



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-201**
Track: Zia Park
Ruling Date: 11/13/2018

Licensee: SOTO, JESUS M

License Type: 2016 3 Year Trainer Applicant Id: 32730
License Number: 283738

Ruling # 2018-ZIA-201

Action Type: Initial Ruling

Ruling:

Trainer Jesus Soto was duly notified and responded telephonically for a hearing before the Board of Stewards on **November 13, 2018.** The hearing was in regard to **Jesus Soto** failing to have sufficient works for entry **"RUNAWAY JEANS"**, which resulted in a scratch in the **10th race on October 20, 2018, at Zia Park Racetrack.**

The Board of Stewards hereby fines **Jesus Soto** in the amount of **two hundred dollars (\$200.00).** The fine is to be paid on or before **December 13, 2018,** in accordance with 15.2.3.8(B)(3)(l). Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.11(A) WORKOUT REQUIREMENTS

15.2.5.12 (L) HORSES INELIGIBLE

16.47.1.10 (C)(18) TRAINER RESPONSIBILITY

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-ZIA-202
Track Zia Park
Ruling Date: 11/13/2018

Licensee: GARCIA-LUNA, FELIPE D
License Type: 2018 3 Year Jockey Applicant Id: 30961
License Number: 291533

Ruling # 2018-ZIA-202

Action Type: Initial Ruling

Ruling:

Jockey Felipe Garcia-Luna is hereby suspended, effective immediately **November 13, 2018**, for failing to pay the **finer (\$300)** assessed in **Ruling 2018-ZIA-40 and 2018-ZIA-41**.

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

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

15.2.3.8 (B)(3)(1) All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The 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 #: **2018-ZIA-203**
Track: Zia Park
Ruling Date: 11/13/2018

Licensee: RIVERA, ROBERT ALBINO

License Type: 2016 3 Year Trainer Applicant Id: 24776
License Number: 281188

Ruling # 2018-ZIA-203

Action Type: Initial Ruling

Ruling:

Trainer Robert Rivera was duly notified, and waived his rights to a 10-day notice and formal hearing before the Board of Stewards on **November 13, 2018**. The hearing was in regard to **Robert Rivera** entering the ineligible (conditions) horse "**De Facto**", which resulted in a scratch from the **6th race on November 5, 2018, at Zia Park Racetrack**.

The Board of Stewards hereby fines **Robert Rivera** in the amount of **two hundred dollars, (\$200.00)**. The fine is to be paid on or before **December 13, 2018**, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

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

15.2.5.12(V) Ineligible horse A horse shall be ineligible to start in a race when it does not meet the eligibility conditions of the race.

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

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Robert Rivera



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-204**
Track: Zia Park
Ruling Date: 11/13/2018

Licensee: REZA, LEONARDO
License Type: 2017 3 Year Trainer Applicant Id: 35374
License Number: 287508

Ruling # 2018-ZIA-204
Action Type: Initial Ruling
Ruling:

Trainer **Leonardo Reza** was duly notified, failed to appear, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **November 13, 2018**. The hearing was in regard to **Leonardo Reza** failing to insure his owner was licensed prior to race for entry "**HOWTODO WHAT**", which resulted in a late scratch from **the 9th race on October 20, 2018, at Zia Park Racetrack**.

The Board of Stewards hereby fines **Leonardo Reza** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **December 13, 2018**, in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

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

16.47.1.10 (C)(17) Trainer Responsibility: The Trainer is responsible for representing an Owner in making entries and scratches, and in all other matters pertaining to racing; horses entered as to eligibility and weight or other allowances claimed

16.47.1.10 (C)(16) Trainer Responsibility The Trainer is responsible for disclosure of the true and entire ownership of each horse in their care, custody or control; any change in ownership must be reported immediately to, and approved by, the stewards and recorded by the racing secretary

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."



New Mexico Racing Commission
4900 Alameda NE
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Ruling #: **2018-ZIA-205**
Track: Zia Park
Ruling Date: 11/18/2018

Licensee: NIES, JAMES A.

License Type: 2016 3 Year Owner Applicant Id: 14453
License Number: 283864

Ruling # 2018-ZIA-205

Action Type: Initial Ruling

Ruling:

Owner **James Nies** was duly notified and waived his rights to a formal hearing before the Board of Stewards **on November 18, 2018**. The hearing was in regard to an certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for drug "3-Hydroxylidocaine" (drug class 2, penalty B) detected in horse "**Wickednwildchickie**" (**Test Sample NM30204**), who **finished first place in the 10th race on July 18, 2018, at The Downs at Albuquerque**.

The original lab report indicated a finding of 3-Hydroxylidocaine **at a level of 2533±4 pg/ml in the serum**, which exceeds the regulatory threshold limit for 3-Hydroxylidocaine of **20 pg/ml in the serum**. On **November 2, 2018**, 3-Hydroxylidocaine was confirmed at a level of **4,500±700 pg/ml** in the serum of the split sample sent to **TVMDL**.

Joe Honesto, the trainer of record for horse "**Wickednwildchickie**", was duly notified and appeared for this hearing. This is **Joe Honesto's FIRST Class 2 Penalty B medication violation in a 365-day period**.

