



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-64
Track Sunland Park
Ruling Date: 1/16/2016

Licensee: PIERCE, MICHAEL L
License Type: 2015 1 Year Jockey Ag Applicant Id: 13975
Date of Birth: 08/02/1955 License Number: 279103

Ruling # 2016-SUN-64

Action Type: Initial Ruling

Ruling:

Jockey Agent Michael Pierce, having appeared before the Board of Stewards on January 15, 2016, for changing a rider after the draw without the permission of the Stewards or being a representative of the rider.

For this rule violation, the Board of Stewards assessed a penalty in the amount of one hundred dollars (\$100.00). The fine is to be paid on or before February 18, 2016 in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

16.47.1.12(D)(2) No person other than the licensed contract employer, or a licensed jockey agent, may make riding engagements for a rider, except that a jockey not represented by a jockey agent may make his own riding engagements

16.47.1.13(C) NMAC:

Which states in pertinent part "All persons permitted to make riding engagements shall maintain current and accurate records of all engagements made, such records being subject to examination by the Stewards at any time."

15.2.3.8(B)(1)(d) NMAC:

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

15.2.1.9(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 #: 2016-SUN-65
Track Sunland Park
Ruling Date: 1/16/2016

Licensee: LOPEZ, JOAQUIN N.

License Type: Trainer Applicant Id: 35349

Date of Birth: 06/28/1989 License Number: 81901

Ruling # 2016-SUN-65

Action Type: Initial Ruling

Ruling:

Trainer Joaquin Lopez having appeared before the Board of Stewards on January 8, 2016, regarding an entry of an ineligible horse "Rare Legs" which resulted in a scratch of said horse in the fourth race, January 15, 2016, at Sunland Park;

(At time of entry Joaquin Lopez was suspended for past due fines and ineligible to enter horse Rare Legs).

Joaquin Lopez is found to be in violation of:

15.2.5.8(B)(2) NMAC: Which states in pertinent part "An entry shall be in the name of the horse's licensed Owner, and shall be made by the Owner, Trainer, or the licensed designee of the Owner or Trainer.

15.2.5.12(X) NMAC: Which states in pertinent part "A horse shall be ineligible to start in a race when its Owner, Lessor, and/or Trainer have not completed the licensing procedures required by the Commission".

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

15.2.1.9 (B)(7)(f) NMAC and 15.2.3.8 (B)(3)(l) NMAC: Which states in pertinent part "All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered".

For this rule violation, the Board of Stewards assessed Joaquin Lopez a penalty in the amount of one-hundred dollars (\$ 100.00). The fine is to be paid on or before February 24, 2016, in accordance with 15.2.3.8(B)(3)(l) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

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." +C9

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-66
Track Sunland Park
Ruling Date: 1/16/2016

Licensee: REYNOLDS, CODY

License Type: 2013 3 Year Trainer Applicant Id: 34144

Date of Birth: 07/23/1981 License Number: 42698

Ruling # 2016-SUN-66

Action Type: Initial Ruling

Ruling:

Trainer Cody Reynolds, having appeared by phone, before the Board of Stewards on January 16, 2016, for failure to declare equipment FLIPPING HALTER ON at time of entry on the horse Furiousprincess entered in the fourth race, on Sunday, January 10, 2016, at Sunland Park.

Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written WARNING. The next violation will result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

NMAC: 15.2.5.8 (B10) Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-67
Track Sunland Park
Ruling Date: 1/16/2016

Licensee: VALERIANO, JR JOEL MORALES

License Type: 2014 3 Year Trainer Applicant Id: 31964

Date of Birth: 06/26/1989 License Number: 194702

Ruling # 2016-SUN-67

Action Type: Initial Ruling

Ruling:

Trainer Joel Valeriano, Jr., having appeared by phone, before the Board of Stewards on January 16, 2016, for failure to declare equipment BLINKERS ON at time of entry on the horse Xylon entered in the first race, on Friday, January 15, 2016, at Sunland Park.

Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written WARNING. The next violation will result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

NMAC: 15.2.5.8 (B10) Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-68
Track Sunland Park
Ruling Date: 1/17/2016

Licensee: MONTOYA, MARIO ALVARO
License Type: 2015 1 Year Temporary Applicant Id: 28655
Date of Birth: 02/13/1983 License Number: 280134

Ruling # 2016-SUN-68

Action Type: Initial Ruling

Ruling:

Trainer Mario Alvaro Montoya, having failed to pay the fine assessed in Ruling 2015-NMS-21, is found to be in violation of:

15.2.1.9 (B)(7)(f) NMAC and 15.2.3.8 (B)(3)(1) NMAC: Which states in pertinent part
"All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered".

For this rule violation, all licenses issued to Mario Alvaro Montoya, are suspended, and he will be ineligible to apply for any future New Mexico Racing Commission license until the fines, as addressed above, have been paid in full.

During said time of applicable suspension, Mario Alvaro Montoya, is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9(C)(21) (a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

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 #: 2016-SUN-69
Track Sunland Park
Ruling Date: 1/17/2016

Licensee: VALERIO, RYNE A.

License Type:

Applicant Id: 18762

Date of Birth: 03/14/1985

License Number:

Ruling # 2016-SUN-69

Action Type: Initial Ruling

Ruling:

Jockey Agent Ryne Valerio, having failed to pay the fine assessed in Ruling 2015-RUI-249, is found to be in violation of:

15.2.1.9 (B)(7)(f) NMAC and 15.2.3.8 (B)(3)(1) NMAC: Which states in pertinent part "All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered".

For this rule violation, all licenses issued to Ryne Valerio, are suspended, and he will be ineligible to apply for any future New Mexico Racing Commission license until the fines, as addressed above, have been paid in full.

