



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-1
Track Zia Park
Ruling Date: 9/10/2016

Licensee: ESTRADA, CARLOS

License Type:

Applicant Id: 7905

Date of Birth: 12/02/1971

License Number:

Ruling # 2016-ZIA-1

Action Type: Initial Ruling

Ruling:

The Trainer license #216476 issued to Carlos Estrada is hereby rescinded without prejudice having been issued an assistant starters license.

This ruling is in accordance with:

16.47.1.8 (M)(2) NMAC: Which states that " A license is valid only under the condition that the licensee remains eligible to hold such a license".

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

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Zia Park Stewards

Steward

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Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-2
Track Zia Park
Ruling Date: 9/10/2016

Licensee: MCDANIEL, CODY MARIE

License Type: 2015 3 Year Jockey Applicant Id: 34476
Date of Birth: 05/29/1976 License Number: 278188

Ruling # 2016-ZIA-2
Action Type: Initial Ruling
Ruling:

The 3 year Jockey License issued to Cody McDaniel is hereby rescinded without prejudice as she is no longer working in that capacity and has applied for an Assistant Starter license.

This ruling is in accordance with:

16.47.1.8 (M)(2) NMAC: Which states in pertinent part "A license is valid only under the condition that the licensee remains eligible to hold such a license".

15.2.1.9(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 Zia Park Stewards

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New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-3
Track Zia Park
Ruling Date: 9/13/2016

Licensee: FRANCO, ALBERT SERRANO
License Type: 2015 3 Year Trainer Applicant Id: 32103
Date of Birth: 07/12/1977 License Number: 280123

Ruling # 2016-ZIA-3
Action Type: Initial Ruling
Ruling:

Trainer Albert Franco having been duly notified, having failed to appear and had his hearing held in absentia before the Board of Stewards on **September 11, 2016**, for failure to declare equipment (**Flipping Halter Off**) at time of entry for **JM FAMOUS EAGLE**, entered in **the 13th race**, on **August 19, 2016, at Ruidoso Downs**.

For this rule violation, the Board of Stewards assessed **Albert Franco** a penalty in the amount of **fifty dollars (\$ 50.00)**. The fine is to paid on or before **October 13, 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:

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.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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(B)(4)(d) Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the stewards. The stewards may suspend the license of a person who fails to appear at a disciplinary hearing after written notice of the hearing has been sent, in compliance with this subsection.

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-4
Track Zia Park
Ruling Date: 9/13/2016

Licensee: KEETON, TOBY L

License Type: 2015 3 Year Trainer

Date of Birth: 06/06/1964

Applicant Id: 11966

License Number: 277466

Ruling # 2016-ZIA-4

Action Type: Initial Ruling

Ruling:

Trainer Toby Keeton, having been duly notified, having failed to appear, and had his hearing held in absentia before the Board of Stewards on **September 11, 2016**, regarding a security citation for working a two unlicensed grooms on **August 19, 2016 at Ruidoso Downs**.

The Board of Stewards assessed **Toby Keeton** a penalty in the amount of three **hundred dollars (\$300)**. The fine is to be paid on or before **October 13, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

Toby Keeton was found to be in violation of Commission rules.

16.47.1.8 (G)(1) NMAC: Which states in pertinent part "The employment of any unlicensed person under the jurisdiction of the Commission is prohibited".

16.47.1.10 (C)(4) NMAC: Which states in pertinent part "A Trainer must provide a list to the Chief of Security of the Trainer's employees on association grounds and any other area under the jurisdiction of the Commission.

16.47.1.8 L (1)(C) 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: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

16.47.1.8 A. A person as defined by Subsection P, Paragraph (7) of 15.2.1.7 NMAC shall not participate in pari mutuel racing under the jurisdiction of the commission, or be employed by an association who is a gaming operator, without a valid license issued by the commission. **(1)** License categories shall include the following and others as may be established by the commission: **GROUP A** - racing participants eligible for an optional annual or triennial year license to include owners, trainers, veterinarians, jockeys, and stable name registrations. **GROUP B** - associations, racing professionals, concession operators, contractors, and managerial racing officials. **GROUP C** - supervisory racing officials. **GROUP D** - persons employed by the association, or employed by a person or concern contracting with the association, to provide a service or commodity, which requires their presence in a restricted area, or anywhere on association grounds while pari mutuel wagering is being conducted. **GROUP E** - racetrack employees and authorized agents **(2)** Persons required to be licensed shall submit a completed application on forms furnished by the commission and accompanied by the required fee. The following fees are assessed for the issuance of the specified licenses. In addition to license fees listed herein, \$20.00 is assessed for each identification picture and badge. **15.2.1.8 B. (1)** The commission shall regulate each race meeting and the persons who participate in each race meeting

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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(B)(4)(d) Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the stewards. The stewards may suspend the license of a person who fails to appear at a disciplinary hearing after written notice of the hearing has been sent, in compliance with this subsection.



New Mexico Racing Commission
4900 Alameda NE
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Ruling #: 2016-ZIA-5
Track Zia Park
Ruling Date: 9/13/2016

Licensee: HARTNETT, RONALD WILLIAM
License Type: 2016 3 Year Trainer Applicant Id: 13262
Date of Birth: 05/12/1943 License Number: 280447

Ruling # 2016-ZIA-5
Action Type: Initial Ruling
Ruling:

Trainer Ronald W. Hartnett, having been duly notified and having responded by telephone before the Board of Stewards on **September 11, 2016**, for working a plater as a groom, a capacity for which he was not licensed on **August 14, 2016 at Ruidoso Downs**.