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

1. Pursuant to rule **15.2.6.9 (B)(2)**, the horse "**Wickednwildchickie**" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "**Wickednwildchickie**", is hereby disqualified from **FIRST PLACE** and ordered unplaced from the **10th race on July 18, 2018, at The Downs at Albuquerque**, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Jo Perry Flash
2. A Secret Li Remember
3. Jess Moonflash
4. Leftlane
5. Ima Handsome Man
6. First Lluvia Runaway
7. Scooters Debutant
8. Howbouthiscowgirl
9. Diamond Moon Flash

Unplaced "**Wickednwildchickie**"

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

15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.6.9Medications and Prohibited Substances / 15.2.6.11(A)(1)(2)(3) Trainer Responsibility/15.47.1.10(B)(1)(2) (3) Absolute Insurer/ 15.2.6.9(B)(2) Penalty Recommendations/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)Protection of Horses/ **15.2.1.9(B)(9) (b): Appeal Procedures** "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-206**
Track: Zia Park
Ruling Date: 11/18/2018

Licensee: **HONESTO, JOE LOUIS**
License Type: **2017 3 Year Trainer** Applicant Id: **10244**
License Number: **288175**

Ruling # 2018-ZIA-206
Action Type: Initial Ruling
Ruling:

Trainer **Joe L. Honesto** was duly notified and waived his rights to a formal hearing before the Board of Stewards **on November 18, 2018.** The hearing was in regard to an certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for drug "3-Hydroxylidocaine" (drug class 2, penalty B) detected in horse "**Wickednwildchickie**" (**Test Sample NM30204**), who **finished first place in the 10th race on July 18, 2018, at The Downs at Albuquerque.**

The original lab report indicated a finding of 3-Hydroxylidocaine **at a level of 2533±4 pg/ml in the serum,** which exceeds the regulatory threshold limit for 3-Hydroxylidocaine of **20 pg/ml in the serum.** On **November 2, 2018,** 3-Hydroxylidocaine was confirmed at a level of 4,500±700 pg/ml in the serum of the split sample sent to **TVMDL.**

James Nies, the owner of record for horse "**Wickednwildchickie**", was duly notified and responded telephonically for this hearing. This is **James Nies's FIRST** Class 2 Penalty B medication violation in a 365-day period.

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

- 1. A 60 day suspension of all NMRC licenses starting November 26, 2018, through January 24, 2019, inclusive.**
- 2. (\$1,000) one thousand and fine to paid on or before February 20, 2018,** in accordance with **15.2.3.8 (B)(3)(I) NMAC:** Failure to pay fine in prescribed time shall result in an immediate suspension.

During said time of applicable suspension **Joe L. Honesto** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21).** Additionally, effective upon applicable suspension dates, all horses **trained, owned , or in the care and custody of Joe L. Honesto** are ineligible to be entered or start in any race in this jurisdiction, per **15.2.1.9 (C)(21)(c).** All transfers and sales of horses **trained, owned , or in the care and custody of Joe L. Honesto** must be done in accordance with **15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5)Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.**

Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.6.9Medications and Prohibited Substances / 15.2.6.11(A)(1)(2)(3) Trainer Responsibility/15.47.1.10(B)(1)(2)(3) Absolute Insurer/ 15.2.6.9(B)(2) Penalty Recommendations/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)Protection of Horses/ **15.2.1.9(B)(9)(b): Appeal Procedures**"An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500.

David Smith

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New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-207**
Track: Zia Park
Ruling Date: 11/18/2018

Licensee: **HOOVESTAL, JODEE LOU**

License Type: 2017 1 Year Duplicate Applicant Id: 14483
License Number: 285418

Ruling # 2018-ZIA-207

Action Type: Initial Ruling

Ruling:

JODEE LOU HOOVESTAL failed (FIRST ATTEMPT) the oral interview portion of the New Mexico Trainers test on November 18, 2018. She is eligible to retake the Trainers test in 30 days, after December 18, 2018 (Due to the closing of the Zia Park meet, she must retest at Sunland Park Racetrack).

This ruling is written in accordance with:

16.47.1.10 (A)(2) TRAINERS: A. Eligibility: (2) Applicants not previously licensed as a trainer shall be qualified, as determined by the stewards or other commission designee, by reason of (b) Shall be required to pass a written examination, oral interviews with stewards and a regulatory veterinarian; and demonstrate practical skills. 16.47.1 NMAC 8 (d) Applicants failing the first written/oral examination must wait 30 days before retaking the trainer's test. (e) Applicants failing the second written/oral examination must wait 60 days before retaking the trainer's test. (f) Applicants failing the third written/oral examination must wait one year before retaking the trainer's test.

16.47.1.10 (D)(2) Assistant trainers Qualifications for obtaining an assistant trainer's license shall be prescribed by the stewards and the commission may include those requirements prescribed in Paragraph (1) of Subsection A of 16.47.1.10 NMAC.

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/
15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of 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 #: 2018-ZIA-208
Track Zia Park
Ruling Date: 11/18/2018

Licensee: CARRETE, FERNANDO

License Type: 2015 3 Year Trainer Applicant Id: 28930
License Number: 279958

Ruling # 2018-ZIA-208

Action Type: Initial Ruling

Ruling:

Trainer Fernando Carrete was duly notified and waived his rights to a 10-day notice and formal hearing before the Board of Stewards on **November 18, 2018**. The hearing was in regard to **Fernando Carrete's** multiple medication violations (in the past 24 months) in New Mexico and other jurisdictions, which rendered him ineligible to renew his New Mexico trainer's license (expiration date November 30, 2018).