During said time of applicable suspension, Ryne Valerio, is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9(C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

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 #: 2016-SUN-70
Track Sunland Park
Ruling Date: 1/17/2016

Licensee: GARCIA, JR TEOFILO
License Type: 2015 3 Year Trainer Applicant Id: 8192
Date of Birth: 05/24/1962 License Number: 279238

Ruling # 2016-SUN-70

Action Type: Initial Ruling

Ruling:

Trainer Teofilo Garcia, having appeared by phone before the Board of Stewards on December 15, 2016, for necessitating a late scratch for the horse "Rise to Greatness" that was entered to run in the fifth race January 16, 2016, at Sunland Park;

"Rise to Greatness" was scratched out of the fifth race January 16, 2016, at Sunland Park to be entered into a Stakes race in the state of Texas. This action then resulted in a program scratch of said horse on race day.

Teofilo Garcia is found to be in violation of:

15.2.5.8(B) (7) No horse may be entered in more than one race (with the exception of stakes races) to be run on the same day at the same track on which pari-mutuel wagering is conducted. If a horse is entered in more than one stakes race to be run on the same day, at the time of draw, the trainer must declare which race the horse will run in.

15.2.5.9 (B)(4) NMAC: Which states in pertinent part "No horse may be scratched from an overnight race without the approval of the Stewards".

For this rule violation, the Board of Stewards assessed Teofilo Garcia a penalty in the amount of one hundred dollars (\$100.00).

The fine is to be paid on or before February 24, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-71
Track Sunland Park
Ruling Date: 1/17/2016

Licensee: LEON, PRISCILLA

License Type: 2013 3 year Trainer Applicant Id: 16043
Date of Birth: 10/20/1953 License Number: 54512

Ruling # 2016-SUN-71
Action Type: Modified Ruling
Ruling:

RE: 2016-SUN-71 - Modified Ruling Spelling of owners name corrected.

Trainer Priscilla Leon,, having been duly notified, and appeared telephonically, before the Board of Stewards on January 16, 2016, regarding a confirmed positive test for Class IV drugs "Phenylbutazone" and "Flunixin" which combined is considered a Class II Stacking Violation found in sample NM 14199, after it was collected from the horse "Emmie B Who" which finished first in the sixth race, July 19, 2015, at Sunray Park..

(The original lab report indicated a finding of Phenylbutazone at 0.86 microgram per milliliter and Flunixin at 16.6 nanograms per milliliter. Split sample rights, as provided in 15.2.6.10(D) NMAC were offered and waived after Priscilla Leon failed to contact the New Mexico Horseman's Association in a timely manner).

Sammy Velasquez is the Owner of the horse "Emmie B Why," which was the subject of related rulings issued this date, at Sunland Park, in which a sanction was made against the Trainer of record.

As such, the following applies:

15.2.6.9(D)(1-2-3) NMAC: Which states in pertinent part that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9 (E)(1) NMAC: Which states in pertinent part "The permitted quantitative test level of Phenylbutazone shall be administered in such dosage amount that the official test sample shall not exceed 2 micrograms per milliliter of plasma".

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states in pertinent part that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

15.2.6.9 P. Non-Steroidal Anti-Inflammatory Drugs (NSAIDs): The use of NSAIDs shall be governed by the following conditions:(1) NSAIDs included in the "arci controlled therapeutic medication schedule for horses" are not to be used in a manner inconsistent with the restrictions contained herein. NSAIDs not included on the "arci controlled therapeutic medication schedule for horses are not to be present in a racing horse's biological sample at the laboratory concentration of detection. (2) The presence of more than one NSAID may constitute a NSAID stacking violation. (5)A class 2 NSAID stacking violation with a penalty class C occurs when any one substance noted in paragraph c above is found in excess of the restrictions contained therein in combination with any one of the following substances at levels below the restrictions so noted but in excess of the following levels:(a) Flunixin - 3 nanograms per milliliter of plasma or serum;(b) Ketoprofen - 1 nanogram per milliliter of plasma or serum;(c) Phenylbutazone - 0.3 micrograms per milliliter of plasma or serum.

(3) Category C penalties will be assessed for violations due to the presence of a drug carrying a category C penalty and overages for NSAID's and furosemide (all concentrations are for measurements in serum or plasma). Recommended penalties for category C violations, overages for permitted NSAID's and furosemide are as follows: **1st offense (365-day period) in any jurisdiction in the following levels, the penalty is a minimum of a written warning to maximum fine of \$500:**

For this violation, the Board of Stewards assessed Priscilla Leon a penalty of:

Five hundred dollar (\$500) fine to be paid on or before February 29, 2016, in accordance with 15.2.3.8(B)(3)(1) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-72
Track Sunland Park
Ruling Date: 1/19/2016

Licensee: LOTTS, STEPHEN WAYNE

License Type: 2015 1 Year Pony Pers Applicant Id: 157813

Date of Birth: 09/21/1964 License Number: 278688

Ruling # 2016-SUN-72

Action Type: Initial Ruling

Ruling:

Pony Person and Groom STEPHEN WAYNE LOTTS, having appeared before the Board of Stewards January 16, 2016 regarding a Security Citation issued January 15, 2016 at Sunland Park, where Mr. Lotts admitted to stealing \$183 worth of merchandise from Sunland Park Racetrack Floor Court ;

For this rule violation the Board of Stewards assessed STEPHEN WAYNE LOTTS a penalty of repaying one hundred and eighty three dollars (\$183.00) by January 30, 2016. Failure to do so will result in immediate suspension of all NMRC licenses. The Stewards also assess probation for the remainder of the meeting (through April 15, 2016, inclusive). Any further violations of NMRC rules will result in further sanction and may also result in immediate suspension for the remainder of the Sunland Park Meet.

