



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-ZIA-41
Track Zia Park
Ruling Date: 10/2/2017

Licensee: SOTO, MARCOS SEVERIANO

License Type: 2015 3 Year Jockey Applicant Id: 158146
License Number: 280218

Ruling # 2017-ZIA-41

Action Type: Initial Ruling

Ruling:

Marcos Soto, having been summoned by the **Board of Stewards** and having failed to appear or send a jockey guild's representative **on September 25, 2017, at Zia Park Racetrack**, is hereby assessed a fine of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **November 2, 2017**, in accordance with **15.2.3.8(B)(3)(I)**. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found in violation of:

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

15.2.1.9(B)(4)(A) Notice Of Hearing- Jockey Except as provided by these rules regarding summary suspension, jockey riding infractions and trial races, the stewards or a racing commission designee shall provide written notice, at least 10 days before the hearing, to a person who is the subject of a disciplinary hearing. The person may waive their right to 10 days notice by executing a written waiver.

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/ 15.2.3.8 B (1) (a)(c)(d)Stewards General Authority /16.47.1.8 (T) KNOWLEDGE OF RULES/16.47.1.3 Statutory Authority
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 #: 2017-ZIA-42
Track Zia Park
Ruling Date: 10/2/2017

Licensee: SOTO, MARCOS SEVERIANO

License Type: 2015 3 Year Jockey Applicant Id: 158146
License Number: 280218

Ruling # 2017-ZIA-42

Action Type: Initial Ruling

Ruling:

Jockey, Marcos Soto having been summoned, failing 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 September 25, 2017, for failure to report his correct weight, which resulted in a late change of rider for entry "POP YOUR CORK" in the 2ND race on September 24, 2017, at Zia Park Racetrack.

The Board of Stewards hereby assesses Marcos Soto a penalty in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before November 2, 2017, in accordance with 15.2.3.8(B)(3) (I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(C)(1) 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."

15.2.5.13(C) (12) Seven pounds is the limit of overweight any horse is permitted to carry.

This ruling is written in accordance with:

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

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 #: 2017-ZIA-43
Track Zia Park
Ruling Date: 10/2/2017

Licensee: THEDFORD, TANNER TROY
License Type: 2016 3 Year Jockey Applicant Id: 20419
License Number: 282007

Ruling # 2017-ZIA-43

Action Type: Initial Ruling

Ruling:

Jockey **Tanner Thedford**, having been summoned and having appeared before the Board of Stewards on **September 30, 2017**, for failure to make sufficient effort to maintain his lane while aboard "**DE LA EAGLE**", which resulted in his mount being disqualified from 1st place to 3rd place, in the 6th race on September 24, 2017 at Zia Park Racetrack,.

The Board of Stewards hereby assess, **Tanner Thedford**, a fine in the amount of **two hundred dollars, (\$200.00)**. The fine is to be paid on or before **November 2, 2017**, in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) 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.

This ruling is written in accordance with:

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

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 #: 2017-ZIA-44
Track Zia Park
Ruling Date: 10/2/2017

Licensee: HERRERA, RAUL

License Type: 2017 3 Year Jockey Applicant Id: 46080
License Number: 286057

Ruling # 2017-ZIA-44

Action Type: Initial Ruling

Ruling:

Jockey, Raul Herrera, having been summoned and having appeared before the Board of Stewards on September 30, 2017, for careless riding during the running of the 10th race on September 24, 2017 at Zia Park Racetrack while aboard "DEADLY FAST" which resulted in his mount being disqualified from 7th place to 9th place.

For this violation, the Board of Stewards assessed Raul Herrera a suspension of 4 race days (October 7, 2017, October 8, 2017, October 9, 2017, and October 10, 2017). Raul Herrera is allowed to ride designated races.

Licensee is found in violation of:

15.2.5.13(E)(2)(a) 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)(d) Post to Finish In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

This ruling is written in accordance with:

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

NMAC Disqualification./15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys/15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T)

KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority /16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/ 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 #: 2017-ZIA-45
Track Zia Park
Ruling Date: 10/2/2017

Licensee: KEETON, TOBY L

License Type: 2015 3 Year Trainer Applicant Id: 11966
License Number: 277466

Ruling # 2017-ZIA-45

Action Type: Initial Ruling

Ruling:

Trainer Toby Keeton having been duly notified, failing 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 **September 26, 2017**, for failure to declare equipment (**Flipping Halter ON**) at time of entry for **"JUMP JIVE AND SCORE B"** entered in **4th race on August 25, 2017, at Ruidoso Downs**.