Fernando Carrete must pass the New Mexico Trainers test prior to any further licensing as a trainer in the State of New Mexico.

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

16.47.1.10(A)(3) TRAINERS Eligibility A trainer licensed and in good standing in another jurisdiction, having been issued within a 24 month period, and having no record of a class 1 or 2 violation, or has less than three class 3, 4, 5 violations in the preceding 24 month period in any jurisdiction may be accepted if evidence of experience and qualifications are provided. Evidence of qualifications shall require passing one or more of the following: (a) a written test; (b) a demonstration of practical skills; (c) an interview with the stewards.

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of 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 #: **2018-ZIA-209**
Track: Zia Park
Ruling Date: 11/18/2018

Licensee: AGUILAR, PATRICK DOMINIC

License Type: 2016 3 Year Owner Applicant Id: 159270
License Number: 283628

Ruling # 2018-ZIA-209

Action Type: Initial Ruling

Ruling:

Owners **Steven E. Wilson and Patrick D. Aguilar** waived their rights to a 10-day notice and formal hearing on **November 13, 2018**, regarding a **certificate of analysis** from **Industrial Laboratories** (official testing laboratory for the NMRC). The **certificate of analysis** was for a confirmed positive for the therapeutic drug, Phenylbutazone (class 4 penalty category C MINOR drug) found in test sample **E290523** taken from the **SECOND place finisher "FROSTY"** following **the 3rd race, on October 16, 2018, at Zia Park Racetrack.**

The **certificate of analysis** indicated a finding of Phenylbutazone at **2.70 ±.35 micrograms per milliliter in the blood, which exceeds the allowable limit of 2.0 micrograms per milliliter in the blood.** Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Henry Dominguez.**

Henry Dominguez, the trainer of record for horse **"FROSTY"**, was duly notified and waived **his** rights to a 10-day notice and formal hearing on **November 3, 2018.** This is **Henry Dominguez's FIRST** Class 4C MINOR medication violation in a 365-day period.

For **Steven E. Wilson and Patrick D. Aguilar's FIRST** Class 4C MINOR medication violation in a 365-day period, the Board of Stewards hereby issues the following penalty, **per 15.2.6.9(B)(3)Penalty Recommendations**

1. The horse **"FROSTY"**, must pass a commission-approved examination before being eligible to enter.

Licensee is found to be in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f) Stewards/ 15.2.6.9(C)(1)Medication Restrictions/ 15.2.6.11(A)Trainer Responsibility/ 16.47.1.10(B)(1-3) Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations

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 #: 2018-ZIA-210
Track Zia Park
Ruling Date: 11/18/2018

Licensee: WILSON, STEVEN E

License Type: 2016 3 Year Owner Applicant Id: 159269
License Number: 283627

Ruling # 2018-ZIA-210

Action Type: Initial Ruling

Ruling:

Owners Steven E. Wilson and Patrick D. Aguilar waived their rights to a 10-day notice and formal hearing on November 13, 2018, regarding a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC). The certificate of analysis was for a confirmed positive for the therapeutic drug, Phenylbutazone (class 4 penalty category C MINOR drug) found in test sample E290523 taken from the SECOND place finisher "FROSTY" following the 3rd race, on October 16, 2018, at Zia Park Racetrack.

The certificate of analysis indicated a finding of Phenylbutazone at 2.70 ±.35 micrograms per milliliter in the blood, which exceeds the allowable limit of 2.0 micrograms per milliliter in the blood. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Henry Dominguez.

Henry Dominguez, the trainer of record for horse "FROSTY", was duly notified and waived his rights to a 10-day notice and formal hearing on November 3, 2018. This is Henry Dominguez's FIRST Class 4C MINOR medication violation in a 365-day period.

For Steven E. Wilson and Patrick D. Aguilar's FIRST Class 4C MINOR medication violation in a 365-day period, the Board of Stewards hereby issues the following penalty, per 15.2.6.9(B)(3)Penalty

Recommendations

1. The horse "FROSTY", must pass a commission-approved examination before being eligible to enter.

Licensee is found to be in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f) Stewards/ 15.2.6.9(C)(1)Medication Restrictions/ 15.2.6.11(A)Trainer Responsibility/ 16.47.1.10(B)(1-3) Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations

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.

Dee Dee Smith

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New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-211**
Track: Zia Park
Ruling Date: 11/18/2018

Licensee: **SANCHEZ, CESAR**

License Type: **2017 3 Year Owner** Applicant Id: **6322**
License Number: **288084**

Ruling # 2018-ZIA-211

Action Type: Initial Ruling

Ruling:

Owner **Cesar Sanchez** was duly notified and waived his rights to a 10-day notice and formal hearing on **November 13, 2018**. The hearing was in regards to a certificate of analysis from **Industrial Laboratories** (official testing laboratory for the NMRC) for a confirmed positive for the controlled substance and prohibited drug (class 3 penalty B) "clenbuterol" detected in the urine of horse "**BOSS REGARD**" (Test Sample #: **E290583**) who finished **SECOND place in the 10th race on October 21, 2018, at Zia Park Racetrack**. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Jesse Ramos**.

