) NMAC: Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

Note: Neither witnesses nor evidence was presented to disprove the findings of the New Mexico Racing Commission.

For **Bobby R. Martinez's** Sixth Class 1A 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. Revocation of any NMRC licenses and is Ineligible to apply for any NMRC licenses until July 13, 2044. These dates consecutively follow another ineligibility period. Per 15.2.6.9 (B)(5) NMAC, should any dates be revised, this ineligibility shall move up or start immediately.
2. A (70,000.00) Seventy thousand dollar fine to paid on or before April 30, 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).
3. **Bobby R. Martinez** must pass the trainer's exam in New Mexico before reinstatement.

Bobby R. Martinez 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 **Bobby R. Martinez** 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 **Bobby R. Martinez** 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

Licensee is found in violation of and ruling written in accordance with: 15.2.6.9 J (1-11) OUT OF COMPETITION TESTING 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances- 15.2.6.9(C)(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 15.2.1.8(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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-91
Track Sunland Park
Ruling Date: 3/18/2020

Licensee: BORDIER, ISRAEL LEAL

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

Ruling # 2020-SUN-91

Action Type: Initial Ruling

Ruling:

Owner Israel Bordier, was duly notified and was represented by his attorney Daniel Marquez before the Board of Stewards on March 15, 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 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.

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

Gerardo Ochoa-Pena, the trainer of record, for the horse "Major Bites" was duly notified and was represented by attorney Daniel Marquez.

For Israel Bordier's Second 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 "Major Bites" is on the veterinarian's list for 180 days (July 8, 2020 to January 4, 2021) and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Major Bites", is hereby disqualified from First Place and ordered unplaced from the 4th race on January 4, 2020, at Sunland Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. Freedom Flash
 2. Rime Chimes
 3. Jess a Satin Flash
 4. Marcus Medallion
 5. Cd Flash and Flame
 6. Faster Version
 7. Magnifico Dragon
 8. Frost Dalena
 9. Cd Mamas Boy
 - Unplaced "Major Bites"

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 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 or Albuterol that is allowed to appear in any official sample.

16.47.1.8 (U)(1)(2) PROTECTION OF HORSES

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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-92
Track Sunland Park
Ruling Date: 3/31/2020

Licensee: MARTINEZ, BOBBY R.

License Type: 2018 3 Year Trainer Applicant Id: 12457
License Number: 292473

Ruling # 2020-SUN-92

Action Type: Initial Ruling

Ruling:

Trainer: **Bobby R. Martinez**, (currently under summary suspension per ruling # 2019-RUI-130) was duly notified by Email to his attorney Daniel A. Marquezwas and was represented by his attorney before the Board of Stewards on March 16, 2020. The hearing was in regard to the confirmed positive of the Drug Class 1 Penalty Class A "Ostarine", found in blood test sample E286013 taken from the horse "FM Party Rock", during an Out Of Competition Testing on July 15, 2019, at Ruidoso Downs Racetrack. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by TVMDL.

Aggravating factor: The drug "Ostarine" is a drug that is not approved by the FDA and any supplements containing "Ostarine" are illegal in the USA.

Aggravating factor: "Ostarine" has a high potential for abuse in the sport of horseracing to gain an unfair advantage.

Aggravating factor: "Ostarine" has no therapeutic use in racehorses, and is generally administered to improve performance and affect the outcome of a race.

Aggravating factor: Seventh 1-A drug violation in 2019

Aggravating factor: per 15.2.6.9 (A)(4) NMAC: Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

Note: Neither witnesses nor evidence was presented to disprove the findings of the New Mexico Racing Commission.

For **Bobby R. Martinez's** Seventh Class 1A 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. Revocation of any NMRC licenses and is ineligible to apply for any NMRC licenses until July 13, 2049 These dates consecutively follow another ineligibility period. Per 15.2.6.9 (B)(5) NMAC, should any dates be revised, this ineligibility shall move up or start immediately.
2. A (70,000.00) Seventy thousand dollar fine to paid on or before April 30, 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).
3. **Bobby R. Martinez** must pass the trainer's exam in New Mexico before reinstatement.