The Board of Stewards assess **Toby Keeton** a penalty in the amount of **one hundred dollars (\$ 100.00)**. The fine is to paid on or before **November 2, 2017**, 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:

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

15.2.5.13 (A)(6) Equipment For The Running Of The Race: No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

15.2.6.11(E)(10)Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

This ruling is written in accordance with:

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

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 #: 2017-ZIA-46
Track Zia Park
Ruling Date: 10/2/2017

Licensee: COX, SHAE LARA

License Type: 2016 3 Year Trainer Applicant Id: 6315
License Number: 282198

Ruling # 2017-ZIA-46

Action Type: Initial Ruling

Ruling:

Trainer Shae L. Cox having been duly notified, failing to appear, and had **her** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **September 25, 2017**, for failure to declare equipment (**Flipping Halter Off**) at time of entry for **"EYEMA BLUE WAGON"**, entered in **the 6th race on August 20, 2017 at Ruidoso Downs**.

For this rule violation, the Board of Stewards assessed **Shae L. Cox** a penalty in the amount of **one hundred dollars (\$ 100.00)**. The fine is to paid on or before **November 2, 2017**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.8 (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

15.2.5.13 (A)(6) Equipment For The Running Of The Race: No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

15.2.6.11(E)(10)Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

This ruling is written in accordance with:

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

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 #: 2017-ZIA-47
Track Zia Park
Ruling Date: 10/2/2017

Licensee: GUERRA, JR JIMMY WRIGHT
License Type: 2015 3 Year Trainer Applicant Id: 157998
License Number: 279229

Ruling # 2017-ZIA-47

Action Type: Initial Ruling

Ruling:

Trainer **Jimmy Guerra**, having been duly notified, failing 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 **September 25, 2017** for selling horse "**PEE BEE N JAMES**" after entry, which resulted in a scratch of said horse **from the 4th race on August 13, 2017, at Ruidoso Downs**.

For this rule violation, the Board of Stewards assessed **Jimmy Guerra** a penalty in the amount of **two hundred dollars (\$ 200.00)**. The fine is to be paid on or before **November 2, 2017**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.8 (B)(2) PROCEDURE FOR ENTRIES An entry shall be in the name of the horse's owner and made by the owner, trainer or a licensed designee of the owner or trainer. Any horse which is in a race or on the also-eligible list may not be sold or transferred until that obligation is completed, except with permission of the stewards.

This ruling is written in accordance with:

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

Dialet Smith

Jim Guerra

Ken Buckner



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-ZIA-48
Track Zia Park
Ruling Date: 10/2/2017

Licensee: ENRIQUEZ, JOSE LUIS

License Type: 2017 3 Year Jockey Applicant Id: 86484
License Number: 286567

Ruling # 2017-ZIA-48

Action Type: Initial Ruling

Ruling:

Jockey Jose Luis Enriquez having been duly notified, failing 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 September 26, 2017, 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 (entry "JESS EXCESSIVE") in the 1st race on August 27, 2017, at Ruidoso Downs.

The Board of Stewards hereby assesses Jose Luis Enriquez a penalty in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before November 2, 2017, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(C)(I) 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) 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."

This ruling is written in accordance with:

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

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 #: 2017-ZIA-49
Track Zia Park
Ruling Date: 10/2/2017

Licensee: PANTOJA-SILVA, JOSE

License Type: 2017 1 Year Jockey Ag Applicant Id: 157368
License Number: 287608

Ruling # 2017-ZIA-49

Action Type: Initial Ruling

Ruling:

Jockey Agent **JOSE PANTOJA-SILVA**, having waived his rights to a 10 day notice and formal hearing before Board of Stewards on **September 26, 2017**, for failure to honor first call for entry "**SHES REDDY**" in the 8th race on October 3, 2017, at Zia Park Racetrack.

For this violation, the Board of Stewards assessed **JOSE PANTOJA-SILVA** a fine in the amount of **five hundred dollars (\$500.00)**. The fine is to be paid on or before **November 2, 2017**, 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 to be in violation of:

16.47.1.13 (C) JOCKEY AGENT RESPONSIBILITY All persons permitted to make riding engagements shall maintain current and accurate records of all engagements made, such records being subject to examination by the stewards at any time.