STEPHEN WAYNE LOTTS is found to be in violation of:

16.47.1.8(L)(1)(h) NMRC:

Which states that "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued or order disciplinary measures, if the applicant is a person whose conduct or reputation may reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes otherS to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

15.2.1.9(b):

Which states 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 #: 2016-SUN-73
Track Sunland Park
Ruling Date: 1/19/2016

Licensee: SALCIDO, JESUS JOSE
License Type: 2015 3 Year Owner Applicant Id: 28826
Date of Birth: 06/08/1971 License Number: 279682

Ruling # 2016-SUN-73

Action Type: Initial Ruling

Ruling:

Owner JESUS JOSE SALCIDO, having telephonically appeared before the Board of Stewards on January 16, 2016 regarding an ineligible entry of "HEART OF A ZOOMER" (unable to verify a required current workout) which resulted in a program scratch of said horse in the FIRST race, ~~Monday~~, January 17, 2016, at SUNLAND Park;

JESUS JOSE SALCIDO is found to be in violation of:

15.2.5.11 (A)(2) NMAC: Which states in pertinent part " Any horse which has started, but not within 60 days, must have at least one workout within 60 days prior to entry. Horses that have not started within 6 months of entry must have at least two approved workouts within 60 days of entry, one workout shall be from the starting gate, or must have proof of standing the horse at least one time within a sixty day period. It shall be the Trainer's responsibility to establish validity as to workouts and gate approvals".

15.2.5.12 (L) NMAC: Which states in pertinent part "A horse shall be ineligible to start in a race when it lacks official published workouts".

15.2.5.11(A.)(3) Horses that have never raced around the turn will be required to have within thirty (30) days prior to entry, at least one (1) workout at 660 yards or farther. Horses that have previously started in a race around the turn, but not within sixty (60) days, will be required to have at least one (1) workout at 660 yards or farther prior to entry.

16.47.1.10 (C)(18) NMAC: Which states in pertinent part "The Trainer is responsible for horses entered as to eligibility, weight, or other allowances claimed".

For this rule violation, the Board of Stewards assessed JESUS JOSE SALCIDO a penalty in the amount of one hundred dollars (\$100.00). The fine is to be paid on or before FEBURARY 28, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

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 #: 2016-SUN-74
Track Sunland Park
Ruling Date: 1/22/2016

Licensee: GUTIERREZ, GERARDO

License Type: Trainer Applicant Id: 28971
Date of Birth: 06/12/1988 License Number: 81809

Ruling # 2016-SUN-74

Action Type: Initial Ruling

Ruling:

Trainer Gerardo Gutierrez, having been duly notified, and appeared by telephone, before the Board of Stewards on January 16, 2016, regarding a confirmed positive test for Class IV drug "Flunixin", which was found in sample NM 12470, after it was collected from the horse "Dinamite" which finished first in the 1st race, May 23, 2015 at The Downs of Albuquerque.

(The original lab report indicated a finding of Flunixin, at 1,610 ng/ml. Split sample rights, as provided in 15.2.6.10(D) NMAC were offered and waived).

Maria Vasquez is the recorded Owner of the horse "Dinamite".

As such, the following applies:

15.2.6.9(D)(1-2-3) NMAC: Which states in pertinent part that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9 (E)(1) NMAC: Which states in pertinent part "The permitted quantitative test level of Flunixin shall be administered in such dosage amount that the official test sample shall not exceed 20 Nanograms per milliliter of plasma".

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states in pertinent part that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

For this violation, the Board of Stewards assessed Joel Irving Fournier a penalty of:

- 1. Five hundred dollar (\$500) fine to be paid on or before March 22, 2016.**
- 2) A probationary period of 365 days, January 22, 2016 through January 22, 2017.**

(Per the terms of a signed Stipulated Settlement Agreement, this is considered a first offense positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(2) NMAC. Gerardo Gutierrez furthermore knowingly, intentionally, and voluntarily waives any/all appeal rights, including any judicial appeal regarding this matter).

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-75
Track Sunland Park
Ruling Date: 1/23/2016

Licensee: VELASQUEZ, SAMMY

License Type: 2014 3 Year Owner Applicant Id: 15172
Date of Birth: 05/12/1942 License Number: 163376

Ruling # 2016-SUN-75

Action Type: Initial Ruling

Ruling:

Owner Sammy Velasquez, having been duly notified, and represented telephonically by trainer Priscilla Leon, before the Board of Stewards on January 16, 2016, regarding a confirmed positive test for Class IV drugs "Phenylbutazone" and "Flunixin" which combined is considered a Class II Stacking Violation found in sample NM 14199, after it was collected from the horse "Emmie B Who" which finished first in the sixth race, July 19, 2015, at Sunray Park..

(The original lab report indicated a finding of Phenylbutazone at 0.86 microgram per milliliter and Flunixin at 16.6 nanograms per milliliter. Split sample rights, as provided in 15.2.6.10(D) NMAC were offered and waived after Pricilla Leon failed to contact the New Mexico Horseman's Association in a timely manner).

Priscilla Leon is the trainer of record, of the horse "Emmie B Why," which was the subject of related rulings issued this date, at Sunland Park, in which a sanction was made against the Trainer of record.

As such, the following applies:

15.2.6.9(D)(1-2-3) NMAC: Which states in pertinent part that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

(E)(1) NMAC: Which states in pertinent part "The permitted quantitative test level of Phenylbutazone shall be administered in such dosage amount that the official test sample shall not exceed 2 micrograms per milliliter of plasma".

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states in pertinent part that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

15.2.6.9 P.Non-Steroidal Anti-Inflammatory Drugs (NSAIDs): The use of NSAIDs shall be governed by the following conditions:(1) NSAIDs included in the "arci controlled therapeutic medication schedule for horses" are not to be used in a manner inconsistent with the restrictions contained herein. NSAIDs not included on the "arci controlled therapeutic medication schedule for horses are not to be present in a racing horse's biological sample at the laboratory concentration of detection. (2) The presence of more than one NSAID may constitute a NSAID stacking violation. (5)A class 2 NSAID stacking violation with a penalty class C occurs when any one substance noted in paragraph c above is found in excess of the restrictions contained therein in combination with any one of the following substances at levels below the restrictions so noted but in excess of the following levels:(a) Flunixin - 3 nanograms per milliliter of plasma or serum;(b) Ketoprofen - 1 nanogram per milliliter of plasma or serum;(c) Phenylbutazone - 0.3 micrograms per milliliter of plasma or serum.