For this **FIRST EMPLOYMENT VIOLATION IN A 365 DAY PERIOD, WORKING A GROOM WITH A VALID LICENSE IN A CAPACITY IN WHICH HE WAS NOT LICENSED FOR**, the Board of Stewards assessed **Ronald W. Hartnett** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or **before a October 13, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay this fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of the following rules:

16.47.1.8 L (1)(C) 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: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

16.47.1.10 (C)(4) NMAC: Which states in pertinent part "A Trainer must provide a list to the Chief of Security of the Trainer's employees on association grounds and any other area under the jurisdiction of the Commission.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards

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New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-6
Track Zia Park
Ruling Date: 9/13/2016

Licensee: CUANDA, MARCELINO
License Type: 2016 3 Year Trainer
Date of Birth: 10/06/1978
Applicant Id: 35461
License Number: 283016

Ruling # 2016-ZIA-6
Action Type: Initial Ruling

Ruling:

Trainer MARCELINO CUANDA, having waived his right to formal notice of hearing on September 11, 2016, regarding a security citation for working a n unlicensed grooms on September 11, 2016 at Zia Park.

The Board of Stewards assessed MARCELINO CUANDA a penalty in the amount of two hundred dollars (\$200). The fine is to be paid on or before October 13, 2016 in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

MARCELINO CUANDA was found to be in violation of Commission rules.

16.47.1.8 (G)(I) NMAC: Which states in pertinent part "The employment of any unlicensed person under the jurisdiction of the Commission is prohibited".

16.47.1.10 (C)(4) NMAC: Which states in pertinent part "A Trainer must provide a list to the Chief of Security of the Trainer's employees on association grounds and any other area under the jurisdiction of the Commission.

16.47.1.8 L (I)(C) 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: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

16.47.1.8 A. 15.2.1.8 B. (1) The commission shall regulate each race meeting and the persons who participate in each race meeting
15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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

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Albuquerque, NM 87113

Ruling #: 2016-ZIA-7
Track Zia Park
Ruling Date: 9/17/2016

Licensee: ALDAVAZ, JR JAIME

License Type: 2014 3 Year Trainer Applicant Id: 14158
Date of Birth: 11/19/1991 License Number: 164046

Ruling # 2016-ZIA-7
Action Type: Initial Ruling
Ruling:

The **3 year trainer license and 1 year assistant starter license** issued to **Jaime Aldavaz** is hereby rescinded without prejudice as he is no longer working in that capacity and has been issued a Jockey Agent license.

This ruling is in accordance with:

16.47.1.8 (M)(2) NMAC: Which states in pertinent part "A license is valid only under the condition that the licensee remains eligible to hold such a license".

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

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New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-8
Track Zia Park
Ruling Date: 9/17/2016

Licensee: SEDILLO, TONY E

License Type: 2015 3 Year Trainer Applicant Id: 16607
Date of Birth: 03/01/1958 License Number: 280236

Ruling # 2016-ZIA-8

Action Type: Initial Ruling

Ruling:

Trainer Tony Sedillo having waived his right to a 10 day notice of hearing before the Board of Stewards on **September 17, 2016**, for failure to declare equipment **(Blinkers Off)** at time of entry for **MY FAVORITE HIGH**, entered in **the first race**, on **September 10, 2016**.

For this rule violation, the Board of Stewards assessed a penalty in the amount of **one hundred dollars (\$ 100.00)**. The fine is to paid on or before **October 17, 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:

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.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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(B)(4)(d) Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the stewards. The stewards may suspend the license of a person who fails to appear at a disciplinary hearing after written notice of the hearing has been sent, in compliance with this subsection.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-9
Track Zia Park
Ruling Date: 9/17/2016

Licensee: SAENZ-ACOSTA, PEDRO

License Type: 2016 3 Year Owner Applicant Id: 159050
Date of Birth: 02/13/1976 License Number: 282917

Ruling # 2016-ZIA-9

Action Type: Initial Ruling

Ruling:

Owner **PEDRO SAENZ-ACOSTA**, having been duly notified and having responded telephonically with translator **MELISSA SAENZ** before the Board of Stewards on **September 17, 2016 AT Zia Park**, for failing to disclose criminal/arrest history on his licensing application.

For this violation, the Board of Stewards assessed **PEDRO SAENZ-ACOSTA** fine in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **October 17, 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

PEDRO SAENZ-ACOSTA is found to be in violation of.

15.2.3.8 B(3) (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. (g) The stewards may order that a person be ineligible for licensing; or they may deny a license to an applicant on grounds set forth in the act or these rules.

16.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

16.47.1.8 (L)(1) 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: (d) has failed to disclose or falsely states any information required in the application

15.2.3.8 B (1) (d) 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."

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Albuquerque, NM 87113

Ruling #: 2016-ZIA-10
Track Zia Park
Ruling Date: 9/17/2016

Licensee: MEDELLIN, ALEJANDRO HERRERA
License Type: 2016 3 Year Jockey Applicant Id: 31173
Date of Birth: 01/23/1978 License Number: 280673

Ruling # 2016-ZIA-10

Action Type: Initial Ruling

Ruling:

Jockey, Alejandro Medellin, having been summoned and having appeared with Jockey Guild Representative Esgar Ramirez before the Board of Stewards on September 17, 2016, for careless riding during the running of the 7th race on September 17, 2016, at Zia Park, while aboard #3 "STREAKIN ZOOMER". (Drifted in nearing the turn bumping 1 into the rail causing him to check.)

For this violation, the Board of Stewards assessed Alejandro Medellin a suspension of 3 race days (September 25, 2016, September 26, 2016, and September 27, 2016).

Alejandro Medellin is allowed to ride designated races.

This ruling is in accordance with:

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."

15.2.5.13(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)(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."