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

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
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 #: 2017-ZIA-50
Track Zia Park
Ruling Date: 10/2/2017

Licensee: ESTRADA-DOMINGUEZ, MANUEL

License Type: 2016 3 Year Jockey Applicant Id: 159083
License Number: 283041

Ruling # 2017-ZIA-50

Action Type: Initial Ruling

Ruling:

Jockey, **Manuel Estrada-Dominguez** having been duly notified **and having appeared** before the Board of Stewards on **September 30, 2017**, for failure to appear in the paddock at the designated time **for the 10th race on September 24, 2017, at Zia Park Racetrack.**

The Board of Stewards hereby assesses **Manuel Estrada-Dominguez** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **November 2, 2017**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

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

This ruling is written in accordance with:

**15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
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 #: 2017-ZIA-51
Track Zia Park
Ruling Date: 10/2/2017

Licensee: GARCIA-LUNA, FELIPE D

License Type: 2015 3 Year Jockey Applicant Id: 30961
License Number: 278824

Ruling # 2017-ZIA-51

Action Type: Initial Ruling

Ruling:

Jockey **Felipe Garcia- Luna** having been duly notified, failing 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 **September 30, 2017**, for having failed to be excused from, or to notify the Board of Stewards of his absence, and subsequent failure to honor his riding engagements (entries "**MYSTERIOUS NIGHT**" and "**FIRST GHOST**") in the **4th race on August 27, 2017, and September 1, 2017, at Ruidoso Downs.**

The Board of Stewards hereby assesses **Felipe Garcia- Luna** a penalty in the amount of **four hundred dollars (\$400.00)**. The fine is to be paid on or before **November 2, 2017**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(C)(1) 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) 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."

This ruling is written in accordance with:

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

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 #: 2017-ZIA-52
Track Zia Park
Ruling Date: 10/2/2017

Licensee: SEDILLO, TONY E

License Type: 2015 3 Year Trainer Applicant Id: 16607
License Number: 280236

Ruling # 2017-ZIA-52

Action Type: Initial Ruling

Ruling:

Trainer Tony Sedillo having been duly notified, failing 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 **September 30, 2017**, for failure to declare equipment (**Flipping Halter ON**) at time of entry for **"TOTITO POWER"** entered in **6th race on September 2, 2017, at Ruidoso Downs**.

The Board of Stewards assess **Tony Sedillo** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to paid on or before **November 2, 2017**, 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:

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

15.2.5.13 (A)(6) Equipment For The Running Of The Race: No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

15.2.6.11(E)(10)Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

This ruling is written in accordance with:

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

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 #: 2017-ZIA-53
Track Zia Park
Ruling Date: 10/2/2017

Licensee: CUEVAS-LODOZA, GABRIEL

License Type: 2017 1 Year Groom Applicant Id: 158571
License Number: 286347

Ruling # 2017-ZIA-53

Action Type: Initial Ruling

Ruling:

Groom Gabriel Lodoza-Cuevas having been duly notified, failing 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 **October 1, 2017**, concerning his involvement in an altercation (stabbing) **on August 12, 2017, in the barn area at Ruidoso Downs (refer to rulings 2017-RUI-128 and 2017-RUI-151).**

For being detrimental to health, safety, and welfare of the public, the Board of Stewards hereby issue a revocation of all NMRC licenses effective immediately **October 2, 2017**. **Furthermore Gabriel Lodoza-Cuevas** must appear before the New Mexico Racing Commission prior to any further licensing.

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(i) – CONDUCT Which states in pertinent part “The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing”

This ruling is written in accordance with:

15.2.3.8 (B)(3)(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.

15.2.3.8 (B)(3)(i) The stewards may refer any matter to the commission and may include recommendations for disposition. The absence of a steward's referral shall not preclude commission action in any matter. **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 #: 2017-ZIA-54
Track Zia Park
Ruling Date: 10/2/2017

Licensee: ZUBIATE, JOSE C.

License Type: 2017 1 Year Assistant S Applicant Id: 32370
License Number: 285169

Ruling # 2017-ZIA-54

Action Type: Initial Ruling

Ruling:

Assistant Starter, Jose Zubiate, having appeared before the Board of Stewards on **October 1, 2017**, for being in possession of a prohibited injectable item (bottle of Xyl) (found in his truck during a compliance search by the investigator on the grounds of Ruidoso Downs on August 18, 2017, (refer to rulings 2017-RUI-133 and 2017-RUI-153).

The Board of Stewards hereby access Jose Zubiate a **30 day** suspension of any/all New Mexico Racing Commission licenses, effective immediately **October 2, 2017, through November 1, 2017, inclusive**. In accordance with **15.2.1.9 (C)(21) Exclusion**, Jose Zubiate is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC.