(3) Category C penalties will be assessed for violations due to the presence of a drug carrying a category C penalty and overages for NSAID's and furosemide (all concentrations are for measurements in serum or plasma). Recommended penalties for category C violations, overages for permitted NSAID's and furosemide are as follows: **1st offense (365-day period) in any jurisdiction in the following levels, the penalty is the horse may be required to pass a commission-approved examination before being eligible to run:**

As such, the following applies:

Horse "Emmie B Who" must pass a commission approved exam prior to being eligible to enter.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-76
Track Sunland Park
Ruling Date: 1/23/2016

Licensee: VASQUEZ, MAIRA Y
License Type: 2015 3 Year Owner Applicant Id: 157301
Date of Birth: 10/09/1989 License Number: 277094

Ruling # 2016-SUN-76

Action Type: Initial Ruling

Ruling:

Owner Maria Vasquez, having been duly notified, and represented telephonically by trainer Gerardo Gutierrez, before the Board of Stewards on January 16, 2016, regarding a confirmed positive test for Class IV drug "Flunixin", which was found in sample NM 12470, after it was collected from the horse "Dinamite" which finished first in the 1st race, May 23, 2015 at The Downs of Albuquerque.

(The original lab report indicated a finding of Flunixin, at 1,610 ng/ml. Split sample rights, as provided in 15.2.6.10(D) NMAC were offered and waived).

Gerardo Gutierrez is the recorded Trainer of the horse "Dinamite".

Owner Maria Vasquez is found to be in violation of:

15.2.6.9(D)(1-2-3) NMAC: Which states in pertinent part that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9 (E)(1) NMAC: Which states in pertinent part "The permitted quantitative test level of Flunixin shall be administered in such dosage amount that the official test sample shall not exceed 20 Nanograms per milliliter of plasma".

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states in pertinent part that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

15.2.6.9 (3) Category C penalties will be assessed for violations due to the presence of a drug carrying a category C penalty and overages for NSAID's and furosemide (all concentrations are for measurements in serum or plasma). Recommended penalties for category C violations, overages for permitted NSAID's and furosemide are as follows: 1st offense (365-day period) in any jurisdiction in the following levels, the penalty is the horse may be required to pass a commission-approved examination before being eligible to run:

The Board of Stewards hereby assess the following penalty for owner, Maria Vasquez :

Horse "Dinamite" must pass a commission approved exam prior to being eligible to enter.

(Per the terms of a signed Stipulated Settlement Agreement, this is considered a first offense positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(2) NMAC. Gerardo Gutierrez furthermore knowingly, intentionally, and voluntarily waives any/all appeal rights, including any judicial appeal regarding this matter).



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-77
Track Sunland Park
Ruling Date: 1/23/2016

Licensee: GARCIA-MARQUEZ, ANSELMO

License Type: 2014 3 Year Owner Applicant Id: 86392
Date of Birth: 06/27/1976 License Number: 152507

Ruling # 2016-SUN-77

Action Type: Initial Ruling

Ruling:

Owner and Pony Person ANSELMO GARCIA-MARQUEZ, appeared before the Board of Stewards on January 19, 2016 at Sunray Park, regarding a security citation for leaving his pony horse tied and unattended at the track while he took another horse to the test barn.

For this rule violation, the Board of Stewards assessed ANSELMO GARCIA-MARQUEZ a penalty in the amount of one hundred dollars (\$100.00). The fine is to be paid on or before March 2, 2016 in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

16.47.1.8(U)(2) NMAC

Which states in pertinent part that "No licensee or other person under the jurisdiction of the Commission shall subject or permit any animal under his/her control, custody or supervision to be subject to or incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care."

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."

15.2.1.9 (C)(21)(a) NMAC:

Which states in pertinent part that "The Stewards, agency director, or Commission may order an individual ejected or excluded from all or part of any premises under the regulatory jurisdiction of the Commission if the stewards, agency director, or commission determine that the individual's presence on association grounds is inconsistent with maintaining the honesty and integrity of racing."

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-78
Track Sunland Park
Ruling Date: 1/23/2016

Licensee: MARQUEZ, REY M

License Type: 2013 3 year Trainer Applicant Id: 17892

Date of Birth: 12/22/1928 License Number: 56080

Ruling # 2016-SUN-78

Action Type: Initial Ruling

Ruling:

Trainer Rey Marquez, having appeared by phone, before the Board of Stewards on January 22, 2016, for failure to declare equipment BLINKERS ON at time of entry on the horse Pop's Nuisance entered in the ninth race, on Tuesday, January 19, 2016, at Sunland Park.

Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written WARNING. The next violation will result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

NMAC: 15.2.5.8 (B10) Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.1.9(b):

Which states 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 #: 2016-SUN-79
Track Sunland Park
Ruling Date: 1/23/2016

Licensee: PEREZ, MIGUEL ANGEL

License Type: 2015 3 Year Jockey Applicant Id: 31329
Date of Birth: 10/02/1970 License Number: 246749

Ruling # 2016-SUN-79

Action Type: Initial Ruling

Ruling:

Jockey, Miguel Perez, having been summoned and appeared before the Board of Stewards on January 23, 2016, for careless riding, while aboard "Mini Tower" in the seventh race, January 19, 2016, causing his mount to be disqualified from first and placed second behind the affected horse, at Sunland Park, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed, Miguel Perez, a fine in the amount of two hundred dollars, (\$200.00).

