



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-71  
Track Zia Park  
Ruling Date: 10/10/2017

Licensee: TORRES, JUAN D

License Type: 2016 3 Year Owner      Applicant Id: 29080  
License Number: 283231

Ruling # 2017-ZIA-71

Action Type: Initial Ruling

Ruling:

Owner/Trainer **Juan Torres**, having been duly notified and **having appeared** before the Board of Stewards **on October 09, 2017**, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive for the prohibited Class 3B drug "clenbuterol" detected in horse "Sies Secrets" (**test sample #NC26353**) **during Out Of Competition Testing on February 06, 2017, at Sunland Park Racetrack in Sunland Park NM.** Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Juan Torres**.

**The Board of Stewards hereby assess Juan Torres:**

1. **A 80 day suspension of all NMRC licenses starting on, October 18, 2017, through January 06, 2018, inclusive.**
2. **(\$1500.00) fifteen hundred and dollar fine to paid on or before November 18, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time may result in an immediate suspension.**
3. **Pursuant to rules 15.2.3 (B)(9)(a)(e), 15.2.6.9(C)(7)(c), 15.2.6.9(C)(8), 15.2.6.9(C)(9)(a-d), the horse "Seis Secrets" was placed on the Stewards list for a period of 60 days (beginning April 14, 2017). 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.**

**During said time of applicable suspension, Juan Torres is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21)(a-b. Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of Juan Torres are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) .**

**Licensee is found in violation of**

15.2.6.9(C)(1-2-3) NMAC: prima facie evidence 15.2.6.9(C)(3) There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample  
16.47.1.8 (U)(1) PROTECTION OF HORSES /15.2.6.9 J (1-6) OUT OF COMPETITION 15.2.6.9 (C)(2) Penalty recommendations

**This ruling is written in accordance with**

15.2.6.11(A)(B) NMAC: Trainer Responsibility 16.47.1.10(B)(1) NMAC: Absolute Insurer 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.

*T. J. Smith*

*John Doe*

*Robert Smith*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-72  
Track Zia Park  
Ruling Date: 10/10/2017

Licensee: ARNETT, SUSAN FLORANCE

License Type: 2017 3 Year Trainer      Applicant Id: 29689  
License Number: 287298

Ruling # 2017-ZIA-72

Action Type: Initial Ruling

Ruling:

**Trainer Susan Arnett** having been duly notified and having responded by phone before the Board of Stewards on **October 10, 2017**, for entering the ineligible horse **"Rock City roadhog"**, which resulted in a scratch from the **8th race on September 19, 2017 at Zia Park Racetrack**.

For this violation, the Board of Stewards assess **Susan Arnett** a fine in the amount of **two hundred dollars, (\$200.00)** The fine is to be paid on or before **November 9, 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:**

**16.47.1.10 (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.

**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-73  
Track Zia Park  
Ruling Date: 10/14/2017

Licensee: ARBOLEDA, ALDO ANTONIO

License Type: 2015 3 Year Jockey      Applicant Id: 3791  
License Number: 246854

Ruling # 2017-ZIA-73

Action Type: Initial Ruling

Ruling:

Jockey, Aldo Arboleda, having been summoned **and having appeared** before Board of Stewards **on October 14, 2017**, for careless riding during the running of the **10th race on October 10, 2017, at Zia Park Racetrack**, while **aboard "POPATOPPRO" which resulted in his mount being disqualified from 5TH place to 8th place.** (Bore in sharply, under right handed whip, causing interference with several inside horses.)

The Board of Stewards hereby assess Aldo Arboleda a suspension of **4 race days (October 21, 2017, October 22, 2017, October 23, 2017, and October 24, 2017.)**. Aldo Arboleda 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) Post to Finish/15.2.5.13(E)(3)(d) Post to Finish/15.2.5.13(E)(4)(a) Disqualification/ 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  
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Ruling #: 2017-ZIA-74  
Track Zia Park  
Ruling Date: 10/15/2017

Licensee: GONZALEZ, ANDRES S

License Type: 2017 3 Year Trainer      Applicant Id: 28171  
License Number: 285598

Ruling # 2017-ZIA-74

Action Type: Initial Ruling

Ruling:

Trainer Andres Gonzalez having been duly notified and having appeared before the Board of Stewards on October 15, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Gabapentin" detected in the urine of horse "Dashing Blu J" (Test Sample #: NM26560), who finished FIRST place in the 3RD race on August 13, 2017, at The Downs of Albuquerque in Albuquerque, NM. Gabapentin was confirmed in the split sample sent to Industrial Laborites on September 26, 2017.