Jesse Ramos, the **trainer** of record for horse "**BOSS REGARD**", was **summarily suspended on November 6, 2018 and responded telephonically for a summary suspension hearing, before the Board of Stewards on November 13, 2018, where he waived his rights to a 10 day notice and formal disciplinary hearing**. This is **Jesse Ramos's FIRST Class 3B medication violation in a 365-day period**.

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

1. Pursuant to rules 15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d)List Removal Requirements, the horse "**BOSS REGARD**" is placed on the Stewards list for a period of 60 days (beginning **November 6, 2018**). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.
2. In accordance with 15.2.5.13(E)(4)(d) Purse Redistribution, The horse "**BOSS REGARD**" is hereby disqualified from **SECOND PLACE** and ordered unplaced from the **10th race on October 21, 2018, at Zia Park Racetrack**, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Heza Royal Patriot
2. Stayin On Okey
3. Childress Cartel
4. Eagle Inflight
5. King Cosmo
6. Smash Bac Rose
7. Curly Taraumar
8. Bp Eagle Policy

9. Onesashingdifference **Unplaced "BOSS REGARD"**

Licensee is found in violation of and ruling written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/ 15.2.6.11(A) Trainer Responsibility/ 15.2.6.9(B)(2) Penalty Recommendations /16.47.1.8(T)Knowledge Of The Rules/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.10(B) (1)(2)(3)Absolute Insurer/ 15.2.6.11 (A)(B)Trainer Responsibility **15.2.1.9(B)(9)(b): Appeal Procedures** An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices, or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-ZIA-212
Track Zia Park
Ruling Date: 11/18/2018

Licensee: GONZALEZ, CYNTHIA GUADALUPE
License Type: 2017 3 Year Trainer Applicant Id: 20355
License Number: 284787

Ruling # 2018-ZIA-212

Action Type: Initial Ruling

Ruling:

Trainer Cynthia Gonzalez was duly notified and waived her rights to a 10-day notice and formal hearing before the Board of Stewards on **November 17, 2018**. The hearing was in regard to **Cynthia Gonzalez** failing to be present in the paddock or notify the stewards of another trainer or assistant trainer to saddle entry **"WOODYS COPY CAT"** in **the 12th race on November 4, 2018, at Zia Park**.

The Board of Stewards hereby fines **Cynthia Gonzalez** in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **December 18, 2018**, in accordance with 15.2.3.8(B)(3) (I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

16.47.1.10 (C)(23) **TRAINER RESPONSIBILITY** personally attending to their horses in the paddock and supervising the saddling thereof, unless excused by the stewards; if the trainer is excused, the trainer must secure another trainer or assistant trainer who is licensed by the commission to assume those duties

16.47.1.10 (E)(1) **SUBSTITUTE TRAINER** If any licensed trainer is prevented from performing his duties or is absent from the track where he is participating, the stewards shall be immediately notified, and at the same time, a substitute trainer or assistant trainer, acceptable to the stewards, shall be appointed. The stewards shall be advised when the regular trainer resumes his duties

15.2.6.11(E)(13): **Trainer Responsibility** personally attending in the paddock and supervising the saddling thereof, unless excused by the stewards

15.2.1.8(B)(1) **COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards**

General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

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

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

By Order of The 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 #: **2018-ZIA-213**
Track: Zia Park
Ruling Date: 11/18/2018

Licensee: **GONZALEZ, CYNTHIA GUADALUPE**
License Type: 2017 3 Year Trainer Applicant Id: 20355
License Number: 284787

Ruling # 2018-ZIA-213
Action Type: Initial Ruling
Ruling:

Trainer, Cynthia Gonzalez, was duly notified and waived her rights to a 10-day notice and formal hearing before the Board of Stewards on **November 17, 2018**. The hearing was in regard to **Cynthia Gonzalez** failing to declare equipment (**Flipping Halter ON**) at time of entry for **"STREAK N CARTEL"**, entered in **the 7th race on October 27, 2018, at Zia Park Racetrack**.

The Board of Stewards hereby fines **Cynthia Gonzalez** in the amount of **two hundred dollars (\$ 200.00)**. The fine is to paid on or before **December 18, 2018**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

15.2.5.8 (B)(10) Procedure For Entries Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.5.8 (B)(6) Procedure For Entries No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

15.2.6.11(E)(11)Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(I)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal

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 #: **2018-ZIA-214**
Track: Zia Park
Ruling Date: 11/18/2018

Licensee: **CASTRO, JUAN CARLOS**

License Type: 2018 1 Year Groom Applicant Id: 35575
License Number: 290810

Ruling # 2018-ZIA-214

Action Type: Initial Ruling

Ruling:

Groom/Owner Juan Castro was duly notified and waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **November 17, 2018**. The hearing was in regard to **Juan Castro** performing the duties of **trainer, a capacity for which he was not licensed**. **(Saddling entry "WOODYS COPY CAT" in the 12th race on November 4, 2018, at Zia Park Racetrack)**

The Board of Stewards hereby fines **Juan Castro** in the amount of **two hundred dollars (\$200)**. The fine is to be paid on or before **December 18, 2018**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay this fine within the time prescribed shall result in immediate suspension.