The fine is to be paid on or before March 2nd, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

15.2.5.13(E)(3)(c) NMAC:

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)(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."

15.2.5.13(E)(2)(a) NMAC:

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."

15.2.1.9(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 #: 2016-SUN-80
Track Sunland Park
Ruling Date: 1/23/2016

Licensee: PARGA-LEOS, JAIME

License Type: Jockey Applicant Id: 30593
Date of Birth: 01/01/1981 License Number: 80735

Ruling # 2016-SUN-80

Action Type: Initial Ruling

Ruling:

Jockey Jaime Parga-Leos, having failed to appear or send a jockey guild's representative when summoned by the Board of Stewards for race/film review regarding the third race on January 17, 2016, at Sunland Park, is found in violation of Commission rules.

For this rule violation, the Board of Stewards assessed Jaime Parga-Leos a penalty of fifty dollars (\$50.00). The fine is to be paid on or before March 3, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.1.9(B)(4)(d)NMAC: Which states in pertinent part that "Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the board of stewards

15.2.1.9(b):

Which states 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 #: 2016-SUN-81
Track Sunland Park
Ruling Date: 1/23/2016

Licensee: PARGA-LEOS, JAIME

License Type: Jockey Applicant Id: 30593
Date of Birth: 01/01/1981 License Number: 80735

Ruling # 2016-SUN-81

Action Type: Initial Ruling

Ruling:

Jockey Jaime Parga-Leos, having been summoned and failed to appear before the Board of Stewards on January 19, 2016, for careless riding and failure to maintain a straight course, while aboard "Invisible Love" in the third race on January 17, 2016, at Sunland Park, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed Jaime Parga-Leos a fine in the amount of one hundred dollars, (\$100.00).

The fine is to be paid on or before March 3, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

15.2.5.13(E)(3)(d) NMAC:

Which states in pertinent part that "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:

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)(2)(a) NMAC:

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."

15.2.1.9(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 #: 2016-SUN-82
Track Sunland Park
Ruling Date: 1/24/2016

Licensee: CHAVEZ, GUADALUPE

License Type: 2014 3 Year Trainer Applicant Id: 15841
Date of Birth: 08/06/1976 License Number: 164158

Ruling # 2016-SUN-82

Action Type: Initial Ruling

Ruling:

Trainer Guadalupe Chavez having been duly notified, and appeared before the Board of Stewards on January 23, 2016 regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive test for the Class III drug "Clenbuterol", which was found in sample NM17105, after it was collected from the horse "Eyes On Eagle" which finished first place in 3rd race on October 3, 2015 at Zia Park.

(The original lab report indicated a finding of Clenbuterol at 959 pg/ml. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded to Guadalupe Chavez. The split was confirmed positive by Texas A&M with a finding of 804±57 pg/ml in urine).

Juvenal Sanchez is the recorded owner of horse "Eyes On Eagle" which was the subject of related rulings issued this date, at Sunland Park.

Trainer Guadalupe Chavez is found to be in violation of:

15.2.6.9(D)(1-2-3) NMAC: Which states in pertinent part that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race therapeutic medications in excess of established acceptable levels".

15.2.6.9 (P) NMAC: Which states in pertinent part the suspension of authorized medications, as outlined in sections 1-2-3-4, which led to a published, posted, and distributed memo effective April 20, 2012, in which states in part "Clenbuterol in a post race test that exceeds the screening limit of 140 pg/ml in urine, or 2 pg/ml in serum/plasma will constitute a violation of NMSRC rules. A subsequent published, posted, and distributed memo dated April 26, 2013, stated the criteria for Clenbuterol remained in effect".

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states in pertinent part that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

15.2.6.9 (C) 2nd LIFETIME offense (365-day period) in any jurisdiction: A minimum 30-day suspension to a maximum 180-day suspension and a minimum \$1,000 to a maximum \$2,500 fine

For this second violation, the Board of Stewards assessed Guadalupe Chavez a penalty as follows:

(1) A suspension of any/all NMSRC issued licenses for a period of 180 calendar days (commencing at the end of any previous suspension) (February 22, 2016 through August 20, 2016 inclusive)

(2) A fine in the amount of two thousand five hundred, dollars (\$2,500.)

(3) Loss of purse of the 3rd race, October 3, 2015 at the Zia Park

This is a second offense positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(2)(b) NMAC. The fine is to be paid on or before any reinstatement date, in accordance with 15.2.3.8(B)(3)(i) NMAC.

During said time of applicable suspension, Guadalupe Chavez is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of Guadalupe Chavez are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) NMAC.

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 #: 2016-SUN-83
Track Sunland Park
Ruling Date: 1/24/2016

Licensee: SANCHEZ, JUVENAL

License Type: 2013 3 year Owner Applicant Id: 34650
Date of Birth: 11/20/1973 License Number: 55046

Ruling # 2016-SUN-83

Action Type: Initial Ruling

Ruling:

Owner Juvenal Sanchez having been duly notified and signed a waiver giving Trainer Guadalupe Chavez the authority to represent Juvenal Sanchez before the Board of Stewards on January 23, 2016 regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive test for the Class III drug "Clenbuterol", which was found in sample NM17105, after it was collected from the horse "Eyes On Eagle" which finished first place in 3rd race on October 3, 2015 at Zia Park.

(The original lab report indicated a finding of Clenbuterol at 959 pg/ml. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded to Guadalupe Chavez. The split was confirmed positive by Texas A&M with a finding of 804±57 pg/ml in urine).

Guadalupe Chavez is the recorded trainer of horse "Eyes On Eagle" which was the subject of related rulings issued this date, at Sunland Park.

Owner Juvenal Sanchez is found to be in violation of:

15.2.6.9(D)(1-2-3) NMAC: Which states in pertinent part that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race therapeutic medications in excess of established acceptable levels".