Licensee is found to be in violation of:

15.2.6.8 (B)(3) TREATMENT RESTRICTIONS/15.2.6.8(H)(1) Medical Labeling / 15.2.6.8(K)(1) Contraband

This ruling is written in accordance with:

16.47.1.8 (L)(1)(i) – Conduct Which states in pertinent part "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing"

16.47.1.8 (E) : Agree to search and seizure Which states in pertinent part "By acceptance of a license, a licensee consents to search and inspection by the Commission or its agents, and to the seizure of any prohibited medication, drugs, paraphernalia, or devices in accordance with State and Federal law"

15.2.1.8(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 #: 2017-ZIA-55
Track Zia Park
Ruling Date: 10/2/2017

Licensee: BECERRA, JR SERGIO

License Type: 2017 3 Year Jockey Applicant Id: 32539
License Number: 284870

Ruling # 2017-ZIA-55

Action Type: Initial Ruling

Ruling:

Jockey Sergio Beccerra Jr., having been summoned and having been represented by Jose Enrique Ortiz before the Board of Stewards on October 2, 2017, for failure to make sufficient effort to maintain his lane while aboard "BAY CAT" in the 10th race on October 1, 2017 at Zia Park Racetrack.

The Board of Stewards hereby assess, Sergio Beccerra Jr., a fine in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before November 2, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) 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.

This ruling is written in accordance with:

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

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 #: 2017-ZIA-56
Track Zia Park
Ruling Date: 10/2/2017

Licensee: HERNANDEZ, DUSTIN DANIEL

License Type: 2017 1 Year Groom Applicant Id: 45965
License Number: 286269

Ruling # 2017-ZIA-56

Action Type: Initial Ruling

Ruling:

Groom, Dustin Daniel Hernandez (summarily suspended per ruling 2017-RUI-125), having been duly notified, failing 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 October 2, 2017, for refusing to submit to a drug test as requested by Ruidoso Downs Security on August 10, 2017 (refer to ruling 2017-RUI-125 and 2017-RUI-165).

Dustin Daniel Hernandez is hereby issued a 60 day suspension of all NMRC licenses, retroactive from summary suspension ruling 2017-RUI-125, August 10, 2017, through October 08, 2017, inclusive.

During said time of applicable suspension Dustin Daniel Hernandez is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, per 15.2.1.9 (C)(21)(a-b) Exclusion,

Licensee is found to be in violation of:

6.47.1.17 (A)(1) TESTING PROCEDURES At its discretion, the commission may conduct random or episodic random drug testing, as well as testing based on reasonable suspicion, in order to ensure safety on the racetrack.

16.47.1.17 (A)(2) TESTING PROCEDURES When conducted, random drug testing shall apply, equally, to all licensees who are, at the time of the random testing, exercising the privileges of their license in such ways as may affect the outcome of a race or diminish the conditions of safety or decorum required in restricted areas.

16.47.1.17 (C)(6) Human Drug Testing/ Restricted Activities It shall be an offense to exercise the privileges granted by a license from this commission if the licensee: refuses to submit to urine or drug testing, when notified that such testing is based on a random drug testing procedure, is based on reasonable suspicion that the person is using drugs or alcohol or is based on the licensee's acting as if in an impaired condition.

This Ruling is written in accordance with

16.47.1.8 (L)(1)(i) – Which states in pertinent part "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing" 16.47.1.17 (A)(3) TESTING PROCEDURES No notice need be given as to onset or cessation of random testing. 16.47.1.18 (B) ASSESSMENT/TREATMENT REQUIREMENTS GENERAL FIRST-TIME OFFENDERS: 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 #: 2017-ZIA-57
Track Zia Park
Ruling Date: 10/2/2017

Licensee: HUDSON, KALIE SUSAN

License Type: 2017 1 Year Exercise P Applicant Id: 30548
License Number: 286266

Ruling # 2017-ZIA-57

Action Type: Initial Ruling

Ruling:

Exercise Rider, **Kalie Hudson (summarily suspended per ruling 2017-RUI-124)**, having been duly notified, failing to appear, and had **her** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, before the **Board of Stewards on October 2, 2017**, for **refusing to submit to a drug test as requested by Ruidoso Downs Security on August 10, 2017 (refer to ruling 2017-RUI-124 and 2017-RUI-164)**.

Kalie Hudson is hereby issued a **60 day suspension** of all NMRC licenses, retroactive from summary suspension ruling 2017-RUI-125, **August 10, 2017, through October 09, 2017, inclusive**.

During said time of applicable suspension **Kalie Hudson** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, per **15.2.1.9 (C)(21)(a-b) Exclusion**,

Licensee is found to be in violation of:

6.47.1.17 (A)(1) TESTING PROCEDURES At its discretion, the commission may conduct random or episodic random drug testing, as well as testing based on reasonable suspicion, in order to ensure safety on the racetrack.