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-11
Track Zia Park
Ruling Date: 9/19/2016

Licensee: ALDRETE-BIZCARRA, HECTOR
License Type: 2015 3 Year Jockey Applicant Id: 35261
Date of Birth: 12/21/1985 License Number: 280381

Ruling # 2016-ZIA-11

Action Type: Initial Ruling

Ruling:

Jockey **Hector Alderte**, having appeared before the Board of Stewards with translator **Carlos Estrada** and Jockey Representative **Patrick Valenzuela** on **September 19, 2016, at Zia Park**, for being in possession of an electrical device during a random search by the investigator prior to the start of **4th race on September 19, 2016 at Zia Park**.

For this violation, the Board of Stewards issue **Hector Alderte** the following penalty:
A summary suspension of any/all New Mexico Racing Commission licenses, effective **September 19, 2016**.

During said time of applicable suspension **Hector Alderte** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC pending the outcome of his hearing **September 24, 2016**, per 15.2.1.9 (C)(21)(c) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

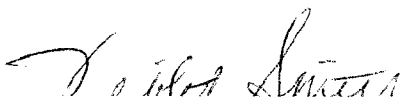


This ruling is in accordance with:

15.2.1.9(B)(3)(a) NMAC: 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".

15.2.5.13 (E)(6)(c) NMAC: Which states in pertinent part "No electrical or mechanical device or other expedient designed to increase or retard the speed of a horse, other than the riding crop approved by the Stewards, shall be possessed by anyone, or applied by anyone to a horse at any time on the grounds of the Association during the meeting, whether in a race or otherwise".

16.47.1.8 (E) NMAC: 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".

16.47.1.8(L)(1)(h); 15.2.3.8 B (3)(f); 15.2.3.8B (1) (d); 6.47.1.8. T.

 By Order of The Zia Park Stewards  



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-12
Track Zia Park
Ruling Date: 9/19/2016

Licensee: NICASIO, EDUARDO BELLO
License Type: 2016 3 Year Jockey
Date of Birth: 08/21/1989
Applicant Id: 35609
License Number: 283134

Ruling # 2016-ZIA-12

Action Type: Initial Ruling

Ruling:

Jockey Eduardo Nicasio, having been duly notified, having failed to appear, and had his hearing held in absentia before the Board of Stewards on September 19, 2016, regarding his excessive use of the whip during the running of the 2nd race on August 19, 2016 at Ruidoso Downs. For this rule violation, the Board of Stewards assessed Eduardo Nicasio a penalty in the amount of three hundred dollars (\$300.00). The fine is to be paid on or before October 12, 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.

Eduardo Nicasio is found to be in violation of:

15.2.5.13(E)(6) NMAC: Which states " (e) Indiscriminate use of the whip is prohibited including whipping a horse: on the head, flanks or on any other part of its body other than the shoulders or hind quarters except when necessary to control a horse; during the post parade or after the finish of the race except when necessary to control the horse; excessively or brutally causing welts or breaks in the skin; when the horse is clearly out of the race or has obtained its maximum placing; persistently even though the horse is showing no response under the riding crop; or striking another rider or horse. (f) The riding crop shall only be used for safety, correction and encouragement.

15.2.1.9(B)(4)(d) Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the stewards. The stewards may suspend the license of a person who fails to appear at a disciplinary hearing after written notice of the hearing has been sent, in compliance

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."

15.2.3.8 B (3) (f) 15.2.3.8 B (1) (d) 6.47.1.8. T 16.47.1.8(L)(1)(h)

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-13
Track Zia Park
Ruling Date: 9/19/2016

Licensee: GUTIERREZ, HOMERO

License Type: 2014 3 Year Trainer Applicant Id: 20416
Date of Birth: 09/19/1992 License Number: 164194

Ruling # 2016-ZIA-13

Action Type: Initial Ruling

Ruling:

Trainer Homero Gutierrez having been duly notified, having failed to appear, and had his he before the before the Board of Stewards on **September 18, 2016**, for failure to declare equipment (**Flipping Halter ON**) at time of entry for **Brooks Signature**, entered in **the third race**, on **August 22, 2016, at Ruidoso Downs**.

For this rule violation, the Board of Stewards assessed a penalty in the amount off **fifty dollars (\$ 50.00)**. The fine is to paid on or before **October 19, 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:

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.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-14
Track Zia Park
Ruling Date: 9/20/2016

Licensee: REYES, OMAR

License Type: 2016 3 Year Jockey

Applicant Id: 14039

Date of Birth: 05/05/1994

License Number: 282499

Ruling # 2016-ZIA-14

Action Type: Initial Ruling

Ruling:

Jockey Omar Reyes having been duly notified, failing to appear, and having his hearing held in absentia before the Board of Stewards on September 19, 2016, for having failed to be excused from, or to notify the Board of Stewards of his absence, and subsequent failure to honor his riding engagement in the fourth race on August 26, 2016 at Ruidoso Downs.

For this rule violation, the Board of Stewards assessed Omar Reyes a penalty in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before October 20, 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.

Omar Reyes is found to be in violation of:

15.2.1.9(b): 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.

15.2.5.13(C)(1) NMAC: Which states in pertinent part that "Jockeys shall report to the Jockey's quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the Jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the Stewards."

5.2.5.13(C)(3) NMAC: Which states in pertinent part that "Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the Stewards."

16.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-15
Track Zia Park
Ruling Date: 9/20/2016

Licensee: EIKLEBERRY, RY PATRICK
License Type: 2014 3 Year Jockey Applicant Id: 30493
Date of Birth: 01/11/1989 License Number: 184582

Ruling # 2016-ZIA-15

Action Type: Initial Ruling

Ruling:

Jockey, Ry Eikleberry, having been summoned and having appeared before the Board of Stewards on September 20, 2016, for careless riding during the running of the seventh race on September 19, 2016, at Zia Park, while aboard #3 "Let's Meet In Rio" which resulted in the disqualification of his mount from second place to third place. (Bore out under left handed whip late stretch contributing to the interference of the 4).