15.2.6.9 (P) NMAC: Which states in pertinent part the suspension of authorized medications, as outlined in sections 1-2-3-4, which led to a published, posted, and distributed memo effective April 20, 2012, in which states in part "Clenbuterol in a post race test that exceeds the screening limit of 140 pg/ml in urine, or 2 pg/ml in serum/plasma will constitute a violation of NMSRC rules. A subsequent published, posted, and distributed memo dated April 26, 2013, stated the criteria for Clenbuterol remained in effect".

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states in pertinent part that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

For this first violation, the Board of Stewards assessed Owner Juvenal Sanchez a penalty as follows:

1. Loss of purse of the in 3rd race on October 3, 2015 at Zia Park
2. Horse "Eyes On Eagle" must pass a commission-approved examination before being eligible to enter.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-84
Track Sunland Park
Ruling Date: 1/24/2016

Licensee: Ruling, Horse

License Type: 2014 5 Year Horse Applicant Id: 86549
Date of Birth: 08/04/2014 License Number: 163378

Ruling # 2016-SUN-84

Action Type: Initial Ruling

Ruling:

The horse "**EYES ON EAGLE**" that finished first in the 3rd race October 3, 2015 at Zia Park is hereby disqualified and ordered unplaced, for a medication overage for the class III drug Clenbuterol.

As a result of this disqualification, the new order of finish is hereby ordered as follows and the purse shall be redistributed accordingly;

1st Gray Promise 6th Flying Compadre
2nd Kool Kue Fire 7th Bigtime La Jolla
3rd Sweet Special Cash 8th Bigtimemagic Dude
4th Teller To Upgrade Unplaced: Eyes On Eagle
5th Think About Running Scratch- Especially Ritzzy
6th Classic James Scratch- Eyes Perfecto

The horse "**EYES ON EAGLE**" is placed on the veterinarians list and must have a commission approved work prior to entry.

15.2.6.9 (P) NMAC: Which states in pertinent part the suspension of authorized medications, as outlined in sections 1-2-3-4, which led to a published, posted, and distributed memo effective April 20, 2012, in which states in part "Clenbuterol in a post race test that exceeds the screening limit of 140 pg/ml in urine, or 2 pg/ml in serum/plasma will constitute a violation of NMSRC rules. A subsequent published, posted, and distributed memo dated April 26, 2013, stated the criteria for Clenbuterol remained in effect".

15.2.6.9(D)(1) NMAC:

Which states in pertinent part that "a finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in case of a post-race test, was present in the horse's body while it was participating in a race."

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."

15.2.3.8(B)(3)(k) NMAC:

Which states in pertinent part that "Purses, prizes, awards and trophies shall be redistributed if the Stewards or Commission order a change in the official order of finish."

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 #: 2016-SUN-85
Track Sunland Park
Ruling Date: 1/24/2016

Licensee: MEDINA, JESIERE MARIE

License Type: Jockey Applicant Id: 45958
Date of Birth: 08/08/1988 License Number: 80742

Ruling # 2016-SUN-85

Action Type: Initial Ruling

Ruling:

Jockey Jesiere Medina, having been summoned to appear before the Board of Stewards on January 24, 2016, for careless riding and failure to maintain a straight course, while aboard "Iam Dani" in the seventh race on January 16, 2016, at Sunland Park, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed Jesiere Medina a fine in the amount of one hundred dollars, (\$100.00).

The fine is to be paid on or before March 4, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

15.2.5.13(E)(3)(c) NMAC:

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)(a) NMAC:

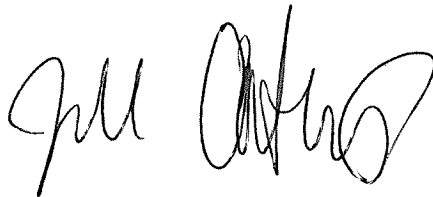
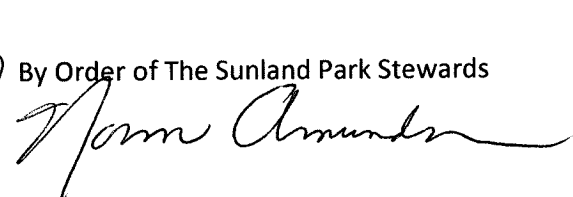

Which states in pertinent part that "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

15.2.5.13(E)(2)(a) NMAC:

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."

15.2.1.9(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 #: 2016-SUN-86
Track Sunland Park
Ruling Date: 1/24/2016

Licensee: SANCHEZ, ALFREDO O
License Type: 2014 3 Year Trainer Applicant Id: 8481
Date of Birth: 08/10/1967 License Number: 164303

Ruling # 2016-SUN-86
Action Type: Initial Ruling
Ruling:

Trainer/Owner, Alfredo O. Sanchez, having been duly notified, and having appeared with counsel by telephone, (Brian Hess) before the Board of Stewards on this date, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive test for the Class III drug "Clenbuterol", which was found in sample NM14780, after it was collected from the horse "I'll Stop the World " which participated in the 8th race, in the La Plata Stakes race on July 26, 2016 at Sunray Park.

(The original lab report indicated a finding of Clenbuterol at a level of 8,185 pg/ml in the urine. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded to, and accepted by, Alfredo Sanchez. The split was confirmed positive by LGC Science, Inc. Laboratory with a finding of 5372 pg/ml in urine).

Trainer/Owner Alfredo Sanchez is found to be in violation of:

15.2.6.9(D)(1-2-3) NMAC: Which states that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9 (P) NMAC: Which states the suspension of authorized medications, as outlined in sections 1-2-3-4, which led to a

published, posted, and distributed memo effective July 22, 2015, in which states in part "Clenbuterol is a prohibited substance and a will constitute a violation of NMSRC rules.