16.47.1.17 (A)(2) TESTING PROCEDURES When conducted, random drug testing shall apply, equally, to all licensees who are, at the time of the random testing, exercising the privileges of their license in such ways as may affect the outcome of a race or diminish the conditions of safety or decorum required in restricted areas.

16.47.1.17 (C)(6) Human Drug Testing/ Restricted Activities It shall be an offense to exercise the privileges granted by a license from this commission if the licensee: refuses to submit to urine or drug testing, when notified that such testing is based on a random drug testing procedure, is based on reasonable suspicion that the person is using drugs or alcohol or is based on the licensee's acting as if in an impaired condition.

This Ruling is written in accordance with

16.47.1.8 (L)(1)(i) – Which states in pertinent part "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing" **16.47.1.17 (A)(3) TESTING PROCEDURES** No notice need be given as to onset or cessation of random testing. **16.47.1.18 (B) ASSESSMENT/TREATMENT REQUIREMENTS GENERAL FIRST-TIME OFFENDERS: 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 #: 2017-ZIA-58
Track Zia Park
Ruling Date: 10/2/2017

Licensee: LEVARIO, JESSE LEE

License Type: 2014 3 Year Jockey Applicant Id: 32734
License Number: 205991

Ruling # 2017-ZIA-58

Action Type: Initial Ruling

Ruling:

Jesse Levario, having been summoned by the **Board of Stewards** and having failed to appear or send a jockey guild's representative **on September 30, 2017, at Zia Park Racetrack**, is hereby assessed a fine of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **November 2, 2017**, in accordance with **15.2.3.8(B)(3)(I)**. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found in violation of:

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

15.2.1.9(B)(4)(A) Notice Of Hearing- Jockey Except as provided by these rules regarding summary suspension, jockey riding infractions and trial races, the stewards or a racing commission designee shall provide written notice, at least 10 days before the hearing, to a person who is the subject of a disciplinary hearing. The person may waive their right to 10 days notice by executing a written waiver.

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/ 15.2.3.8 B (1) (a)(c)(d)Stewards General Authority /16.47.1.8 (T) KNOWLEDGE OF RULES/16.47.1.3 Statutory Authority
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 #: 2017-ZIA-59
Track Zia Park
Ruling Date: 10/2/2017

Licensee: LEVARIO, JESSE LEE

License Type: 2014 3 Year Jockey Applicant Id: 32734
License Number: 205991

Ruling # 2017-ZIA-59

Action Type: Initial Ruling

Ruling:

Jockey, **Jesse Levario**, having been summoned, failing 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 **October 2, 2017**, for failure to report his weight at the designated time (1 hour prior to post) on **September 30, 2017, at Zia Park Racetrack**.

The Board of Stewards hereby assesses **Jesse Levario**, a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **November 2, 2017**, in accordance with 15.2.3.8(B)(3)(i) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(C)(1) 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."

This ruling is written in accordance with:

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

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 #: 2017-ZIA-60
Track Zia Park
Ruling Date: 10/2/2017

Licensee: SHULTS, CHARLES DUKE

License Type: 2015 3 Year Trainer Applicant Id: 5343
License Number: 278064

Ruling # 2017-ZIA-60

Action Type: Initial Ruling

Ruling:

Trainer **Charles Duke Shults** having waived his rights to a 10 day notice and formal hearing before the Board of Stewards, on **September 26, 2017**, regarding an affidavit from UC/Davis (official testing laboratory for the NMRC). The report confirmed an overage for the therapeutic (class 4 penalty C) drug Methylprednisolone found in sample # **NM27937** taken from the horse "**Cowgirls N Politics**", who finished **1st place in the 5th race on September 2, 2017, at Ruidoso Downs in Ruidoso, NM.**

The initial lab report reported the concentration of Methylprednisolone was **205 pg/ml in the blood**, which exceeds the authorized medication limit of 100 pg/ml in the blood (**15.2.6.9 Attachment #2, Page 5**). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Charles Duke Shults**.

Dewberrys Family Ranch (Eugene Dewberry), is the owner of record for horse "**Cowgirls N Politics**", he was telephonically notified about this medication positive. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, **this is Eugene Dewberry's FIRST Class 4 Category C medication violation.**

For **Charles Duke Shults's FIRST Class 4 Category C medication violation in a 365-day period, 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, the Board of Steward assess a penalty of :

1. A fine in the amount of **one thousand dollars (\$ 1,000.00)**. This fine is to paid on or before **November 2, 2017**, in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay this fine within the time prescribed may result in an immediate suspension.