Bobby R. Martinez 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 **Bobby R. Martinez** 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 **Bobby R. Martinez** 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

Licensee is found in violation of and ruling written in accordance with: 15.2.6.9 J (1-11) OUT OF COMPETITION TESTING 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances- 15.2.6.9(C)(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 15.2.1.8(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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-93
Track Sunland Park
Ruling Date: 3/20/2020

Licensee: BUJANDA-PAYAN, JAIME

License Type: 2019 3 Year Owner Applicant Id: 34399
License Number: 296347

Ruling # 2020-SUN-93

Action Type: Initial Ruling

Ruling:

Owner Jaime Bujanda-Payan, was duly notified and was represented by his trainer Johnna Terrazas before the Board of Stewards on March 15, 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 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.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to the trainer and confirmed Clenbuterol in the sample by Pennsylvania Department of Agriculture.

Johnna Terrazas, the trainer of record, for the horse "Majestic Mr. Perry" was duly notified and responded.

For Jaime Bujanda-Payan'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 "Majestic Mr. Perry" is on the veterinarian's list for 180 days (March 15, 2020 to September 10, 2020) and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Majestic Mr. Perry", is hereby disqualified from First Place and ordered unplaced from the 4th race on January 12, 2020, at Sunland Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Chasing Valiant
2. Everybodyneedsahero
3. Watah Flash
4. Willows Rockin Jay
5. Ganster Americano
6. Cd Mighty Handsome
7. Khronos
8. New Blood Cartel
9. Howbouthiscowgirl
- Unplaced "Majestic Mr. Perry"

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 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 or Albuterol that is allowed to appear in any official sample.

16.47.1.8 (U)(1)(2) PROTECTION OF HORSES

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-94
Track Sunland Park
Ruling Date: 3/20/2020

Licensee: LAMBERT, SR CLIFFORD C.

License Type: 2019 3 Year Trainer Applicant Id: 23359
License Number: 292762

Ruling # 2020-SUN-94

Action Type: Initial Ruling

Ruling:

Trainer: Clifford C. Lambert Sr., having been duly notified and appeared before the **Board Of Stewards on March 18, 2020, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **3-Hydroxylidocaine** (class 2B penalty drug) found in test sample **E354754** taken from the **2nd place finisher "Eyesa Flashy Jess"** following **the 4th race, on November 16, 2018, at Zia Park Race Track.**

The original lab report indicated a finding of **3-Hydroxylidocaine at 8530 pg/ml +/- 4.0 pg/ml in the blood,** the allowable limit for **3-Hydroxylidocaine** is 20pg/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.

Derrell W. Riggan is the owner of record for the horse.

For **Clifford C. Lambert Sr.'s 1st Class 2B 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 **March 18, 2020, through April 17, 2020, inclusive.**
2. **A (\$750.00) Seven Hundred Fifty Dollar fine to be paid on or before April 18, 2020,** in accordance with **15.2.3.8 (B)(3)(l).** Failure to pay fine in prescribed time will result in immediate suspension.

During said time of applicable suspension **Clifford C. Lambert Sr.s** 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 Clifford C. Lambert 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 by, owned by, or in the care and custody of **Clifford C. Lambert Sr** 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-95
Track Sunland Park
Ruling Date: 3/20/2020

Licensee: RIGGAN, DERRELL WAYNE
License Type: 2017 3 Year Owner Applicant Id: 7412
License Number: 285072

Ruling # 2020-SUN-95

Action Type: Initial Ruling

Ruling:

Owner: Darrell W. Riggan having been duly notified and represented by trainer Clifford C. Lambert Sr. before the Board Of Stewards on March 18, 2020, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, 3-Hydroxylicocaine (class 2B penalty drug) found in test sample E354754 taken from the 2nd place finisher "Eyesa Flashy Jess" following the 4th race, on November 16, 2018, at Zia Park Race Track.

The original lab report indicated a finding of 3-Hydroxylicocaine at 8530 pg/ml +/- 4.0 pg/ml in the blood, the allowable limit for 3-Hydroxylicocaine is 20pg/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.

Clifford C. Lambert Sr. is the trainer of record for the horse.