For this violation, the Board of Stewards assessed Ry Eikleberry a suspension of 3 race days (October 1, 2016, October 2, 2016 and October 3, 2016).

Ry Eikleberry is allowed to ride designated races.

This ruling is in accordance with:

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."

15.2.5.13(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)(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."

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-16
Track Zia Park
Ruling Date: 9/24/2016

Licensee: KEETON, TOBY L

License Type: 2015 3 Year Trainer Applicant Id: 11966
Date of Birth: 06/06/1964 License Number: 277466

Ruling # 2016-ZIA-16

Action Type: Initial Ruling

Ruling:

Trainer Toby Keeton having been duly notified, having failed to appear and had his hearing held in absentia before the Board of Stewards on **September 20, 2016**, for failure to declare equipment (**Flipping Halter Off**) at time of entry for **SUTHERN IMPACT**, entered in **the 5th race**, on **August 27, 2016, at Ruidoso Downs**.

For this rule violation, the Board of Stewards assessed **Toby Keeton** a penalty in the amount of **fifty dollars (\$ 50.00)**. The fine is to paid on or before **October 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.
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.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards

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New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-17
Track Zia Park
Ruling Date: 9/24/2016

Licensee: ALDRETE-BIZCARRA, HECTOR
License Type: 2015 3 Year Jockey Applicant Id: 35261
Date of Birth: 12/21/1985 License Number: 280381

Ruling # 2016-ZIA-17

Action Type: Initial Ruling

Ruling:

Jockey **Hector Aldrete**, having appeared before the Board of Stewards and having waived his rights to appeal on **September 24, 2016, at Zia Park**, concerning summary suspension dated **September 19, 2016** for being in possession of an electrical device during a compliance search by the investigator in the **4th race on September 18, 2016 at Zia Park**.

For this violation, the Board of Stewards issue **Hector Aldrete** the following penalty:

1. A 5 year suspension of any/all New Mexico Racing Commission licenses, effective **September 19, 2016 through September 19, 2021**.
2. A **\$5,000 five thousand dollar** fine to paid on or before **October 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.
3. **Hector Aldrete** must appear before the New Mexico Racing Commission for their further review prior to making future application.

During said time of applicable suspension **Hector Aldrete** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC per 15.2.1.9 (C)(21)(c) NMAC, and 15.2.3.8 (B)(3)(f) NMAC,

This ruling is in accordance with:

15.2.1.9(B)(3)(a) NMAC: 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".

15.2.5.13 (E)(6)(c) NMAC: Which states in pertinent part "No electrical or mechanical device or other expedient designed to increase or retard the speed of a horse, other than the riding crop approved by the Stewards, shall be possessed by anyone, or applied by anyone to a horse at any time on the grounds of the Association during the meeting, whether in a race or otherwise".

16.47.1.8 (E) NMAC: 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".

16.47.1.8(L)(1)(h); 15.2.3.8 B (3)(f); 15.2.3.8B (1) (d); 6.47.1.8. T.

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-18
Track Zia Park
Ruling Date: 9/24/2016

Licensee: PONCE, JOSUE

License Type: 2016 3 Year Trainer Applicant Id: 159033
Date of Birth: 04/30/1995 License Number: 282870

Ruling # 2016-ZIA-18

Action Type: Initial Ruling

Ruling:

Trainer **Josue Ponce**, having failed to satisfy his financial responsibility to Bradley Bolen for stall rent at the 2016 Ruidoso meet, is hereby suspended pending full payment in the amount of (\$500.00) five hundred.

The Board of Stewards order that any/all New Mexico Racing Commission licenses issued to **Josue Ponce** be suspended, **effective immediately September 24, 2016**, and that he be deemed ineligible for any future licensing in New Mexico pending full payment of financial obligation.

Josue Ponce is found to be in violation of.

16.47.1.8 I (1) NMAC - Financial Responsibility

All persons engaged in racing shall maintain financial responsibility in matters pertaining to racing and the Parental Responsibility Act.

16.47.1.8 L NMAC- Grounds for Refusal, Denial, Suspension, or Revocation of License.

(1) The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measure, if the applicant:

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-18
Track Zia Park
Ruling Date: 9/24/2016

Licensee: PONCE, JOSUE

License Type: 2016 3 Year Trainer
Date of Birth: 04/30/1995

Applicant Id: 159033
License Number: 282870

Steward

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Ruling # 2016-ZIA-18

Action Type: Restored

Ruling:

RE: 2016-ZIA-18 - Restored to Good Standing after paying fines owed on 9/25/16

By Order of The Zia Park Stewards

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New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-19
Track Zia Park
Ruling Date: 9/24/2016

Licensee: FINCHER, TODD W.

License Type: Applicant Id: 27974
Date of Birth: 08/27/1971 License Number:

Ruling # 2016-ZIA-19

Action Type: Initial Ruling

Ruling:

Trainer license issued to Todd Fincher is hereby restored to good standings after paying fines assessed in ruling 2016-RUI-167 on September 24, 2016 at Zia Park.

By Order of The Zia 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 #: 2016-ZIA-20
Track Zia Park
Ruling Date: 9/25/2016

Licensee: PONCE, JOSUE

License Type: 2016 3 Year Trainer Applicant Id: 159033

Date of Birth: 04/30/1995 License Number: 282870

Ruling # 2016-ZIA-20

Action Type: Initial Ruling

Ruling:

The trainer's license issued to Josue Ponce is hereby restored to good standing after paying the fines assessed in ruling 2016-ZIA-18 on September 24, 2016.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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 Zia 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.