Alvaro Martinez Jr., Juan Acosta Ceballos, and Hector Pando, the owners of record for horse "Dashing Blu J", were duly notified and failed to appear for this hearing. This is their FIRST Class 3B medication violation in a lifetime.

For Andres Gonzalez's SECOND Class 3B medication violation in a lifetime, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. A 90 day suspension of all NMRC licenses starting October 26, 2017, through January 24, 2018, inclusive.
2. A (\$2,000) two thousand dollar fine to paid on or before November 16, 2017, 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 Andres Gonzalez's is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Andres Gonzalez's are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c).

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence/Uniform Classification Guidelines for Foreign Substances Page # 5/16.47.1.8 (U)(1) PROTECTION OF HORSES/15.2.6.9 (B)(2) Penalty recommendations This ruling is written in accordance with CLASS 3 UNIFORM CLASSIFICATION GUIDELINES AND CLASSIFICATION DEFINITIONS PAGE IV./15.2.6.11(A) NMAC: Trainer Responsibility 16.47.1.10(B)(1) NMAC: Absolute Insurer/ 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution / 15.2.5.13(E)(4)(d) NMAC: Stewards Authority /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-75  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: LOPEZ, JOAQUIN N.

License Type: 2016 3 Year Trainer      Applicant Id: 35349  
License Number: 283975

Ruling # 2017-ZIA-75

Action Type: Initial Ruling

Ruling:

**Trainer Joaquin Lopez** having been duly notified and having responded telephonically before the Board of Stewards on **October 8, 2017**, for failure to declare equipment (**Flipping Halter Off**) at time of entry for "**BP JESS FAST**", entered in **the 5th race on September 23, 2017 at Zia Park Racetrack.**

For this rule violation, the Board of Stewards assessed **Joaquin Lopez** a penalty in the amount of **two hundred dollars (\$ 200.00)**. The fine is to be paid on or before **November 16, 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-76  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: TORRES, JUAN D

License Type: 2017 3 Year Trainer      Applicant Id: 29080  
License Number: 286212

Ruling # 2017-ZIA-76

Action Type: Initial Ruling

Ruling:

Owner/Trainer Juan D. Torres having been duly notified and having appeared before the Board of Stewards on October 9, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "The Three J's" (Test Sample #: NM26850), who finished 1st place in the 4th race on April 29, 2017, at Sun Ray Park in Farmington, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Juan D. Torres.

For Juan D. Torres's THIRD Class 3B medication violation as a trainer and SECOND Class 3B medication violation as an owner, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

- 1. A 6 month suspension of all NMRC licenses starting consecutively from ruling 2017-ZIA-71, January 7, 2018, through July 5, 2018, inclusive.**
- 2. A (\$3,500) three thousand and five dollar fine to paid on or before November 16, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time may result in an immediate suspension.**
- 3. Pursuant to rules 15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d)List Removal Requirements, the horse "The Three J's" is placed on the Stewards list for a period of 60 days (beginning May 11, 2017). 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.**
- 4. The horse "The Three J's" is hereby disqualified from FIRST PLACE and ordered unplaced from the 4th race on April 29, 2017, at Sun Ray Park for all but pari-mutuel wagering. The purse redistribution is as follows.**

1. Shesgoodone
2. David Brue
3. Catchatigerbythetail
4. Bet The Sixes
5. Any Where Jesse Chic
6. Sensual Queen
7. Kicken Durt
8. Miss Jj
9. Takeoff Scoopie

**Unplaced "The Three J's"**

During said time of applicable suspension Juan D. Torres is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Juan D. Torres are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c).

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol /16.47.1.8 (U)(1) PROTECTION OF HORSES /15.2.6.9. B.(2) Penalty recommendations This ruling is written in accordance with 15.2.6.11(A) NMAC: Trainer Responsibility /16.47.1.10(B)(1) NMAC: Absolute Insurer 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution /15.2.5.13(E)(4)(d) NMAC: Stewards Authority/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

*Robert Smith*

*Jim Go*

*Kenner Evans*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-77  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: MARTINEZ, LEZLY SALVADOR

License Type: 2015 3 Year Jockey      Applicant Id: 33253  
License Number: 279771

Ruling # 2017-ZIA-77

Action Type: Initial Ruling

Ruling:

Jockey Salvador Martinez, having been summoned and having appeared before the Board of Stewards on October 15, 2017, for failure to make sufficient effort to maintain his lane while aboard "FIRST N FOREVER", which resulted in the disqualification of his mount from 1st place to 6th place, in the 2nd race on October 14, 2017, at Zia Park Racetrack.