NMAC

15.2.6.9 (P) NMAC: Which states the suspension of authorized medications, as outlined in sections 1-2-3-4, which led to a published, posted, and distributed memo effective July 22, 2015, in which states in part

"Clenbuterol is a prohibited substance and a will constitute a violation of NMSRC rules.

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

For this violation, the Board of Stewards assessed Alfredo Sanchez a penalty as follows:

- (1) A suspension of any/all NMSRC issued licenses for a period of 365 calendar days (February 2nd, 2016 through February 2nd, 2017, Inclusive);
- (2) A fine in the amount of \$5,000.00 (Five thousand dollars (\$5,000.00.));
- (3) Loss of purse of the 8th race, on July 26, 2015, at SunRayPark.

This is a third offense positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(2) NMAC. The fine is to be paid on or before any reinstatement date, in accordance with 15.2.3.8(B)(3)(I) NMAC.

During said time of applicable suspension, Alfredo O. Sanchez is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of Alfredo Sanchez are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) NMAC.

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

[Handwritten signatures and initials at the bottom of the page]



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-87
Track Sunland Park
Ruling Date: 1/25/2016

Licensee: GREEN, GREG ALLEN

License Type: 2014 3 Year Trainer Applicant Id: 15219
Date of Birth: 05/30/1981 License Number: 174442

Ruling # 2016-SUN-87

Action Type: Initial Ruling

Ruling:

Trainer, Greg Green, having been duly notified, and appeared before the Board of Stewards on January 24th, 2016, regarding a confirmed positive test for Class IV drug "Dexamethasone", which was found in sample NM 15793, after it was collected from the horse "Watch the Curves" which participated in the 6th race, September 14, 2015, at Zia Park.

(The original lab report indicated a finding of Dexamethasone, at 140 picogram/ml. Split sample rights, as provided in 15.2.6.10(D) NMAC were taken and confirmed by LL Industrial Laboratories concentration was 151 picos/ml).

Larry T. Bills is the recorded Owner of the horse "Watch the Curves".

As such, the following applies:

15.2.6.9(D) (1-2-3) NMAC: Which states that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9 (E) (1) NMAC: Which states that "The permitted quantitative test level of Dexamethasone shall be administered in such dosage amount that the official test sample shall not exceed 5 picogram per milliliter of plasma".

15.2.6.9 2nd offense (365-day period) in any jurisdiction in the following levels, the penalty is a minimum fine of \$1,500 and 15 day suspension:

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

For this violation, the Board of Stewards assessed Greg Green a penalty of:

1. Fifteen hundred dollars (\$1500) fine to be paid on or before February 25, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.
2. Due to mitigating circumstances the Stewards hereby waive the 15 day suspension
3. A probation period of 180 days beginning January 26, 2016 through July 24, 2016 inclusive.

(Per the terms of a signed Stipulated Settlement Agreement, this is considered a second offense positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(2) NMAC. Greg Green furthermore knowingly, intentionally, and voluntarily waives any/all appeal rights, including any judicial appeal regarding this matter).



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SRP-1 SUN-88
Track Sunland Park
Ruling Date: 1/24/2016

Licensee: SANCHEZ, ALFREDO O

License Type: 2014 3 Year Owner Applicant Id: 8481

Date of Birth: 08/10/1967 License Number: 164302

Ruling # 2016-SRP-1

Action Type: Rescinded

Ruling:

RE: 2016-SRP-1 - Ruling Rescinded

issued in error

15.2.3.8(B)(1)(d) NMAC:

Which state in pertinent part that "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."

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-89
Track Sunland Park
Ruling Date: 1/26/2016

Licensee: SANCHEZ, ALFREDO O
License Type: 2014 3 Year Owner Applicant Id: 8481
Date of Birth: 08/10/1967 License Number: 164302

Ruling # 2016-SUN-89

Action Type: Initial Ruling

Ruling:

Owner, Alfredo O. Sanchez, having been duly notified, and having appeared with counsel by telephone, (Brian Hess) before the Board of Stewards on this date, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive test for the Class III drug "Clenbuterol", which was found in sample NM14780, after it was collected from the horse "I'll Stop the World " which participated in the 8th race, in the La Plata Stakes race on July 26, 2015 at Sunray Park.

(The original lab report indicated a finding of Clenbuterol at a level of 8,185 pg/ml in the urine. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded to, and accepted by, Alfredo Sanchez. The split was confirmed positive by LGC Science, Inc. Laboratory with a finding of 5372 pg/ml in urine).

Owner Alfredo Sanchez is found to be in violation of 15.2.6.9(D)(1-2-3) NMAC: Which states that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels". 15.2.6.9 (P) NMAC: Which states the suspension of authorized medications, as outlined in sections 1-2-3-4, which led to published, posted, and distributed memo effective July 22, 2015, in which states in part "Clenbuterol is a prohibited substance and a will constitute a violation of NMSRC rules.

NMAC 15.2.6.9 (P) NMAC: Which states the suspension of authorized medications, as outlined in sections 1-2-3-4, which led to a published, posted, and distributed memo effective July 22, 2015, in which states in part "Clenbuterol is a prohibited substance and a will constitute a violation of NMSRC rules.

For this 2nd violation, the Board of Stewards assessed Alfredo Sanchez a penalty as follows:

(1) the horse "I'll Stop the World" must pass a NMRC approved examination prior to be eligible to be entered in race.

(2) Loss of purse of the 8th race, on July 26, 2015, at SunRayPark.

This is a second offense positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(2) NMAC.

During said time of applicable suspension, Alfredo O. Sanchez is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

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."

15.2.3.8(B)(3)(k) NMAC:

Which states in pertinent part that "Purses, prizes, awards and trophies shall be redistributed if the Stewards or Commission order a change in the official order of finish."