For Darrell W. Riggan'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 "Eyesa Flashy Jess", is hereby disqualified from 2nd Place and ordered unplaced from the 4th race on November 16, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|-------------------------|----------------------|
| 1. Leavin You Streakin | 6. Moonlight Secrets |
| 2. Heza Speacial Secret | 7. Amalia Cartel |
| 3. Thought Out | 8. Tacky Places |
| 4. JM Southern Dominyun | 9. Hearts Rafaella |
| 5. Bofa A Deez Nutz | |

Unplaced "Eyesa Flashy Jess"

2. The horse Eyesa Flashy Jess must pass a commission approved examination before entry

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) 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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-96
Track Sunland Park
Ruling Date: 3/20/2020

Licensee: MARQUEZ, JOSE LUIS

License Type: 2018 3 Year Trainer Applicant Id: 23709
License Number: 290102

Ruling # 2020-SUN-96

Action Type: Initial Ruling

Ruling:

Trainer Jose Luis Marquez, is hereby summarily suspended, effective immediately, March 19, 2020, pending the outcome of her summary suspension hearing on March 27, 2020 at 10:00 a.m. in the office of the Board of Stewards at Sunland Park (1200 Futurity Dr, Sunland Park, NM. 88063) or by telephone, 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), Albuterol, found in test sample E369771 taken from the horse "Ms Party Wagon", who finished in 1st place in the 3rd race on March 8, 2020 at Sunland Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Jose Luis Marquez 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 Jose Luis Marquez 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 Jose Luis Marquez must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5) 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:

15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 - Albuterol 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

15.2.6.9(C)(4) There is no permissible concentration of Albuterol or 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-97
Track Sunland Park
Ruling Date: 3/31/2020

Licensee: MARTINEZ, BOBBY R.

License Type: 2018 3 Year Trainer Applicant Id: 12457
License Number: 292473

Ruling # 2020-SUN-97

Action Type: Initial Ruling

Ruling:

Trainer: **Bobby R. Martinez**, (currently under summary suspension per ruling # 2019-RUI-130) was duly notified by Email to his attorney Daniel A. Marquezwas and was represented by his attorney before the Board of Stewards on March 16, 2020 The hearing was in regard to the confirmed positive of the Drug Class 1 Penalty Class A "Ostarine", found in blood test sample E286015 taken from the horse "FM Tempting Rock", during an Out Of Competition Testing on July 15, 2019, at Ruidoso Downs Racetrack.
Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by TVMDL.

Aggravating factor: The drug "Ostarine" is a drug that is not approved by the FDA and any supplements containing "Ostarine" are illegal in the USA.

Aggravating factor: "Ostarine" has a high potential for abuse in the sport of horseracing to gain an unfair advantage.

Aggravating factor: "Ostarine" has no therapeutic use in racehorses, and is generally administered to improve performance and affect the outcome of a race.

Aggravating factor: Eighth 1-A drug violation in 2019

Aggravating factor: per 15.2.6.9 (A)(4) NMAC: Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

Note: Neither witnesses nor evidence was presented to disprove the findings of the New Mexico Racing Commission.

For **Bobby R. Martinez's** Eighth Class 1A 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. Revocation of any NMRC licenses and is ineligible to apply for any NMRC licenses until July 13, 2054 These dates consecutively follow another ineligibility period. Per 15.2.6.9 (B)(5) NMAC, should any dates be revised, this ineligibility shall move up or start immediately.
2. A (70,000.00) Seventy thousand dollar fine to paid on or before April 30, 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).
3. **Bobby R. Martinez** must pass the trainer's exam in New Mexico before reinstatement.

Bobby R. Martinez 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 **Bobby R. Martinez** 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 **Bobby R. Martinez** 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

Licensee is found in violation of and ruling written in accordance with: 15.2.6.9 J (1-11) OUT OF COMPETITION TESTING 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances- 15.2.6.9(C)(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 15.2.1.8(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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-98
Track Sunland Park
Ruling Date: 4/30/2020

Licensee: MUELA, JOSE LUIS

License Type: 2019 3 Year Trainer Applicant Id: 32421
License Number: 293553

Ruling # 2020-SUN-98

Action Type: Initial Ruling

Ruling:

Trainer: Jose Luis Muela, having been duly notified and waived his right to a hearing, by email on April 29, 2020. The hearing was scheduled before the Board Of Stewards on May 12, 2020, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Methylprednisolone (class 4C-Major penalty drug) found in test sample E355145 taken from the 1st place finisher "Dr Tool" following the 6th race, on December 15, 2019, at Zia Park Race Track.

The original lab report indicated a finding of Methylprednisolone at 156 pg/ml +/-21 pg/ml in the blood, the allowable limit for Methylprednisolone is 100 pg/ml in the blood for a 4-C Major violation (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 by trainer.