The Board of Stewards hereby assesses, Salvador Martinez, a fine in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before November 16, 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) 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-78  
Track Zia Park  
Ruling Date: 10/16/2017

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

Ruling # 2017-ZIA-78  
Action Type: Initial Ruling  
Ruling:

Jockey **Tanner Thedford**, having been summoned and having appeared before the Board of Stewards on **October 15, 2017**, for failure to make sufficient effort to maintain his lane while aboard **"GREASED UP"** in the **3rd race on October 14, 2017, at Zia Park Racetrack,**

The Board of Stewards hereby assesses, **Tanner Thedford**, a fine in the amount of **two hundred dollars, (\$200.00)**. The fine is to be paid on or before **November 16, 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.





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Ruling #: 2017-ZIA-79  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: SALCEDO, MAURO

License Type: 2017 1 Year Duplicate Applicant Id: 137075  
License Number: 284667

Ruling # 2017-ZIA-79

Action Type: Initial Ruling

Ruling:

Jockey, **Mauro Salcedo**, having been summoned **and having appeared** before the Board of Stewards **on October 15, 2017**, for careless riding during the running of the **3rd race on October 14, 2017 at Zia Park Racetrack** while **aboard "TALK TO HER" which resulted in his mount being disqualified from 4th place to 5th place.**

For this violation, the Board of Stewards assessed **Mauro Salcedo**, a suspension of **4 race days (October 23, 2017, October 24, 2017, October 28, 2017, and October 29, 2017).** **Mauro Salcedo**, 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-80  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: ORONA, JR MARTIN M.

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

Ruling # 2017-ZIA-80

Action Type: Initial Ruling

Ruling:

Trainer **Martin Orona Jr.** having waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **October 15, 2017**, for failing to have the owner licensed for entry "**HI PLAINS HERO**", which resulted in a late scratch from **the 6th race on September 24, 2017, at Zia Park Racetrack.**

For this violation, the Board of Stewards assessed **Martin Orona Jr.** a fine in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **November 16, 2017**, in accordance with 15.2.3.8 (B)(3) (8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

**Licensee is found to be in violation of:**

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

**16.47.1.10 (C)(17) Trainer Responsibility:** Which states in pertinent part "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

**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-81  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: ORONA, JR MARTIN M.

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

Ruling # 2017-ZIA-81

Action Type: Initial Ruling

Ruling:

Trainer **Martin Orona Jr.** having been duly notified and having waived his rights to a formal hearing before the **Board Of Stewards on October 15, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive for the therapeutic drug, Dexamethasone (class 4 penalty category C drug) found in test sample NM26692 taken from the FIRST place finisher "Sweet Streakin Jesse" following the 8th race, on September 2, 2017, at The Downs at Albuquerque in Albuquerque, NM.**

The original lab report indicated a finding of **Dexamethasone at 31 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 **Martin Orona Jr.**

**Juan Poblano**, the owner of record for horse "**Sweet Streakin Jesse**", was duly notified and failed to appear for this hearing. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this is **his FIRST Class 4C medication violation in a lifetime.**

**For Martin Orona Jr.'s FIRST Class 4C medication violation, issued in accordance with 15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, the Board of Stewards assessed a penalty as follows:**

1. A (\$1,000) one thousand dollar fine to paid on or before **November 16, 2017**, in accordance with **15.2.3.8 (B)(3)(I) NMAC.** Failure to pay fine in prescribed time 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 3 Threshold limit for Dexamethasone 5 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 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-82  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: POBLANO, JUAN ERNESTO

License Type: 2016 3 Year Owner      Applicant Id: 35356  
License Number: 282543

Ruling # 2017-ZIA-82

Action Type: Initial Ruling

Ruling:

Owner **Juan Poblano**, 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 15, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC)**, for a confirmed positive for the therapeutic drug, Dexamethasone (class 4 penalty category C drug) found in test sample **NM26692** taken from the **FIRST place finisher "Sweet Streakin Jesse"** following **the 8th race, on September 2, 2017, at The Downs at Albuquerque in Albuquerque, NM.**

The original lab report indicated a finding of **Dexamethasone at 31 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 the trainer **Martin Orona Jr.**

**Martin Orona Jr.**, the trainer of record for horse "**Sweet Streakin Jesse**", was duly notified and appeared for this hearing. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this is **his FIRST Class 4C medication violation in a lifetime.**

For **Juan Poblano's FIRST Class 4C medication violation**, issued in accordance with **15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS**, the Board of Stewards assessed a penalty as follows:

1. The horse "**Sweet Streakin Jesse**" must pass a commission approved veterinary examination before being eligible to enter.