Licensee is found to be in violation of: 15.2.6.9(C)(1) : Prima Facie Evidence /16.47.1.8 (U)(1) PROTECTION OF HORSES 15.2.6.9 Attachment #2, Page 5 Threshold limit for Methylprednisolone- 100 pg/ml in the blood /15.2.6.9(B)(4) PENALTY RECOMMENDATIONS: **This ruling is written in accordance with:** 15.2.6.9 CLASS 4 UNIFORM CLASSIFICATION GUIDELINES/15.2.6.11(A): Trainer Responsibility/ 15.2.6.11(B) Trainer Responsibility /16.47.1.10 (C) (5) TRAINER RESPONSIBILITY/ 16.47.1.10(B)(1): Absolute Insurer 16.47.1.8 (L)(1)(i) – CONDUCT 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 #: 2017-ZIA-61
Track Zia Park
Ruling Date: 10/2/2017

Licensee: DEWBERRY, C. EUGENE

License Type: 2017 3 Year Owner Applicant Id: 159958
License Number: 286137

Ruling # 2017-ZIA-61

Action Type: Initial Ruling

Ruling:

Owner **Eugene Dewberry** was telephonically notified by the Board of Stewards, on **September 26, 2017**, regarding an affidavit from UC/Davis (official testing laboratory for the NMRC). The report confirmed an overage for the therapeutic (class 4 penalty C) drug Methylprednisolone found in sample # **NM27937** taken from the horse "**Cowgirls N Politics**", who finished **1st place in the 5th race on September 2, 2017, at Ruidoso Downs in Ruidoso, NM.**

The initial lab report reported the concentration of Methylprednisolone was **205 pg/ml in the blood**, which exceeds the authorized medication limit of 100 pg/ml in the blood (**15.2.6.9 Attachment #2, Page 5**). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer, **Charles Duke Shults**.

Charles Duke Shults, is the **trainer** of record for horse "**Cowgirls N Politics**", he waived his rights to a 10 day notice of hearing, and a formal hearing on **September 26, 2017**. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, **this is Charles Duke Shults's FIRST Class 4 Category C medication violation.**

For **Eugene Dewberry's FIRST Class 4 Category C medication violation in a 365-day period, 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, the Board of Steward assess a penalty of :

1. The horse "**Cowgirls N Politics**", must pass a commission-approved examination before being eligible to run.

Licensee is found to be in violation of: 15.2.6.9(C)(1) : Prima Facie Evidence /16.47.1.8 (U)(1) PROTECTION OF HORSES 15.2.6.9 Attachment #2, Page 5 Threshold limit for Methylprednisolone- 100 pg/ml in the blood /15.2.6.9(B)(4) PENALTY RECOMMENDATIONS: **This ruling is written in accordance with:** 15.2.6.9 CLASS 4 UNIFORM CLASSIFICATION GUIDELINES/15.2.6.11(A): 16.47.1.8 (L)(1)(i) – CONDUCT 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
Albuquerque, NM 87113

Ruling #: 2017-ZIA-62
Track Zia Park
Ruling Date: 10/3/2017

Licensee: CHAVEZ, ANTHONY C

License Type: 2017 3 Year Trainer Applicant Id: 29966
License Number: 286393

Ruling # 2017-ZIA-62

Action Type: Initial Ruling

Ruling:

Trainer **Anthony Chavez** having been duly notified, having appeared telephonically, and had his hearing in accordance with **15.2.1.9(B)(4)(d)**, before the Board of Stewards on **October 3, 2017**, for refusing to get a visitors pass for his guest and for making insulting remarks toward security staff at the stable gate **on September 13, 2017, at The State Fair in Albuquerque.**

For this rule violation, the Board of Stewards assessed **Trainer, Anthony Chavez** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **November 3, 2017**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.6.10 (A)(4)REPORTING TO THE TEST BARN: A track security guard shall monitor access to the test barn area during and immediately following each racing performance. All persons who wish to enter the test barn area must be a minimum of 18- years-old, be currently licensed by the commission, display their commission identification badge and have a legitimate reason for being in the test barn area

This ruling is written in accordance with:

15.2.3.8 B (3)(f) Stewards Disciplinary Action
15.2.3.8 B (3)(a) Stewards Disciplinary Action
15.2.3.8 B (1) (d) Stewards General Authority
16.47.1.8. T. KNOWLEDGE OF RULES:
16.47.1.3 Statutory Authority
16.47.1.8 (A)(1) License Required
16.47.1.8 (A)(2) License Required
16.47.1.8(N) Last Known Address

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 #: 2017-ZIA-63
Track Zia Park
Ruling Date: 10/3/2017

Licensee: AMESTOY, ROSS A.