Daniel Smith

[Signature]

[Signature]



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-21
Track Zia Park
Ruling Date: 9/25/2016

Licensee: GONZALEZ, JUAN M.
License Type: 2014 3 Year Trainer
Date of Birth: 10/10/1964
Applicant Id: 31692
License Number: 206299

Ruling # 2016-ZIA-21

Action Type: Initial Ruling

Ruling:

Trainer Juan M Gonzalez having been duly notified and represented by Juan C. Gonzalez before the Board Of Stewards on September 25, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive for the therapeutic drug, Betamethasone (class 4 penalty category C drug) found in test sample NM22620 taken from the eighth place finisher "TF Im That Guy" following the ninth race, on July 23, 2016 at Ruidoso Downs in Ruidoso, NM. The original lab report indicated a finding of, Betamethasone at 175 pg/ml in the blood. The allowable limit for Betamethasone is 10 pg/ml in the blood (15.2.6). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Juan M Gonzalez.

Juan M Gonzalez is found to be in violation of:

15.2.6.9 A. UNIFORM CLASSIFICATION GUIDELINES (4) Class 4 - This category is comprised primarily of therapeutic medications routinely used in race horses. These may influence performance, but generally have a more limited ability to do so. **15.2.6.9 C. PENALTY RECOMMENDATIONS:** (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 NSAID's and furosemide are as follows: for Betamethasone is 10 pg/ml in the blood **First offense (Trainer)** in a Class C category (365-day period) in any jurisdiction in the following levels, the penalty is a minimum fine of \$1,000. **15.2.6.9. MEDICATIONS AND PROHIBITED SUBSTANCES:** **15.2.6.9. D. MEDICATION RESTRICTIONS:** (1) 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. Prohibited substances include: drugs or medications for which no acceptable levels have been established; therapeutic medications in excess of established acceptable levels; substances present in the horse in excess of levels at which such substances could occur naturally; substances foreign to a horse at levels that cause interference with testing procedures. (2) Drugs or medications in horses are permissible, provided: the drug or medication is listed by the association of racing commissioner's international's drug testing standards and practices program; the maximum permissible urine or blood concentration of the drug or medication does not exceed the published limit. (3) Except as otherwise provided by this part, a person may not administer or cause to be administered by any means to a horse a prohibited drug, medication, chemical or other substance, including any restricted medication pursuant to this part during the 24-hour period before post time for the race in which the horse is entered. **16.47.1.10. B. ABSOLUTE INSURER.** (1) 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 horses. 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 a commission-approved laboratory is prima facie evidence of a violation of this rule. The trainer is absolutely responsible regardless of the acts of third parties. (2) A trainer must prevent the administration of any drug or medication or other prohibited substance that may cause a violation of these rules. **15.2.3.8B (3)(f) ; 15.2.3.8B (1) (d) ; 6.47.1.8. T. 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."

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

1. A (\$1,000) one thousand dollar fine to paid on or before October 25, 2016, in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(f) NMAC: Which states that "All fines imposed by the Stewards shall be paid to the commission within 30 days after the ruling is issued, unless otherwise ordered." Failure to pay fine in prescribed time may result in an immediate suspension.
2. The horse "TF Im That Guy" must pass a commission approved veterinary examination before being eligible to enter.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-22
Track Zia Park
Ruling Date: 9/27/2016

Licensee: SANCHEZ, LORENZO
License Type: 2014 3 Year Trainer Applicant Id: 8213
Date of Birth: 08/10/1969 License Number: 204814

Ruling # 2016-ZIA-22

Action Type: Initial Ruling

Ruling:

Trainer Lorenzo Sanchez having been duly notified and waived his right to a formal hearing before the Board of Stewards on **September 24, 2016**, for failure to declare equipment **(Flipping Halter Off/ Blinkers On)** at time of entry for **Dash Down To First**, entered in **the 4th race**, on **September 10, 2016 at Zia Park**.

For this rule violation, the Board of Stewards assessed **Lorenzo Sanchez** a penalty in the amount of **two hundred dollars (\$ 200.00)**. The fine is to paid on or before **October 27, 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:

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.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-23
Track Zia Park
Ruling Date: 9/27/2016

Licensee: SOTO, SALVADOR RENTERIA

License Type: 2016 3 Year Trainer Applicant Id: 7872

Date of Birth: 03/14/1974 License Number: 282502

Ruling # 2016-ZIA-23

Action Type: Initial Ruling

Ruling:

Trainer **Salvador Soto** having been duly notified waived his rights to a formal hearing before the Board of Stewards on **September 25, 2016**, for failing to have registration papers on file for entry **VICTOIRE**, which resulted in a late scratch and mutuel refund of the **tenth race on September 11, 2016 at Zia Park**.

For this violation, the Board of Stewards assessed **Salvador Soto** a fine in the amount **of two hundred dollars (\$200.00)**. The fine is to be paid on or before **October 27, 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

Trainer **Salvador Soto** is found to be in violation of.

15.2.5.12(B) NMAC: Which states in pertinent part "A horse shall be ineligible to start in a race when its breed registration certificate is not on file with the racing secretary.

16.47.1.10(C)(7) NMAC: Which states in pertinent part that "A Trainer is responsible for registering with the racing secretary each horse in his/her charge within 24 hours of the horse's arrival on association grounds."