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

16.47.1.8 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.*

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The 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 #: 2018-ZIA-215
Track Zia Park
Ruling Date: 11/18/2018

Licensee: CASTRO, SERGIO FRESCAS
License Type: 2018 1 Year Groom Applicant Id: 32311
License Number: 290850

Ruling # 2018-ZIA-215

Action Type: Initial Ruling

Ruling:

Groom/Owner Sergio Castro was duly notified and waived his rights to 10 day notice and formal hearing before the Board of Stewards on **November 17, 2018**. The hearing was in regard to **Sergio Castro** performing the duties of **trainer, a capacity for which he was not licensed**. (**Saddling entry "SEAL OLE GO" in the 10th race on November 5, 2018, at Zia Park Racetrack**)

The Board of Stewards hereby fines **Sergio Castro** in the amount of **two hundred dollars (\$200)**. The fine is to be paid on or before **December 18, 2018**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay this fine within the time prescribed shall result in immediate suspension.

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

16.47.1.8 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.*

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The 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 #: 2018-ZIA-216
Track Zia Park
Ruling Date: 11/18/2018

Licensee: CARRETE, FERNANDO

License Type: 2015 3 Year Trainer Applicant Id: 28930
License Number: 279958

Ruling # 2018-ZIA-216

Action Type: Initial Ruling

Ruling:

Fernando Carrete, failed (FIRST ATTEMPT) the written portion of the New Mexico Trainers test on November 18, 2018. He is eligible to retake the Trainers test in 30 days, after December 18, 2018 (Due to the closing of the Zia Park meet, he must retest at Sunland Park Racetrack.)

This ruling is written in accordance with:

16.47.1.10 (A)(2) TRAINERS: A. Eligibility: (2) Applicants not previously licensed as a trainer shall be qualified, as determined by the stewards or other commission designee, by reason of (b) Shall be required to pass a written examination, oral interviews with stewards and a regulatory veterinarian; and demonstrate practical skills. 16.47.1 NMAC 8 (d) Applicants failing the first written/oral examination must wait 30 days before retaking the trainer's test. (e) Applicants failing the second written/oral examination must wait 60 days before retaking the trainer's test. (f) Applicants failing the third written/oral examination must wait one year before retaking the trainer's test.

16.47.1.10 (D)(2) Assistant trainers Qualifications for obtaining an assistant trainer's license shall be prescribed by the stewards and the commission may include those requirements prescribed in Paragraph (1) of Subsection A of 16.47.1.10 NMAC.

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/
15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of 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 #: 2018-ZIA-217
Track Zia Park
Ruling Date: 11/19/2018

Licensee: PERREN, LYMON A.

License Type: 2018 1 Year Trainer Applicant Id: 21208
License Number: 290534

Ruling # 2018-ZIA-217

Action Type: Initial Ruling

Ruling:

Trainer Lymon Perren was duly notified and **responded telephonically for a hearing** before the Board of Stewards **on November 19, 2018.** The hearing was in regard to a **certificate of analysis** from **Industrial Laboratories** (official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "**All Trumped Up**" (**Test Sample #: E276557**), who **finished SECOND place in the 18th race on July 18, 2018, at The Downs at Albuquerque.** On **October 25, 2018,** clenbuterol was confirmed in the urine of the split sample sent to **TVMDL.**

Kevin R. Owens, the **owner** of record for horse "**All Trumped Up**", was duly notified and **failed to appear for this hearing.** This is **Kevin R. Owens's FIRST Class 3B medication violation in a 365-day period.**

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

- 1. A 30 day suspension of all NMRC licenses starting , November 29, 2018 through December 28, 2018, inclusive.**
- 2. A (\$750.00) seven hundred and fifty dollar fine to paid on or before December 19, 2018, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time may result in an immediate suspension.**

During said time of applicable suspension **Lymon Perren** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21).** Additionally, effective upon applicable suspension dates, all horses **owned or trained by, or under the care and custody of Lymon Perren** are ineligible to be entered or start in any race in this jurisdiction, per **15.2.1.9 (C)(21)(c).** All transfers and sales of horses **trained or owned by, or in the care and custody of Lymon Perren** must be done in accordance with **15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION, and 16.47.1.10(D)(5)Assistant Trainers.**

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

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

Dialet Smith

Julie Carter

Lymon Perren



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-ZIA-218
Track Zia Park
Ruling Date: 11/19/2018

Licensee: OWENS, KEVIN R

License Type: 2018 3 Year Owner Applicant Id: 161122
License Number: 290422

Ruling # 2018-ZIA-218

Action Type: Initial Ruling

Ruling:

Owner Kevin R. Owens was duly notified, failed to appear, and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards on November 19, 2018. The hearing was in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "All Trumped Up" (Test Sample #: E276557), who finished SECOND place in the 18th race on July 18, 2018, at The Downs at Albuquerque. On October 25, 2018, clenbuterol was confirmed in the urine of the split sample sent to TVMDL.

Lymon Perren, the trainer of record for horse "All Trumped Up", was duly notified and responded telephonically for this hearing. This is Lymon Perren's FIRST Class 3B medication violation in a 365-day period.