License Type: 2016 3 Year Trainer Applicant Id: 16643
License Number: 280897

Ruling # 2017-ZIA-63

Action Type: Initial Ruling

Ruling:

Trainer **Ross A. Amestoy** having been duly notified, and appeared for his hearing before the Board of Stewards at Zia Park on **October 3rd, 2017**, for a security citation issued on September 9, 2017 at the Downs at Albuquerque (for being disrespectful and using abusive language in the test barn).

For this rule violation, the Board of Stewards assessed **Ross A. Amestoy** a penalty in the amount of **four hundred dollars (\$400.00)**. The fine is to be paid on or before **November 3, 2017**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

16.47.1.10(C)(25)Trainer Responsibility The trainer is responsible for attending the collection of urine or blood sample from the horse in their charge or delegating a licensed employee or the owner of the horse to do so

This ruling is written in accordance with:

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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 #: 2017-ZIA-64
Track Zia Park
Ruling Date: 10/8/2017

Licensee: SAENZ, MIGUEL HERRERA
License Type: 2017 3 Year Owner Applicant Id: 35089
License Number: 286770

Ruling # 2017-ZIA-64

Action Type: Initial Ruling

Ruling:

Owner, **Miguel Saenz (summarily suspended rulings 2017-RUI -148 and 2017-RUI -178)** having been duly notified, failing to appear, and had **his disciplinary** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance,** before the Board of Stewards for **testing positive in an on track screen test, on August 24, 2017, at Ruidoso Downs, for cocaine, marijuana, methamphetamines and amphetamines (prohibited substances) confirmed by Quest Diagnostics Laborites.**

The Board of Stewards issue **Miguel Saenz** penalty of the following:

1. Suspension of all NMRC licenses for **60 days** (retroactive from summary suspension ruling **2017-RUI -148) August 24, 2017, through October 23, 2017, inclusive.**

Per 15.2.1.9 (C)(21)(a-b) NMAC, MIGUEL HERRERA SAENZ is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC and all horses owned by MIGUEL HERRERA SAENZ are denied further entry.

Licensee is found to be in violation of:

16.47.1.17 (A)(1) TESTING PROCEDURES/16.47.1.17 (A)(2) TESTING PROCEDURES /16.47.1.16 (C)(7) Restricted Activities

This Ruling is written in accordance with

16.47.1.8 (L)(1)(i)Conduct / 16.47.1.17 (A)(3) TESTING PROCEDURES /16.47.1.8 (E)AGREEMENT TO SEARCH AND SEIZURE /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 #: 2017-ZIA-65
Track Zia Park
Ruling Date: 10/8/2017

Licensee: DURR, CARL WALTER

License Type: 2017 1 Year Groom Applicant Id: 2914
License Number: 287120

Ruling # 2017-ZIA-65

Action Type: Initial Ruling

Ruling:

1 Year Groom, Carl W. Durr, having been duly notified, failing 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 **October 7, 2017**, for failing to disclose criminal/arrest history on his licensing application.

The Board of Stewards assessed **Carl W. Durr** fine in the amount **of two hundred dollars (\$200.00)**. The fine is to be paid on or before **November 8, 2017, in** accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(d) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE. Application requirements

This ruling is written in accordance with:

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

Diablo Smith

Julie Cohen

Robert Smith



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-ZIA-66
Track Zia Park
Ruling Date: 10/8/2017

Licensee: BORUNDA, JAVIER

License Type: Applicant Id: 27217
License Number:

Ruling # 2017-ZIA-66

Action Type: Initial Ruling

Ruling:

Trainer **Javier Borunda** having been duly notified, failing 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 **October 8, 2017**, for missing Lasix for entry, "**AS UNDENIABLE**", which resulted in a late scratch and mutuel refund in the **9th race on September 16, 2017 at Zia Park Racetrack**.

The Board of Stewards hereby assesses **Javier Borunda** a fine in the amount **of two hundred dollars, (\$200.00)**. The fine is to be paid on or before **November 8, 2017**, 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 .

15.2.6.9(D) (2) USE OF FUROSEMIDE IN DETENTION BARN The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which the horse is entered. **A horse qualified for furosemide administration must be brought to the detention barn one hour prior to the 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.