**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 3 Threshold limit for Dexamethasone 5 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 /16.47.1.10 (C) (5) TRAINER RESPONSIBILITY/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 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-83  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: MARTINEZ, JR ALVARO

License Type: 2017 3 Year Owner      Applicant Id: 18656  
License Number: 285438

Ruling # 2017-ZIA-83

Action Type: Initial Ruling

Ruling:

Owners Alvaro Martinez Jr., Juan Acosta Ceballos, and Hector Pando having been duly notified, failing 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 October 15, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Gabapentin" detected in the urine of horse "Dashing Blu J" (Test Sample #: NM26560), who finished FIRST place in the 3RD race on August 13, 2017, at The Downs of Albuquerque in Albuquerque, NM. Gabapentin was confirmed in the split sample sent to Industrial Laborites on September 26, 2017.

Andres Gonzalez, the trainer of record for horse "Dashing Blu J", was duly notified and appeared for this hearing. This is his SECOND Class 3B medication violation in a lifetime.

For Alvaro Martinez Jr., Juan Acosta Ceballos, and Hector Pando's FIRST Class 3B medication violation in a lifetime, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. The horse "Dashing Blu J" must pass a commission approved veterinary examination with a negative blood and urine test prior to entry.
2. The horse "Dashing Blu J" is hereby disqualified from FIRST PLACE and ordered unplaced from the 3RD race on August 13, 2017, at The Downs of Albuquerque for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Lajaky Jr.
2. Jesses Buzz
3. You Tellem Sixty
4. A Secret Li Remember
5. Jess Send Roses
6. Perfect First Moon
7. Hott Streak
8. Sheza Hot Ruler
9. Jess PK

**Unplaced "Dashing Blu J"**

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence/Uniform Classification Guidelines for Foreign Substances Page # 5/16.47.1.8 (U)(1) PROTECTION OF HORSES/15.2.6.9 (B)(2) Penalty recommendations This ruling is written in accordance with CLASS 3 UNIFORM CLASSIFICATION GUIDELINES AND CLASSIFICATION DEFINITIONS PAGE IV./15.2.6.11(A) NMAC: 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution / 15.2.5.13(E)(4)(d) NMAC: Stewards Authority /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."

*David Smith*

*Gu Gomez*

*Kevin Rues*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-84  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: ACOSTA-CEBALLOS, JUAN GABRIEL

License Type: 2016 3 Year Owner      Applicant Id: 158985  
License Number: 282649

Ruling # 2017-ZIA-84

Action Type: Initial Ruling

Ruling:

Owners Alvaro Martinez Jr., Juan Acosta Ceballos, and Hector Pando having been duly notified, failing 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 October 15, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Gabapentin" detected in the urine of horse "Dashing Blu J" (Test Sample #: NM26560), who finished FIRST place in the 3RD race on August 13, 2017, at The Downs of Albuquerque in Albuquerque, NM. Gabapentin was confirmed in the split sample sent to Industrial Laborites on September 26, 2017.

Andres Gonzalez, the trainer of record for horse "Dashing Blu J", was duly notified and appeared for this hearing. This is his SECOND Class 3B medication violation in a lifetime.