Luis H. Gonzalez is the owner of record for horse "Dr Tool"

No Mitigating Circumstances:

This is Jose Luis Muela's Third 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 (\$2500.00) Twenty Five Hundred dollar fine to paid on or before May 30, 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 30 day suspension of all NMRC licenses starting April 30, 2020, through May 29, 2020, inclusive.

During said time of applicable suspension Jose Luis Muela, 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 Jose Luis Muela, 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 Jose Luis Muela 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 \$500. The fee must be in the form of a money order, cashier's check or a corporate check. **Last date for appeal: May 10, 2020**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-99
Track Sunland Park
Ruling Date: 4/30/2020

Licensee: GONZALEZ, LUIS H

License Type: 2017 3 Year Owner Applicant Id: 160364
License Number: 287647

Ruling # 2020-SUN-99

Action Type: Initial Ruling

Ruling:

Owner: Luis H. Gonzalez, having been duly notified and waived his right, thru his trainer Jose Luis Muela by email, to a hearing before the Board Of Stewards on May 12, 2020, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Methylprednisolone (class 4C-Major penalty drug) found in test sample E355145 taken from the 1st place finisher "Dr Tool" following the 6th race, on December 15, 2019, at Zia Park Race Track. The original lab report indicated a finding of Methylprednisolone at 156 pg/ml +/-21 pg/ml in the blood, the allowable limit for Methylprednisolone is 100 pg/ml in the blood indicating a 4-C Major violation (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to, and declined by trainer.

Jose Luis Muela is the trainer of record for the horse "Dr Tool"

No Mitigating Circumstances:

For Luis H. Gonzalez 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 "Dr Tool", is hereby disqualified from 1st Place and ordered unplaced from the 6th race on December 15, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|--------------------|--------------------|
| 1. Arrows Winner | 6. Moneybyregard |
| 2. Mr Flashmaster | 7. Major Parrish |
| 3. Ojos Kortel | 8. Watching Daddy |
| 4. Four Chick Five | 9. Burnin Memories |
| 5. Notorious T A C | |

Unplaced "Dr Tool"

2. The horse "Dr Tool" 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: 15.25.5.14 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) 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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. **Last day for appeal: May 10, 2020**

**RUIDOSO
RULING
2020-RUI-100
ISSUED
IN
ERROR**

**RUIDOSO
RULING
2020-RUI-101
ISSUED
IN
ERROR**



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-102
Track Sunland Park
Ruling Date: 5/4/2020

Licensee: AGUIRRE, SABINO MODESTO

License Type: 2019 3 Year Owner Applicant Id: 162568
Date of Birth: 06/04/1980 License Number: 296210

Ruling # 2020-SUN-102

Action Type: Initial Ruling

Ruling:

Owner: Sabino M. Aguirre was duly notified and appeared through his trainer, by telephone before the Board of Stewards on May 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 E369266 taken from the 2nd place finisher, "Jess Crank It", in the 1st race on January 31, 2020, at Sunland Park Race Track.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and was confirmed by Ohio Dept. of Agriculture.
15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol or Albuterol that is allowed to appear in any official sample.

Lorenzo Sanchez is the trainer of record for the horse "Jess Crank It", was duly notified, and appeared.

Aggravating Circumstances: Clenbuterol is a Controlled Substance in New Mexico.

For Sabino M. Aguirre'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 "Jess Crank It" is on the veterinarian's list for 180 days (May 4, 2020 to October 31, 2020) and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Jess Crank It", is hereby disqualified from 2nd place and ordered unplaced from the 1st race on January 31, 2020, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|-----------------------|-----------------|
| 1) Marlboro Red | 6. Sugar Cartel |
| 2) Orianna | 7. King Miracle |
| 3) Jessie Goldenboy | |
| 4) Erics Eagle Spirit | |
| 5) Sound Trak | |

Unplaced "Jess Crank It"

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/ 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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. The fee must be in the form of a money order, cashier's check or a corporate check., **Last day for appeal: May 15, 2020**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-103
Track Sunland Park
Ruling Date: 5/5/2020

Licensee: BRITO, JORGE ARMANDO
License Type: 2019 3 Year Trainer Applicant Id: 15109
Date of Birth: 03/06/1980 License Number: 295134

Ruling # 2020-SUN-103

Action Type: Initial Ruling

Ruling:

Trainer: **Jorge A. Brito**, having been duly notified and appeared by telephone, before the **Board Of Stewards on May 5, 2020, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **Betamethasone** (class 4C-Major penalty drug) found in test sample **E354944** taken from the **1st place finisher "One Sweet Barbie"** following **the 6th race, on November 30, 2019, at Zia Park Race Track.**

The original lab report indicated a finding of **Betamethasone at 22.7 pg/ml +/- 1.7 pg/ml in the blood**, the allowable limit for **Betamethasone** is 10 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 UC Davis.