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-24
Track Zia Park
Ruling Date: 9/27/2016

Licensee: ROBLEDO, SAMUEL
License Type: 2016 3 Year Trainer Applicant Id: 31708
Date of Birth: 10/05/1980 License Number: 282445

Ruling # 2016-ZIA-24

Action Type: Initial Ruling

Ruling:

Trainer Samuel Robledo having been duly notified and waived his right to a formal hearing before the Board of Stewards on **September 25, 2016**, for failure to declare equipment (**Flipping Halter Off**) at time of entry for **RYLESS BUD** entered in **the 3rd race** and failure to declare equipment (**Flipping Halter On**) at time of entry for **SHEZALIKNTHEMSELFIES** entered in **the 9th race** on **September 11, 2016 at Zia Park.**

For this rule violation, the Board of Stewards assessed **Samuel Robledo** a penalty in the amount of **two hundred dollars (\$ 200.00).** The fine is to paid on or before **October 27, 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.

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.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-25
Track Zia Park
Ruling Date: 9/27/2016

Licensee: ROBLEDO, SAMUEL

License Type: 2016 3 Year Trainer Applicant Id: 31708

Date of Birth: 10/05/1980 License Number: 282445

Ruling # 2016-ZIA-25

Action Type: Initial Ruling

Ruling:

Trainer Samuel Robledo having been duly notified waived his rights to a formal hearing before the Board of Stewards on September 25, 2016, for entering Crimson Music at two different tracks on the same day on which pari-mutuel wagering is conducted, which resulted in a late scratch in the fifth race on September 12, 2016 at Zia Park.

For this violation, the Board of Stewards assessed Samuel Robledo a fine in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before October 27, 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
Trainer Samuel Robledo is found to be in violation of.

15.2.5.8(B) (8) No horse may be entered to run at two different tracks on the same day on which pari-mutuel wagering is conducted.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-26
Track Zia Park
Ruling Date: 9/27/2016

Licensee: MUNOZ, JR GUADALUPE

License Type: 2014 3 Year Trainer Applicant Id: 21993

Date of Birth: 11/28/1981 License Number: 112193

Ruling # 2016-ZIA-26

Action Type: Initial Ruling

Ruling:

Trainer Guadalupe Munoz having waived his right to a notice of hearing before the Board of Stewards on **September 26, 2016**, for failure to declare equipment (**Flipping Halter Off**) at time of entry for **CBBROOKSTONESPECIAL**, entered in **the first race**, on **September 18, 2016 at Zia Park**.

For this rule violation, the Board of Stewards assessed **Guadalupe Munoz** a penalty in the amount of **one hundred dollars (\$ 100.00)**. The fine is to paid on or before **October 27, 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:

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.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-27
Track Zia Park
Ruling Date: 9/27/2016

Licensee: EVANS, JUSTIN ROBERT

License Type: 2015 3 Year Trainer Applicant Id: 30562
Date of Birth: 06/22/1981 License Number: 246959

Ruling # 2016-ZIA-27

Action Type: Initial Ruling

Ruling:

Trainer Justin Evans having been duly notified and having waived his rights to a formal hearing before the Board of Stewards on September 26, 2016, for failure to honor racing engagement for entry LADY CONTENDER which resulted in a late scratch in the 8th race on September 19, 2016 at Zia Park.

For this violation, the Board of Stewards assessed Justin Evans a fine in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before October 27, 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

Trainer Justin Evans is found to be in violation of.

15.2.1(E)(1); 16.47.1.10 (B)(17) NMAC: 16.47.1.10 (B)(22) NMAC:

16.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-28
Track Zia Park
Ruling Date: 9/27/2016

Licensee: SEDILLO, TONY E

License Type: 2015 3 Year Trainer Applicant Id: 16607
Date of Birth: 03/01/1958 License Number: 280236

Ruling # 2016-ZIA-28

Action Type: Initial Ruling

Ruling:

Trainer **Tony Sedillo** having been duly notified and having waived his right to a formal hearing **before the Board Of Stewards on September 25, 2016, regarding a lab report from UC/Davis** (official testing laboratory for the NMSRC), for a confirmed positive of Phenylbutazone and Flunixin (a stacking violation for class 4 Penalty C therapeutic drugs) found in test sample **NM24884** taken from the **winner "Oh Popas Baby"** following **the 2nd race, on August 28, 2016 at Ruidoso Downs in Ruidoso, NM.**

The original lab report indicated a finding of Phenylbutazone at **1.24 micrograms per milliliter in the blood** and Flunixin at **5.7 nanograms per milliliter in the blood. Split samples rights as provided in 15.2.6.10 (D) NMAC were afforded to and declined by Tony Sedillo.**

Owner Javier Beltran was duly notified and failed to appear for the hearing. He and Mr. Sedillo are the owners of record for horse **"Oh Popas Baby"** which was the subject of the Phenylbutazone and Flunixin positive.

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

1.A (\$500) five hundred dollar fine to paid on or before October 27, 2016, in accordance with 15.2.1.9(B) (7)(f) NMAC and 15.2.3.8 (B)(3)(I) NMAC: Which states that "All fines imposed by the Stewards shall be paid to the commission within 30 days after the ruling is issued, unless otherwise ordered." Failure to pay fine in prescribed time may result in an immediate suspension.

Tony Sedillo is found to be in violation of: **15.2.3.8B (3)(f) ; 15.2.3.8B (1) (d) ; 6.47.1.8. T. ; 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". **15.2.6.11(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 A. UNIFORM CLASSIFICATION GUIDELINES:** The following outline describes the types of substances placed in each category. This list shall be publicly posted in the offices of the official veterinarian and the racing secretary. **(4) Class 15.2.6.9 C. PENALTY RECOMMENDATIONS: (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: **Trainer 2nd offense (365-day period) in any jurisdiction in the following levels, the penalty is a minimum of a written warning to a maximum fine of \$750:** **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

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-29
Track Zia Park
Ruling Date: 10/1/2016

Licensee: CASAUS, BRIAN T.