15.2.6.9(D) (3) USE OF FUROSEMIDE ON ASSOCIATION GROUNDS The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is not utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in 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 dosage administered shall not exceed 500 milligrams nor be less than 150 milligrams; the trainer of the treated horse shall cause to be delivered to the official veterinarian or their 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 was administered to the entered horse; the dosage amount of furosemide administered to the entered horse; the printed name and signature of the attending licensed veterinarian who administered the Furosemide

This ruling is written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
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 #: 2017-ZIA-67
Track Zia Park
Ruling Date: 10/8/2017

Licensee: ORONA, JR MARTIN M.

License Type: 2016 3 Year Trainer Applicant Id: 32292
License Number: 282343

Ruling # 2017-ZIA-67

Action Type: Initial Ruling

Ruling:

Trainer Martin Orona Jr. having been duly notified failing 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 October 8, 2017, for failing to have entry "REGARDSTOBRIMMINGTON" properly tattooed, which resulted in a late scratch and mutuel refund in the 9th race on September 16, 2017, at Zia Park Racetrack.

The Board of Stewards hereby assesses Martin Orona Jr. a fine in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before November 8, 2017, 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

15.2.5.12 (B) INELIGIBLE HORSES A horse shall be ineligible to start in a race when it is not fully identified and tattooed on the inside of the upper lip

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

This ruling is written in accordance with:

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

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 #: 2017-ZIA-68
Track Zia Park
Ruling Date: 10/8/2017

Licensee: NAVARRETTE, CARLOS ORTEGA

License Type: 2016 3 Year Trainer Applicant Id: 17605
License Number: 284095

Ruling # 2017-ZIA-68

Action Type: Initial Ruling

Ruling:

Trainer **Carolos O. Navarrette** having been duly notified, failing 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 **October 8, 2017**, for missing Lasix for entry, "**LITTLE BIT GYPSY**", which resulted in a late scratch and mutuel refund in the **1st race on September 18, 2017 at Zia Park Racetrack**.

The Board of Stewards hereby assesses **Carolos O. Navarrette** a fine in the amount **of two hundred dollars, (\$200.00)**. The fine is to be paid on or before **November 8, 2017**, 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.

15.2.6.9(D) (2) USE OF FUROSEMIDE IN DETENTION BARN The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which the horse is entered. **A horse qualified for furosemide administration must be brought to the detention barn one hour prior to the 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.

15.2.6.9(D) (3) USE OF FUROSEMIDE ON ASSOCIATION GROUNDS The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is not utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in 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 dosage administered shall not exceed 500 milligrams nor be less than 150 milligrams; the trainer of the treated horse shall cause to be delivered to the official veterinarian or their 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 was administered to the entered horse; the dosage amount of furosemide administered to the entered horse; the printed name and signature of the attending licensed veterinarian who administered the Furosemide

This ruling in written in accordance with:

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES/16.47.1.3 Statutory Authority
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 #: 2017-ZIA-69
Track Zia Park
Ruling Date: 10/8/2017

Licensee: RAMIREZ, ESGAR

License Type: 2017 3 Year Jockey Applicant Id: 12647
License Number: 285063

Ruling # 2017-ZIA-69

Action Type: Initial Ruling

Ruling:

Jockey Esgar Ramirez, having been summoned, failing 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 October 8, 2017, for failure to make sufficient effort to control his mount "DIEZ MENUDOS" in the 3rd race on October 7, 2017, at Zia Park Racetrack.

The Board of Stewards hereby assesses, Esgar Ramirez, a fine in the amount of two hundred dollars, (\$200.00). This fine is to be paid on or before October 8, 2017, 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:

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

This ruling is written in accordance with:

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

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 #: 2017-ZIA-70
Track Zia Park
Ruling Date: 10/10/2017

Licensee: MEDELLIN, ALEJANDRO HERRERA
License Type: 2016 3 Year Jockey Applicant Id: 31173
License Number: 280673

Ruling # 2017-ZIA-70

Action Type: Initial Ruling

Ruling:

Jockey, Alejandro Medellin, having been summoned **and having appeared** before Board of Stewards **on October 9, 2017**, for careless riding during the running of the **11th race on October 8, 2017, at Zia Park**, while **aboard "The Great Dome" which resulted in his mount being disqualified from 2nd place to 3th place.** (Allowed his mount to drift out wide coming out of the far turn into the path of the #6 causing him to take up sharply to avoid heels and lose position.) The Board of Stewards hereby assess Alejandro Medellin a suspension of **4 race days (October 17, 2017, October 21, 2017, October 22, 2017 and October 23, 2017)**. Alejandro Medellin is allowed to ride designated races.

Licensee is found in violation of:

15.2.5.13(E)(2)(a) 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) Thoroughbred Races When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

This ruling is written in accordance with:

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

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

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

15.2.1.8(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