Sarah D. Brito (Absolute Refrigeration AC/HTG) is the owner of record for horse **"One Sweet Barbie"** **This is Jorge A. Brito'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 June 4, 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.

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. The fee must be in the form of a money order, cashier's check or a corporate check. **Last date to appeal: May 16, 2020**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-104
Track Sunland Park
Ruling Date: 5/5/2020

Licensee: BRITO, SARAH DANIELLE
License Type: 2017 3 Year Owner Applicant Id: 160428
Date of Birth: 11/19/1981 License Number: 287899

Ruling # 2020-SUN-104

Action Type: Initial Ruling

Ruling:

Owner: **Sarah D. Brito (Absolute Refrigeration AC/HTG)**, having been duly notified and appeared by telephone, before the **Board Of Stewards on May 5, 2020, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **Betamethasone** (class 4C-Major penalty drug) found in test sample **E354944** taken from the **1st place finisher "One Sweet Barbie"** following **the 6th race, on November 30, 2019, at Zia Park Race Track.** The original lab report indicated a finding of **Betamethasone at 22.7 pg/ml +/- 1.7 pg/ml in the blood,** the allowable limit for **Betamethasone** is 10 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 UC Davis.

Jorge A. Brito is the trainer of record for horse **"One Sweet Barbie"**

For **Sarah D. Brito'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 **"One Sweet Barbie"** must pass a commission-approved examination before becoming eligible to be entered.
2. The horse **"One Sweet Barbie"**, is hereby disqualified from First Place and ordered unplaced from the 6th race on November 30, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1) First Hills	6. Bp Successful Alibi
2) Jess Flashin	7. Rare Courage
3) One Streakin Eagle	8. Just Had To Be
4) Senator Ryno	9. Direct Deposit FS
5) Frisco Senator	

Unplaced **"One Sweet Barbie"**

Licensee is found in violation of and this ruling is written in accordance with: 15.2.5.14 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) 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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. The fee must be in the form of a money order, cashier's check or a corporate check. **Last date to appeal:**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-105
Track Sunland Park
Ruling Date: 5/8/2020

Licensee: HINOJOS, ISIDRO A

License Type: 2019 3 Year Owner Applicant Id: 31957
License Number: 293200

Ruling # 2020-SUN-105

Action Type: Initial Ruling

Ruling:

Owner: Isidro A. Hinojos, was duly notified and appeared by telephone before the Board of Stewards on May 8, 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 E369352 taken from the 2nd place finisher, "Arrows Watch", in the 1st race on February 7, 2020, at Sunland Park Racetrack Park.

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

Jose R. Ramos, is the trainer of record for the horse "Arrows Winner".

For Isidro A. Hinojos'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 "Arrows Winner" is on the veterinarian's list for 180 days (May 8, 2020 through November 3, 2020) and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Arrows Winner", is hereby disqualified from SECOND PLACE and ordered unplaced from the 1st race on February 7, 2020, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1) Cruzin Byou	6. Regards Ta Flyin
2) Victorio Jess Jqm	7. Look Left
3) Daddies Little Darlin	8. Babe Theory
4) One In The Same	9. Sergio El Bailador
5) Jm lknowimspecial	

Unplaced "Arrows Winner"

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/

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. **LAST DAY FOR APPEAL MAY 18, 2020**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-106
Track Sunland Park
Ruling Date: 5/8/2020

Licensee: ALDAVAZ, JR JAIME

License Type: 2017 3 Year Trainer Applicant Id: 14158
License Number: 287329

Ruling # 2020-SUN-106

Action Type: Initial Ruling

Ruling:

Trainer: Jaime Aldavaz Jr., having been duly notified and had his hearing, before the **Board Of Stewards on May 8, 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 **E369466** taken from the **1st place finisher "Cd Flash and Fame"** following **the 8th race, on February 14, 2020, at Sunland Park Race Track.**

The original lab report indicated a finding of **Phenylbutazone at 2.7 ug/ml +/- .4 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.