License Type: Applicant Id: 19125
Date of Birth: 09/23/1982 License Number:

Ruling # 2016-ZIA-29

Action Type: Initial Ruling

Ruling:

Brian T. Casaus is hereby restored to good standing on October 1, 2016, at Zia Park, having fulfilled his financial obligation to New Mexico Racetrack Associates assessed in ruling 2016-RUI-114.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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

By Order of The Zia 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 #: 2016-ZIA-30
Track Zia Park
Ruling Date: 10/2/2016

Licensee: VALENZUELA, PATRICK ANGEL
License Type: 2016 3 Year Jockey Applicant Id: 16634
Date of Birth: 10/17/1962 License Number: 283201

Ruling # 2016-ZIA-30

Action Type: Initial Ruling

Ruling:

Jockey Patrick Valenzuela, having been duly notified and appeared before the Board of Stewards on September 27, 2016 at Zia Park, for failing to disclose criminal/arrest history on his licensing application.

For this violation, the Board of Stewards assessed Patrick Valenzuela fine in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before November 2, 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

Patrick Valenzuela is found to be in violation of.

15.2.3.8 B(3) (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. **(g)** The stewards may order that a person be ineligible for licensing; or they may deny a license to an applicant on grounds set forth in the act or these rules. **16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

16.47.1.8 (L)(1) 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: **(d)** has failed to disclose or falsely states any information required in the application

15.2.3.8 B (1) (d) 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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-31
Track Zia Park
Ruling Date: 10/2/2016

Licensee: VILLALOBOS, SR RIGOBERTO T.
License Type: 2015 3 Year Trainer Applicant Id: 7262
Date of Birth: 09/30/1932 License Number: 280206

Ruling # 2016-ZIA-31

Action Type: Initial Ruling

Ruling:

Trainer **Rigoberto Villalobos** having been duly notified, having failed to appear, and had his hearing held in absentia before the Board of Stewards on **September 27, 2016**, for failing to have registration papers on file for entry **Mighty B Lee**, which resulted in a late scratch and mutuel refund of the **fourth race on September 10, 2016 at Zia Park.**

For this violation, the Board of Stewards assessed **Rigoberto Villalobos** a fine in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **November 2, 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

Trainer **Rigoberto Villalobos** is found to be in violation of.

15.2.5.12(B) NMAC: Which states in pertinent part "A horse shall be ineligible to start in a race when its breed registration certificate is not on file with the racing secretary.

16.47.1.10(C)(7) NMAC: Which states in pertinent part that "A Trainer is responsible for registering with the racing secretary each horse in his/her charge within 24 hours of the horse's arrival on association grounds."

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.1.9(B)(4)(d) Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the stewards. The stewards may suspend the license of a person who fails to appear at a disciplinary hearing after written notice of the hearing has been sent, in compliance with this subsection.

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-ZIA-32
Track Zia Park
Ruling Date: 10/2/2016

Licensee: GONZALEZ, CYNTHIA GUADALUPE

License Type: Trainer Applicant Id: 20355

Date of Birth: 08/24/1991 License Number: 81819

Ruling # 2016-ZIA-32

Action Type: Initial Ruling

Ruling:

issued in error

By Order of The Zia 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 #: 2016-ZIA-33
Track Zia Park
Ruling Date: 10/2/2016

Licensee: GONZALEZ, JR JOSE ROBERTO
License Type: Trainer Applicant Id: 32929
Date of Birth: 02/19/1982 License Number: 81818

Ruling # 2016-ZIA-33

Action Type: Initial Ruling

Ruling:

Trainer Jose R Gonzalez having been duly notified, failing to appear, and had his hearing held in absentia before the Board of Stewards on October 1, 2016, for missing Lasix and for entry, Gallant Warrior, which resulted in a late scratch and mutuel refund in the sixth race on September 11, 2016 at Zia Park.

For this violation, the Board of Stewards assessed Jose R Gonzalez a fine in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before November 2, 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. Trainer Jose R Gonzalez is found to be in violation of.

15.2.6.8 (E) (3) The use of furosemide (Salix) shall be permitted under the following circumstances on association grounds where a detention barn is not utilized: furosemide (Salix) shall be administered no less than three hours prior to post time for a quarter horse race for which the horse is entered and no less than four hours prior to post time for a thoroughbred race for which a horse is entered; the horse must be logged in at the stable gate with time and location no less than one hour prior to administration; the furosemide (Salix) dosage administered shall not exceed 250 milligrams nor be less than 100 milligrams for horses entered in a quarter horse race and the furosemide (Salix) dosage administered shall not exceed 500 milligrams nor be less than 150 milligrams for horses entered in a thoroughbred race; the trainer of the treated horse shall cause to be delivered to the official veterinarian or his/her designee no later than one hour prior to post time for the race for which the horse is entered the following information under oath on a form provided by the commission: the racetrack name, the date and time the furosemide (Salix) was administered to the entered horse; the dosage amount of furosemide (Salix) administered to the entered horse; the printed name and signature of the attending licensed veterinarian who administered the furosemide (Salix).

15.2.6.9(E) (2) The use of furosemide (Salix) shall be permitted under the following circumstances on association grounds where a detention barn is utilized: furosemide (Salix) shall be administered no less than three hours prior to post time for a quarter horse race for which the horse is entered and no less than four hours prior to post time for a thoroughbred race for which a horse is entered. A horse qualified for a furosemide (Salix) administration must be brought to the detention barn one hour prior to the three-hour or four-hour administration requirement specified above. After treatment, the horse shall be required by the commission to remain in the detention barn in the care, custody and control of its trainer or the trainer's designated representative under association or commission security supervision until called to the saddling paddock.