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

1. Pursuant to rules 15.2.3.8 (B)(9)(a)(e) Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d) List Removal Requirements, the horse "Trumped Up" is placed on the Stewards list for a period of 60 days (beginning July 25, 2018). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.
2. In accordance with 15.2.5.13(E)(4)(d) Purse Redistribution, The horse "All Trumped Up" is hereby disqualified from SECOND PLACE and ordered unplaced from the 9th race on July 6, 2018, at Albuquerque Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Tanzanite
2. Superpass
3. Blake's Lucky Star
4. Sidaam
5. El Russo

Unplaced "All Trumped Up"

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

16.47.1.10(B) (1)(2)(3) Absolute Insurer **15.2.1.9(B)(9)(b): Appeal Procedures** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-219**
Track: Zia Park
Ruling Date: 11/20/2018

Licensee: **ESPINO, JESUS T.**

License Type: **2018 1 Year Trainer** Applicant Id: **10083**
License Number: **292334**

Ruling # **2018-ZIA-219**

Action Type: **Initial Ruling**

Ruling:

Trainer **Jesus Espino** was duly notified and waived his rights to a 10-day notice and formal hearing before the Board of Stewards on **November 18, 2018**. The hearing was in regard to a confirmed positive for the therapeutic drug **Dexamethasone (class 4 penalty category C MAJOR drug)**, found in test sample **E290575**. The test sample was taken from the **FIRST place finisher "Hopey Chick"** following **the 7th race on October 21, 2018, at Zia Park Racetrack**.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **Dexamethasone at 17±3 pg/ml in the blood**, the allowable limit for Dexamethasone is 5 pg/ml in the blood (**15.2.6.9 Attachment 2 Page 3**). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Jesus Espino**.

Marcos Galvan and Hector Sabando, the **owners** of record for horse **"Hopey Chick"**, were duly notified and failed to appear for this hearing. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this **Marcos Galvan and Hector Sabando's FIRST Class 4C MAJOR medication violation in a 365-day period**.

For Jesus Espino's FIRST Class 4C MAJOR medication violation in a 365- day period, issued in accordance with 15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, the Board of Stewards hereby assess penalty as follows:

1. **A (\$1,000) one thousand dollar fine to paid on or before December 20, 2018**, in accordance with **15.2.3.8 (B)(3)(I) NMAC**. Failure to pay the fine in the prescribed time shall result in an immediate suspension.

During said time of applicable suspension **Jesus Espino** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21)**. Additionally, effective upon applicable suspension dates, all horses **trained, owned, or in the care and custody of Jesus Espino** are ineligible to be entered or start in any race in this jurisdiction, per **15.2.1.9 (C)(21)(c)**. All transfers and sales of horses **trained, owned, or in the care and custody of Jesus Espino** must be done in accordance with **15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5) Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION**.

Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards /15.2.6.9(C)(4) Medication Restrictions/15.2.6.11 (A)Trainer Responsibility/16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.8(T) Protection of Horses/ 15.2.6.9(F)Permissible Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/15.2.1.9(B)(9)(b): Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-220**
Track: Zia Park
Ruling Date: 11/20/2018

Licensee: **GALVAN, MARCOS ELOY**
License Type: **2018 3 Year Owner** Applicant Id: **157467**
License Number: **290277**

Ruling # 2018-ZIA-220

Action Type: Initial Ruling

Ruling:

Owners **Marcos Galvan and Hector Sabando** were duly notified, failed to appear, and had **their** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **November 18, 2018**. The hearing was in regard to a confirmed positive for the therapeutic drug **Dexamethasone (class 4 penalty category C MAJOR drug)**, found in test sample **E290575**. The test sample was taken from the **FIRST place finisher "Hopey Chick"** following **the 7th race on October 21, 2018, at Zia Park Racetrack**.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **Dexamethasone at 17±3 pg/ml in the blood**, the allowable limit for Dexamethasone is 5 pg/ml in the blood (**15.2.6.9 Attachment 2 Page 3**). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Jesus Espino**.

Jesus Espino, the **trainer** of record for horse "**Hopey Chick**", was duly notified and waived his rights to a 10-day notice and formal hearing. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this **Jesus Espino's FIRST Class 4C MAJOR medication violation in a 365-day period**.

For Marcos Galvan and Hector Sabando's FIRST Class 4C MAJOR medication violation in a 365- day period, issued in accordance with **15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS**, the Board of Stewards hereby assess penalty as follows:

1. The horse "**Hopey Chick**" must pass a commission approved veterinary examination before being eligible to enter.
2. The horse "**Hopey Chick**" is hereby disqualified from **FIRST PLACE** and ordered unplaced from **the 7th race on October 21, 2018, at Zia Park Racetrack**, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. Ellas Bigcartel
 2. Isaiah colt fortyfive
 3. Jess C James
 4. Fantabulous Kicken
 5. Im a Mac Daddy
 6. Buzz Feed
 7. Super Stuper
 8. Send Me a Milagro
 9. Mit Bejon Unplaced "**Hopey Chick**"

Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards /15.2.6.9(C)(4) Medication Restrictions/15.2.6.11 (A)Trainer Responsibility/16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.8(T)Protection of Horses/ 15.2.6.9(F)Permissible Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/15.2.1.9(B)(9)(b): Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-221**
Track: **Zia Park**
Ruling Date: **11/20/2018**