Daniel Ramirez is the owner of record for horse "**Cd Flash and Fame**"

This is Jaime Aldavaz Jr'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 (\$250.00) Two Hundred and Fifty dollar fine to paid on or before June 9, 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.

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. **LAST DAY TO APPEAL, May 18, 2020**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-107
Track Sunland Park
Ruling Date: 5/8/2020

Licensee: RAMIREZ, DANIEL ALBERTO

License Type: Applicant Id: 160759
License Number:

Ruling # 2020-SUN-107

Action Type: Initial Ruling

Ruling:

Owner: Daniel Ramirez, having been duly notified and had his hearing, by telephone, before the Board Of Stewards on May 8, 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 E369466 taken from the 1st place finisher "Cd Flash and Fame" following the 8th race, on February 14, 2020, at Sunland Park Race Track.

The original lab report indicated a finding of Phenylbutazone at 2.7 ug/ml +/- .4 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 Jr. is the trainer of record for horse "Cd Flash and Fame"

For Daniel Ramirez'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 "Brave American" 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/

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. **LAST DAY FOR APPEAL MAY 18, 2020**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-108
Track Sunland Park
Ruling Date: 5/11/2020

Licensee: GARCIA, JR ANTONIO

License Type: 2019 3 Year Owner Applicant Id: 158822
License Number: 294882

Ruling # 2020-SUN-108

Action Type: Initial Ruling

Ruling:

Owner: Antonio Garcia, Jr. was duly notified and failed to appear, but had his hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, by telephone before the Board of Stewards on May 11, 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 E316797 taken from the 2nd place finisher, "Daddies Girl", in the 6th race on May 27, 2019, at Ruidoso Race Track.

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

15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol or Albuterol that is allowed to appear in any official sample.

Martin Orona Sr. is the trainer of record for the horse "Daddies Girl".

Aggravating Circumstances: Clenbuterol is a Controlled Substance in New Mexico.

For Antonio Garcia, Jr.'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 "Daddies Girl" is on the veterinarian's list for 180 days (May 11, 2020 to November 6, 2020) and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Daddies Girl", is hereby disqualified from 2nd place on May 27, 2019 at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|-----------------------|--------------------|
| 1) Diamond and a Half | 6. Fashionsta |
| 2) Pink Revolver | 7. Don't Bug Daddy |
| 3) Sir Corona James | 8. Showtyme Jones |
| 4) Reyna Azul | |
| 5) Direct Deposit Fs | |

Unplaced "Daddies Girl"

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/ 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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. The fee must be in the form of a money order, cashier's check or a corporate check. **Last day for appeal: May 21, 2020**



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2020-SUN-109
Track Sunland Park
Ruling Date: 5/11/2020

Licensee: SOTO, OMAR

License Type: 2017 3 Year Owner Applicant Id: 31669
License Number: 287923

Ruling # 2020-SUN-109

Action Type: Initial Ruling

Ruling:

Owner: Omar Soto was duly notified and failed to appear, but had his hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, by telephone before the Board of Stewards on May 11, 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 E316797 taken from the 2nd place finisher, "Daddies Girl", in the 6th race on May 27, 2019, at Ruidoso Race Track.

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

15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol or Albuterol that is allowed to appear in any official sample.

Martin Orona Sr. is the trainer of record for the horse "Daddies Girl".

Aggravating Circumstances: Clenbuterol is a Controlled Substance in New Mexico.

For Omar Soto.'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.

Pursuant to rule 15.2.6.9 (B)(1), the horse "Daddies Girl" is on the veterinarian's list for 180 days (May 11, 2020 to November 6, 2020) and must pass a commission-approved examination before becoming eligible to be entered.

1. The horse "Daddies Girl", is hereby disqualified from 2nd place on May 27, 2019, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|-----------------------|--------------------|
| 1) Diamond and a Half | 6. Flashionsta |
| 2) Pink Revolver | 7. Don't Bug Daddy |
| 3) Sir Corona James | 8. Showtyme Jones |
| 4) Reyna Azul | |
| 5) Direct Deposit Fs | |

Unplaced "Daddies Girl"

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/ 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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. The fee must be in the form of a money order, cashier's check or a corporate check.. **Last day for appeal: May 21, 2020**

By Order of The Sunland Park Stewards