15.2.4.9 (B)(4) No horse may be scratched from an overnight race without approval of the stewards. (5) In overnight races, horses that are physically disabled or sick shall be permitted to be scratched first. Should horses representing more than eight betting interests in the daily double or exotic wagering races, or horses representing more than eight betting interests in any other overnight race, remain in after horses with physical excuses have been scratched, then owners or trainers may be permitted at scratch time to scratch horses without physical excuses down to such respective minimum numbers for such races. This privilege shall be determined by lot if an excessive number of owners or trainers wish to scratch their horses.

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(B)(4)(d) Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the stewards. The stewards may suspend the license of a person who fails to appear at a disciplinary hearing after written notice of the hearing has been sent, in compliance with this subsection.

15.2.3.8B (3)(f) ; 15.2.3.8B (1) (d) ; 6.47.1.8. T.

Xiaohu Smith

[Signature]

[Signature]

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-34
Track Zia Park
Ruling Date: 10/3/2016

Licensee: GILES, FRANCISCO GUILLERMO
License Type: 2016 3 Year Jockey Applicant Id: 31073
Date of Birth: 05/15/1990 License Number: 281968

Ruling # 2016-ZIA-34

Action Type: Initial Ruling

Ruling:

Jockey, Francisco Giles, having been summoned and having appeared before the Board of Stewards on October 3, 2016, for careless riding during the running of the tenth race on October 2, 2016, at Zia Park, while aboard #3 "Kingsbury" which resulted in the disqualification of his mount from second place to third place. (Drifted in under right handed whip, bumping #2 and causing interference).

For this violation, the Board of Stewards assessed Francisco Giles a suspension of 3 race days (October 11, 2016, October 14, 2016 and October 15, 2016).

Francisco Giles is allowed to ride designated races.

This ruling is in accordance with:

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."

15.2.5.13(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)(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."

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-35
Track Zia Park
Ruling Date: 10/4/2016

Licensee: VELASQUEZ, COSME

License Type: 2014 3 Year Owner Applicant Id: 137067

Date of Birth: 01/18/1981 License Number: 206112

Ruling # 2016-ZIA-35

Action Type: Initial Ruling

Ruling:

Trainer Cosme Velasquez having been duly notified, having failed to appear, and had his hearing held in absentia before the Board of Stewards on **October 3, 2016**, for failure to declare equipment **(Flipping Halter Off)** at time of entry for **MY SECRET HABIT**, entered in **the second race**, on **September 11, 2016 at Zia Park**.

For this rule violation, the Board of Stewards assessed **Cosme Velasquez** a penalty in the amount of **one hundred dollars (\$ 100.00)**. The fine is to paid on or before **November 4, 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:

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.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2016-ZIA-36
Track Zia Park
Ruling Date: 10/4/2016

Licensee: GOMEZ, PEDRO GONSALEZ
License Type: Trainer Applicant Id: 30693
Date of Birth: 01/08/1962 License Number: 152949

Ruling # 2016-ZIA-36

Action Type: Initial Ruling

Ruling:

Trainer **Pedro Gomes** having been duly notified, failing to appear, and had his hearing held in absentia before the Board of Stewards on **October 3, 2016**, for entering **Sherrys Jewel** (via the owner) in the wrong race, which resulted in a late scratch in the **eighth race on September 12, 2016 at Zia Park.**

For this violation, the Board of Stewards assessed **Pedro Gomes** a fine in the amount **of two hundred dollars (\$200.00)**. The fine is to be paid on or before **November 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

Trainer **Pedro Gomes** is found to be in violation of.

16.47.1.10 (C) (18) Trainers are responsible for horses entered as to eligibility and weight or other allowances claimed;

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."

15.2.3.8 B (3) (a)(f); 6.47.1.8. T. KNOWLEDGE OF RULES; 15.2.5.9(B)(2)(4)

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 Zia 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 #: 2016-ZIA-37
Track Zia Park
Ruling Date: 10/4/2016

Licensee: CERESERES-HOLGUIN, HUGO

License Type: 2015 3 Year Owner Applicant Id: 157657

Date of Birth: 01/16/1981 License Number: 278189

Ruling # 2016-ZIA-37

Action Type: Initial Ruling

Ruling:

Owner Hugo Cereseres-Holguin having been duly notified, failing to appear, and had his hearing held in absentia before the Board of Stewards on October 3, 2016, for entering Sherrys Jewel in the wrong race, which resulted in a late scratch in the eighth race on September 12, 2016 at Zia Park.

For this violation, the Board of Stewards assessed Hugo Cereseres-Holguin a fine in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before November 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. Trainer Hugo Cereseres-Holguin is found to be in violation of.

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."

15.2.3.8 B (3) (a)(f); 6.47.1.8. T. KNOWLEDGE OF RULES; 15.2.5.9(B)(2)(4)

By Order of The Zia 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 #: 2016-ZIA-38
Track Zia Park
Ruling Date: 10/4/2016

Licensee: ORONA, JR MARTIN M.

License Type: 2016 3 Year Trainer Applicant Id: 32292

Date of Birth: 06/18/1987 License Number: 282343

Ruling # 2016-ZIA-38

Action Type: Initial Ruling

Ruling:

Trainer Martin Orona Jr having been duly notified and waived his right to a formal hearing before the Board of Stewards on **October 3, 2016**, for failure to declare equipment **(Flipping Halter Off)** at time of entry for **Coronas Boy**, entered in **the 10th race**, on **October 2, 2016 at Zia Park (Martin Orona Jr entered with flipping halter and refused to use it).**

For this rule violation, the Board of Stewards assessed **Martin Orona Jr** a penalty in the amount of **two hundred dollars (\$ 200.00).** The fine is to paid on or before **November 4, 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:

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.

15.2.3.8 B (3) (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.

15.2.3.8 B (1) (d) 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.

6.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

By Order of The Zia 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.