Licensee: **SABANDO, HECTOR ALFREDO**
License Type: **2018 3 Year Owner** Applicant Id: **157466**
License Number: **290276**

Ruling # 2018-ZIA-221

Action Type: Initial Ruling

Ruling:

Owners **Marcos Galvan and Hector Sabando** were duly notified, failed to appear, and had **their** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, before the Board of Stewards on **November 18, 2018**. The hearing was in regard to a confirmed positive for the therapeutic drug **Dexamethasone (class 4 penalty category C MAJOR drug)**, found in test sample **E290575**. The test sample was taken from the **FIRST place finisher "Hopey Chick"** following **the 7th race on October 21, 2018, at Zia Park Racetrack**.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **Dexamethasone at 17±3 pg/ml in the blood**, the allowable limit for Dexamethasone is 5 pg/ml in the blood (**15.2.6.9 Attachment 2 Page 3**). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Jesus Espino**.

Jesus Espino, the **trainer** of record for horse "**Hopey Chick**", was duly notified and waived his rights to a 10-day notice and formal hearing. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this **Jesus Espino's FIRST Class 4C MAJOR medication violation in a 365-day period**.

For **Marcos Galvan and Hector Sabando's FIRST Class 4C MAJOR medication violation in a 365-day period**, issued in accordance with **15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS**, the Board of Stewards hereby assess penalty as follows:

1. The horse "**Hopey Chick**" must pass a commission approved veterinary examination before being eligible to enter.
2. The horse "**Hopey Chick**" is hereby disqualified from **FIRST PLACE** and ordered unplaced from **the 7th race on October 21, 2018, at Zia Park Racetrack**, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Ellas Bigcartel
2. Isaiah colt forty five
3. Jess C James
4. Fantabulous Kicken
5. Im a Mac Daddy
6. Buzz Feed
7. Super Stuper
8. Send Me a Milagro
9. Mit Bejon Unplaced "**Hopey Chick**"

Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards /15.2.6.9(C)(4) Medication Restrictions/15.2.6.11 (A) Trainer Responsibility/16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.8(T) Protection of Horses/ 15.2.6.9(F) Permissible Medications With Acceptable Levels /15.2.6.9(B)(4) Penalty Recommendations/15.2.1.9(B)(9)(b): Appeal Procedures An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday.

[Handwritten signatures of three individuals]



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-222**
Track: Zia Park
Ruling Date: 11/20/2018

Licensee: **CARRILLO, ARNOLDO**

License Type: **2016 3 Year Trainer** Applicant Id: **28913**
License Number: **283562**

Ruling # **2018-ZIA-222**

Action Type: **Initial Ruling**

Ruling:

Trainer Arnoldo Carrillo was duly notified and represented by attorney Daniel Marquez for a hearing before the Board of Stewards on November 19, 2018. The hearing was in regard to a certificate of analysis from UC Davis (official testing laboratory for the NMRC) for a confirmed positive for the controlled substance and prohibited drug (class 3 penalty B) "clenbuterol" detected in the urine of horse "Coronas Dashin Injun" (Test Sample #: E277054), who finished second place in the 4th race on August 26, 2018, at the Downs at Albuquerque. On September 26, 2018, clenbuterol was confirmed in the urine of the split sample sent to TVMDL.

Jorge L Carrillo-Gutierrez, the owner of record for horse "Coronas Dashin Injun", was duly notified and represented by attorney Daniel Marquez for this hearing. This is Jorge L Carrillo-Gutierrez's SECOND Class 3B medication violation in a 365-day period.

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

1. A 60day suspension of all NMRC licenses starting November 30, 2018, through January 28, 2019, inclusive.
2. A (1,000.00) one thousand dollar fine to paid on or before December 20, 2018, in accordance with 15.2.3.8 (B)(3)(l). Failure to pay the fine in the prescribed time shall result in an immediate suspension.
3. Per 15.2.3.8 (B)(3)(j), the Board of Stewards hereby refer Arnoldo Carrillo to the New Mexico Racing Commission for further action if deemed appropriate

During said time of applicable suspension Arnoldo Carrillo is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses trained or owned by, or in the care and custody of Arnoldo Carrillo are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained or owned by, or in the care and custody of Arnoldo Carrillo must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION, and 16.47.1.10(D)(5) Assistant Trainers.

Licensee is found in violation of and ruling written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4) Medication Restrictions/ 15.2.6.11(A) Trainer Responsibility/ 15.2.6.9(B)(2) Penalty Recommendations /16.47.1.8(T) Knowledge Of The Rules/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.10(B) (1)(2)(3) Absolute Insurer 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

Doris Smith

Jim Cathey

Penelope L...



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-223**
Track: Zia Park
Ruling Date: 11/20/2018

Licensee: **CARRILLO, JORGE LUIS**

License Type: **2017 3 Year Owner** Applicant Id: **29712**
License Number: **285465**

Ruling # **2018-ZIA-223**

Action Type: **Initial Ruling**

Ruling:

Owner **Jorge L Carrillo-Gutierrez** was duly notified and **represented by attorney Daniel Marquez for a hearing** before the Board of Stewards **on November 19, 2018**. The hearing was in regard to a **certificate of analysis** from **UC Davis** (official testing laboratory for the NMRC) for a confirmed positive for the controlled substance and prohibited drug (class 3 penalty B) "clenbuterol" detected in the urine of horse "**Coronas Dashin Injun**" (**Test Sample #: E277054**), who **finished second place in the 4th race on August 26, 2018, at the Downs at Albuquerque**. On September 26, 2018, clenbuterol was confirmed in the urine of the split sample sent to **TVMDL**.