For Alvaro Martinez Jr., Juan Acosta Ceballos, and Hector Pando's FIRST Class 3B medication violation in a lifetime, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. The horse "Dashing Blu J" must pass a commission approved veterinary examination with a negative blood and urine test prior to entry.
2. The horse "Dashing Blu J" is hereby disqualified from FIRST PLACE and ordered unplaced from the 3RD race on August 13, 2017, at The Downs of Albuquerque for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Lajaky Jr.
2. Jesses Buzz
3. You Tellem Sixy
4. A Secret Li Remember
5. Jess Send Roses
6. Perfect First Moon
7. Hott Streak
8. Sheza Hot Ruler
9. Jess PK

**Unplaced "Dashing Blu J"**

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence/Uniform Classification Guidelines for Foreign Substances Page # 5/16.47.1.8 (U)(1) PROTECTION OF HORSES/15.2.6.9 (B)(2) Penalty recommendations This ruling is written in accordance with CLASS 3 UNIFORM CLASSIFICATION GUIDELINES AND CLASSIFICATION DEFINITIONS PAGE IV./15.2.6.11(A) NMAC: 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution / 15.2.5.13(E)(4)(d) NMAC: Stewards Authority /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-85  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: PANDO, HECTOR ADRIAN

License Type: 2017 3 Year Owner      Applicant Id: 159780  
License Number: 285473

Ruling # 2017-ZIA-85

Action Type: Initial Ruling

Ruling:

Owners Alvaro Martinez Jr., Juan Acosta Ceballos, and Hector Pando having been duly notified, failing 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 October 15, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Gabapentin" detected in the urine of horse "Dashing Blu J" (Test Sample #: NM26560), who finished FIRST place in the 3RD race on August 13, 2017, at The Downs of Albuquerque in Albuquerque, NM. Gabapentin was confirmed in the split sample sent to Industrial Laborites on September 26, 2017.

Andres Gonzalez, the trainer of record for horse "Dashing Blu J", was duly notified and appeared for this hearing. This is his SECOND Class 3B medication violation in a lifetime.

For Alvaro Martinez Jr., Juan Acosta Ceballos, and Hector Pando's FIRST Class 3B medication violation in a lifetime, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. The horse "Dashing Blu J" must pass a commission approved veterinary examination with a negative blood and urine test prior to entry.
2. The horse "Dashing Blu J" is hereby disqualified from FIRST PLACE and ordered unplaced from the 3RD race on August 13, 2017, at The Downs of Albuquerque for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Lajaky Jr.
2. Jesses Buzz
3. You Tellem Sixy
4. A Secret Li Remember
5. Jess Send Roses
6. Perfect First Moon
7. Hott Streak
8. Sheza Hot Ruler
9. Jess PK

**Unplaced "Dashing Blu J"**

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence/Uniform Classification Guidelines for Foreign Substances Page # 5/16.47.1.8 (U)(1) PROTECTION OF HORSES/15.2.6.9 (B)(2) Penalty recommendations This ruling is written in accordance with 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution / 15.2.5.13(E)(4)(d) NMAC: Stewards Authority /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."

*Therese Smith*

*Kenyon Rives*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-86  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: JAQUEZ, ARMANDO

License Type: 2016 3 Year Owner      Applicant Id: 33157  
License Number: 281561

Ruling # 2017-ZIA-86

Action Type: Initial Ruling

Ruling:

Owner Armando Jaquez having been duly notified and represented telephonically by attorney Gene Chavez before the Board of Stewards on October 16, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "A Spring Snow" (Test Sample #: NM27280), who finished FIRST place in the 6th race on July 2, 2017, at The Downs of Albuquerque in Albuquerque, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer Sergio Fiscal-Gallegos.

For Armando Jaquez's FIRST Class 3B medication violation in a lifetime, the Board of Stewards hereby assesses 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)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d) List Removal Requirements, the horse "A Spring Snow" is placed on the Stewards list for a period of 60 days (beginning July 18, 2017). 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. The horse "A Spring Snow" is hereby disqualified from FIRST PLACE and ordered unplaced from the 6th race on July 2, 2017, at The Downs of Albuquerque for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Tf Cajun Cartel
2. El Valle De Oro
3. Cut Loose Taylor
4. Pyc Gunslinger
5. Prospects Smashing
6. Fast Ladys Man
7. Don Quixote
8. Eagleleistic

Unplaced "A Spring Snow"

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol /16.47.1.8 (U)(1) PROTECTION OF HORSES /15.2.6.9. B.(2) Penalty recommendations This ruling is written in accordance with 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution /15.2.5.13(E)(4)(d) NMAC: Stewards Authority/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."

*Diana Smith*

*Jon Carter*

*Rubén Luna*





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-87  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: JAQUEZ, ARMANDO

License Type: 2016 3 Year Owner      Applicant Id: 33157  
License Number: 281561

Ruling # 2017-ZIA-87

Action Type: Initial Ruling

Ruling:

Owner Armando Jaquez having been duly notified and represented telephonically by attorney Gene Chavez before the Board of Stewards on October 16, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "Blazing Away" (Test Sample #: NM27315), who finished FIRST place in the 6th race on July 8, 2017, at The Downs of Albuquerque in Albuquerque, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer Sergio Fiscal-Gallegos.