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 #: 2016-SUN-90
Track Sunland Park
Ruling Date: 1/27/2016

Licensee: FERGUSON, CURT E
License Type: 2013 3 year Trainer Applicant Id: 21333
Date of Birth: 07/07/1959 License Number: 59313

Ruling # 2016-SUN-90

Action Type: Initial Ruling

Ruling:

Trainer Curt Ferguson, having been duly notified for a scheduled hearing and having the hearing telephonically before the Board of Stewards on this date, January 27, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed overage of allowable limits for the Class IV drug "Phenylbutazone" which was found in sample NM15249, after it was collected from the horse, "Mysterious Storm" which participated in the 8th race, on September 16, 2015, at The Downs at Albuquerque.

(The original lab report indicated a finding of Phenylbutazone at 2.34 ug/ml in blood/serum. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were awarded and came back at 2.36 ug/ml from LL Industrial Laboratories).

Curt Ferguson is found to be in violation of:

15.2.6.9(D)(1-2-3) NMAC: Which states that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9 (E)(1) NMAC: Which states "The permitted quantitative test level of Phenylbutazone shall be administered in such dosage amount that the official test sample shall not exceed 2 micrograms per milliliter of plasma".

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

For this violation, the Board of Stewards assessed Curt Ferguson a penalty as follows;

1. A fine in the amount of Two Hundred Fifty Dollars (\$250.00);
2. Horse must pass a commission approved examination before becoming eligible to enter.

This is a first positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(3) NMAC. The fine is to be paid on or before March 7, 2016 in accordance with 15.2.3.8(B)(3) NMAC.

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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-91
Track Sunland Park
Ruling Date: 1/27/2016

Licensee: REYNOLDS, CODY

License Type: 2013 3 Year Trainer Applicant Id: 34144
Date of Birth: 07/23/1981 License Number: 42698

Ruling # 2016-SUN-91

Action Type: Initial Ruling

Ruling:

Trainer Cody L. Reynolds, having been duly notified for a scheduled hearing and having the hearing telephonically before the Board of Stewards on this date, January 27, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed overage of allowable limits for the Class IV drug "Phenylbutazone" which was found in sample NM18236, after it was collected from the horse, "Malcom Quinn" which participated in the 3rd race, on Friday, January 1, 2016, at Sunland Park.

(The original lab report indicated a finding of Phenylbutazone at 2.52 ug/ml in blood/serum. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were offered but waived by Cody Reynolds.).

Cody L. Reynolds is found to be in violation of:

15.2.6.9(D)(1-2-3) NMAC: Which states that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9 (E)(1) NMAC: Which states "The permitted quantitative test level of Phenylbutazone shall be administered in such dosage amount that the official test sample shall not exceed 2 micrograms per milliliter of plasma".

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

For this violation, the Board of Stewards assessed Cody Reynolds a penalty as follows;

1. A fine in the amount of Five Hundred Dollars (\$500.00);
2. Horse must pass a commission approved examination before becoming eligible to enter.

This is a third positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(3) NMAC. The fine is to be paid on or before March 7, 2016 in accordance with 15.2.3.8(B)(3) NMAC.

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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-92
Track Sunland Park
Ruling Date: 1/28/2016

Licensee: REYNOLDS, CODY

License Type: 2013 3 Year Trainer Applicant Id: 34144
Date of Birth: 07/23/1981 License Number: 42698

Ruling # 2016-SUN-92

Action Type: Initial Ruling

Ruling:

Trainer Cody L. Reynolds, having been duly notified for a scheduled hearing and having the hearing telephonically before the Board of Stewards on this date, January 27, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed overage of allowable limits for the Class IV drug "Phenylbutazone" which was found in sample NM18230, after it was collected from the horse, "Unfinished Biz" which participated in the 1st race, on Friday, January 1, 2016, at Sunland Park.

(The original lab report indicated a finding of Phenylbutazone at 3.04 ug/ml in blood/serum. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were offered but waived by Cody Reynolds.).

Cody L. Reynolds is found to be in violation of:

15.2.6.9(D)(1-2-3) NMAC: Which states that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9 (E)(1) NMAC: Which states "The permitted quantitative test level of Phenylbutazone shall be administered in such dosage amount that the official test sample shall not exceed 2 micrograms per milliliter of plasma".

15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

For this violation, the Board of Stewards assessed Cody Reynolds a penalty as follows;

1. A fine in the amount of Five Hundred Fifty Dollars (\$500.00);
2. Horse must pass a commission approved examination before becoming eligible to enter.

This is a third positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(3) NMAC. The fine is to be paid on or before March 7, 2016 in accordance with 15.2.3.8(B)(3) NMAC. (Failure to pay fine in prescribed time may result in immediate suspension).

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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-SUN-93
Track Sunland Park
Ruling Date: 1/30/2016

Licensee: RODRIGUEZ, JUAN

License Type: 2015 1 Year Groom Applicant Id: 31841
Date of Birth: 11/28/1948 License Number: 278692

Ruling # 2016-SUN-93

Action Type: Initial Ruling

Ruling:

Licensee, Juan Rodriguez having appeared before the Board of Stewards on January 30, 2016, concerning a security citation for parking in the barn area and leaving his vehicle there all day, after being told not to do it three different times is found in violation of Commission rules.

For this rule violation, the Board of Stewards assessed Juan Rodriguez a penalty in the amount of twenty-five dollars,(\$25.00). The fine is to be paid on or before March 1,2016 in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

FOUND IN VIOLATION OF 15.2.3.8B3 NMAC:

(3) Disciplinary action. The stewards shall take notice of alleged misconduct or rule violations and initiate investigations into the matters.

(f) The stewards may impose any of the following penalties on a licensee for a violation of the act or these rules: issue a reprimand; assess a fine; require forfeiture or redistribution of purse or award, when specified by applicable rules and/or at their discretion; place a licensee on probation; suspend a license or racing privileges; revoke a license; exclude from grounds under the jurisdiction of the commission.

By Order of The Sunland Park Stewards