Arnoldo Carrillo, the trainer of record for horse "**Coronas Dashin Injun**", was duly notified and **represented by attorney Daniel Marquez for this hearing**. This is **Arnoldo Carrillo's FIRST Class 3B medication violation in a 365-day period**.

For Jorge L Carrillo-Gutierrez's SECOND Class 3B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty issued in accordance with **15.2.6.9 (B)(2) Penalty Recommendations**, as follows:

- Pursuant to rules 15.2.3.8 (B)(9)(a)(e) Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d) List Removal Requirements, the horse "Coronas Dashin Injun" is placed on the Stewards list for a period of 60 days (beginning September 12, 2018). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.**
- In accordance with 15.2.5.13(E)(4)(d) Purse Redistribution, The horse "Coronas Dashin Injun" is hereby disqualified from SECOND PLACE and ordered unplaced from the 4th race on August 26, 2018, at the Downs at Albuquerque, for all but pari-mutuel wagering. The purse redistribution is as follows.**

1. One Famous Ribbon
2. The Cartels Crown
3. Trust Me Not
4. Willows Rockin Jay
5. Hitta Big Lick
6. Laynis Diamond
7. Feature Me Gorgeous

8. Miss Ramblin Moon Unplaced "Coronas Dashin Injun"

Licensee is found in violation of and ruling written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4) Medication Restrictions/ 15.2.6.11(A) Trainer Responsibility/ 15.2.6.9(B)(2) Penalty Recommendations /16.47.1.8(T) Knowledge Of The Rules/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.10(B) (1)(2)(3) Absolute Insurer **15.2.1.9(B)(9)(b): Appeal Procedures** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-224**
Track: Zia Park
Ruling Date: 11/21/2018

Licensee: **RIVERA, DOMINIC ANDRES**
License Type: **2018 1 Year Trainer** Applicant Id: **29622**
License Number: **289609**

Ruling # 2018-ZIA-224

Action Type: Initial Ruling

Ruling:

Trainer Dominic Rivera was duly notified and waived his rights to a 10-day notice and formal hearing before the Board of Stewards on **November 19, 2018**. The hearing was in regard to **Dominic Rivera** failing to be present in the paddock or notify the stewards of another trainer or assistant trainer to saddle entry **"DOMINATING"** in **the 7th race on October 22, 2018, at Zia Park**.

The Board of Stewards hereby fines **Dominic Rivera** in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **December 21, 2018**, in accordance with 15.2.3.8(B)(3) (I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

16.47.1.10 (C)(23) TRAINER RESPONSIBILITY personally attending to their horses in the paddock and supervising the saddling thereof, unless excused by the stewards; if the trainer is excused, the trainer must secure another trainer or assistant trainer who is licensed by the commission to assume those duties

16.47.1.10 (E)(1) SUBSTITUTE TRAINER If any licensed trainer is prevented from performing his duties or is absent from the track where he is participating, the stewards shall be immediately notified, and at the same time, a substitute trainer or assistant trainer, acceptable to the stewards, shall be appointed. The stewards shall be advised when the regular trainer resumes his duties

15.2.6.11(E)(13): Trainer Responsibility personally attending in the paddock and supervising the saddling thereof, unless excused by the stewards

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

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

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

By Order of The 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 #: **2018-ZIA-225**
Track: Zia Park
Ruling Date: 11/21/2018

Licensee: GOMEZ, ENRIQUE PORTILLO
License Type: 2017 3 Year Jockey Applicant Id: 32586
License Number: 287713

Ruling # 2018-ZIA-225

Action Type: Initial Ruling

Ruling:

Jockey **Enrique Portillo Gomez** was summoned and appeared before the Board of Stewards on **November 17, 2018**, for failure to make sufficient effort to control his mount "**Hes Out To Sea**", in the **7th race on November 13, 2018, at Zia Park Racetrack.**

The Board of Stewards hereby fines, **Enrique Portillo Gomez**, in the amount of **two hundred dollars, (\$200.00).** This fine is to be paid on or before **December 21, 2018**, 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 in violation of and this ruling is written in accordance with:

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

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

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys/15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2018-ZIA-226**
Track: Zia Park
Ruling Date: 11/21/2018

Licensee: **SIGALA, ALFREDO S.**

License Type: 2015 3 Year Jockey Applicant Id: 158216
License Number: 279889

Ruling # 2018-ZIA-226

Action Type: Initial Ruling

Ruling:

Jockey **Alfredo Sigala** was summoned and appeared before the Board of Stewards on **November 17, 2018**, for failure to make sufficient effort to control his mount "**SIZZLIN BLUE CORONA**", in the **6th race on November 17, 2018, at Zia Park Racetrack.**

The Board of Stewards hereby fines, **Alfredo Sigala**, in the amount of **two hundred dollars, (\$200.00).** This fine is to be paid on or before **December 21, 2018**, in accordance with 15.2.3.8 (B)(3)(1) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

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

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

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

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

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

By Order of The Zia Park Stewards