**FINDING OF FACT:**

1. Owner Armando Jaquez was present in the test barn on July 8, 2017, at The Downs of Albuquerque.
2. Owner Armando Jaquez witnessed test samples taken from horse "Blazing Away" (Test Sample #: NM27315)
3. Owner Armando Jaquez signed as the witness for "Blazing Away" (Test Sample #: NM27315)

For Armando Jaquez's SECOND Class 3B medication violation in a lifetime, the Board of Stewards hereby assesses 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)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d) List Removal Requirements, the horse "Blazing Away" is placed on the Stewards list for a period of 60 days (beginning July 18, 2017). 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. The horse "Blazing Away" is hereby disqualified from FIRST PLACE and ordered unplaced from the 6th race on July 8, 2017, at The Downs of Albuquerque for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Ghost Pro
2. Cowboybandido
3. Vaulted Dome
4. Echo Eight
5. Tinys Storm

Unplaced "Blazing Away"

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol /16.47.1.8 (U)(1) PROTECTION OF HORSES /15.2.6.9. B(2) Penalty recommendations This ruling is written in accordance with 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution /15.2.5.13(E)(4)(d) NMAC: Stewards Authority/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

*Daniel Smith*

*John Cook*

*Kenzie Rums*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-88  
Track Zia Park  
Ruling Date: 10/16/2017

Licensee: JAQUEZ, ARMANDO

License Type: 2016 3 Year Owner      Applicant Id: 33157  
License Number: 281561

Ruling # 2017-ZIA-88

Action Type: Initial Ruling

Ruling:

Owner Armando Jaquez having been duly notified and represented telephonically by attorney Gene Chavez before the Board of Stewards on October 16, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "Idalikawin" (Test Sample #: NM27353), who finished FIRST place in the 4th race on July 14, 2017, at The Downs of Albuquerque in Albuquerque, NM, Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer Sergio Fiscal-Gallegos.

**FINDING OF FACT:**

1. Owner Armando Jaquez was present in the test barn on July 14, 2017, at The Downs of Albuquerque.
2. Owner Armando Jaquez witnessed test samples taken from horse "Idalikawin" (Test Sample #: NM27353).
3. Owner Armando Jaquez signed as the witness for "Idalikawin" (Test Sample #: NM27353).

For Armando Jaquez's THIRD Class 3B medication violation in a lifetime, the Board of Stewards hereby assesses a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. A (\$5,000) five thousand dollar fine to paid on or before November 16, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time may result in an immediate suspension.
2. Pursuant to rules 15.2.3.8 (B)(9)(a)(e) Stewards List, 15.2.6.9(C)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d) List Removal Requirements, the horse "Idalikawin" is placed on the Stewards list for a period of 60 days (beginning July 28, 2017). 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.
3. The horse "Idalikawin" is hereby disqualified from FIRST PLACE and ordered unplaced from the 4th race on July 14, 2017, at The Downs of Albuquerque for all but pari-mutuel wagering. The purse redistribution is as follows.
  1. If Ur Cute Im Quick
  2. Tellers Eagle
  3. Eee Dashin Jodie
  4. Grc Graceful Azoom
  5. Longing for Roses
  6. Kiaras Man
  7. Country Miracle
  8. Bonnies Runner
  9. Corona Despreciada

**Unplaced "Idalikawin"**

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol /16.47.1.8 (U)(1) PROTECTION OF HORSES /15.2.6.9. B.(2) Penalty recommendations This ruling is written in accordance with 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution /15.2.5.13(E)(4)(d) NMAC: Stewards Authority/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-89  
Track Zia Park  
Ruling Date: 10/17/2017

Licensee: ORNELAS-MARTINEZ, ERNESTO

License Type: 2017 1 Year Groom      Applicant Id: 33067  
License Number: 287411

Ruling # 2017-ZIA-89

Action Type: Initial Ruling

Ruling:

Owner Ernesto Ornelas-Martinez having duly notified and represented telephonically by attorney Gene Chavez before the Board of Stewards on October 16, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "El Calero" (Test Sample #: NM27360), who finished FIRST place in the 9th race on July 14, 2017, at The Downs of Albuquerque in Albuquerque, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer of record Sergio Fiscal-Gallegos.

**FINDING OF FACT:**

1. Owner Ernesto Ornelas-Martinez was present in the test barn on July 14, 2017, at The Downs of Albuquerque.
2. Owner Ernesto Ornelas-Martinez witnessed test samples taken from horse "El Calero" (Test Sample #: NM27360).
3. Owner Ernesto Ornelas-Martinez signed as the witness for "El Calero" (Test Sample #: NM27360).

For Ernesto Ornelas-Martinez's FIRST Class 3B medication violation in a lifetime, the Board of Stewards hereby assesses 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)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d) List Removal Requirements, the horse "El Calero" is placed on the Stewards list for a period of 60 days (beginning July 28, 2017). 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. The horse "El Calero" is hereby disqualified from FIRST PLACE and ordered unplaced from the 9th race on July 14, 2017, at The Downs of Albuquerque for all but pari-mutuel wagering. The purse redistribution is as follows. Jess

1. Jess Kike
2. Eyesaoldcountrygal
3. Jess Send Roses
4. Carters Annie
5. Genuinely Valiant
6. Blessing George
7. Picture Perfect Jess
8. Bummer No Corona
9. Bf One Sweet Memory

**Unplaced "El Calero"**

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol /16.47.1.8 (U)(1) PROTECTION OF HORSES /15.2.6.9. B.(2) Penalty recommendations This ruling is written in accordance with 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution /15.2.5.13(E)(4)(d) NMAC: Stewards Authority/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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-90  
Track Zia Park  
Ruling Date: 10/17/2017

Licensee: FENNELL, ERNEST

License Type: 2015 3 Year Trainer      Applicant Id: 34414  
License Number: 277642

Ruling # 2017-ZIA-90

Action Type: Initial Ruling

Ruling:

Trainer **Ernest Fennel** 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 15, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "**Osbaldo Weapon**" (Test Sample #: NM26652), who finished THIRD place in the 5th race on August 27, 2017, at The Downs of Albuquerque in Albuquerque, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Ernest Fennel**.

**Hubaldo Solis**, the owner of record for horse "**Osbaldo Weapon**", was duly notified and failed to appear for this hearing. This is his FIFTH Class 3B medication violation in a lifetime.

For Ernest Fennel's THIRD Class 3B medication violation in a lifetime, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. A 6 MONTH suspension of all NMRC licenses starting consecutively from ruling 2017-ZIA-71, October 17, 2017, through April 15, 2018, inclusive.
2. A (\$3,500) three thousand and five hundred dollar fine to paid on or before November 17, 2017, 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 Ernest Fennel is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Ernest Fennel are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c).

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol /16.47.1.8 (U)(1) PROTECTION OF HORSES /15.2.6.9. B.(2) Penalty recommendations This ruling is written in accordance with 15.2.6.11(A) NMAC: Trainer Responsibility /16.47.1.10(B)(1) NMAC: Absolute Insurer 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution /15.2.5.13(E)(4)(d) NMAC: Stewards Authority/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-91  
Track Zia Park  
Ruling Date: 10/17/2017

Licensee: SOLIS, HUBALDO

License Type: 2015 3 Year Owner      Applicant Id: 11361  
License Number: 277840

Ruling # 2017-ZIA-91

Action Type: Initial Ruling

Ruling:

Owner Hubaldo Solis 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 15, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "Osbaldo Weapon" (Test Sample #: NM26652), who finished THIRD place in the 5th race on August 27, 2017, at The Downs of Albuquerque in Albuquerque, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer Ernest Fennel.

Ernest Fennel, the trainer of record for horse "Osbaldo Weapon", was duly notified and responded telephonically for this hearing. This is his THIRD Class 3B medication violation in a lifetime.

For Hubaldo Solis's THIRD Class 3B medication violation in a lifetime, the Board of Stewards hereby assesses a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. A (\$5,000) five thousand dollar fine to paid on or before November 16, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time may result in an immediate suspension.
2. Pursuant to rules 15.2.3.8 (B)(9)(a)(e) Stewards List, 15.2.6.9(C)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d) List Removal Requirements, the horse "Osbaldo Weapon" is placed on the Stewards list for a period of 60 days (beginning September 7, 2017). 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.
3. The horse "Osbaldo Weapon" is hereby disqualified from THIRD PLACE and ordered unplaced from the 5th race on August 27, 2017, at The Downs of Albuquerque for all but pari-mutuel wagering. The purse redistribution is as follows.
  1. Apollitical Brooke
  2. Goldline
  3. Fear the Beard
  4. Jess Fast Prize
  5. Cash For Alicia
  6. Bf Maid of Stone
  7. Ramble It On
  8. Eagle Approach
  9. My Pistolita

**Unplaced "Osbaldo Weapon"**

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence / 15.2.6.9(C)(3) Clenbuterol / 16.47.1.8 (U)(1) PROTECTION OF HORSES / 15.2.6.9. B.(2) Penalty recommendations This ruling is written in accordance with 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution / 15.2.5.13(E)(4)(d) NMAC: Stewards Authority / 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-92  
Track Zia Park  
Ruling Date: 10/21/2017

Licensee: DANLEY, FRED IKE

License Type: 2016 3 Year Trainer      Applicant Id: 24866  
License Number: 280582

Ruling # 2017-ZIA-92

Action Type: Initial Ruling

Ruling:

Trainer **Fred Danely**, having waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **October 21, 2017**, for tranfering "**BUBBLES IN MY CORONA**" after entry, which resulted in a scratch **from the 5th race on October 15, 2017, at Zia Park Racetrack.**

For this rule violation, the Board of Stewards assessed **Fred Danely** a penalty in the amount of **two hundred dollars (\$ 200.00).** The fine is to paid on or before **November 21, 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)(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.



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-93  
Track Zia Park  
Ruling Date: 10/21/2017

Licensee: DAVIS, SHAWN HERSCHEL

License Type: 2015 3 Year Trainer      Applicant Id: 14538  
License Number: 278836

Ruling # 2017-ZIA-93

Action Type: Initial Ruling

Ruling:

Trainer **Shawn Davis**, having telephonically waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **October 21, 2017**, for failing to bring a water bucket to the test barn for entry **THREE PARES on September 24, 2017 at Zia Park Racetrack.**

For this rule violation, the Board of Stewards assessed **Shawn Davis** a penalty in the amount of **fifty dollars (\$ 50.00)**. The fine is to paid on or before **November 21, 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:**

**15.2.2.8 (O)(2) Test Barn** The test barn must be equipped with a walk ring that is large enough to accommodate 10 horses; at least three enclosed stalls that permit observation of the collection process and provide for the protection of collection personnel; facilities and equipment for the collection, identification and storage of samples; a wash rack that is large enough to accommodate three horses at the same time; hot and cold running water; **clean water buckets supplied by the trainer for each horse.**

**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.

*Diabet Smith*      *Jim Coker*      *Kenner Lums*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-94  
Track Zia Park  
Ruling Date: 10/21/2017

Licensee: HERNANDEZ, ERIC GUADALUPE

License Type: 2017 3 Year Owner      Applicant Id: 19804  
License Number: 287344

Ruling # 2017-ZIA-94

Action Type: Initial Ruling

Ruling:

**Owner, Eric Hernandez**, having been duly notified, failing to appear, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)**, before the Board of Stewards on **October 21, 2017 at Zia Park Racetrack**, for failing to disclose criminal/arrest history on his licensing application.

The Board of Stewards hereby assesses **Eric Hernandez** a fine in the amount **of five hundred dollars (\$500.00)** and the immediate suspension of any/all New Mexico Racing Commission licenses (effective **October 21, 2017**). **Furthermore, Eric Hernandez** must appear before the New Mexico Racing Commission for their further review prior to any further participation or applicaiton.

The fine is to be paid on or before **November 22, 2017, in** accordance with 15.2.3.8 (B)(3)(l). Failure to pay the fine within the time prescribed may result in immediate suspension

During said time of suspension **Eric Hernandez** is denied access to all grounds under the jurisdiction of the New Mexico Racing Commission in accordance with 15.2.1.9(C)(21)(a) NMAC.

**Licensee is found to be in violation of:**

**16.47.1.8 (L)(1)(b) GROUNDS FOR DISCIPLINARY MEASURES** The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant has been convicted of violating any law regarding gambling or a controlled dangerous substance.

**16.47.1.8 (L)(1)(d) GROUNDS FOR DISCIPLINARY MEASURES** The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant has failed to disclose or falsely states any information required in the application;

**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"

**15.2.3.8 (B)(3)(g) STEWARDS AUTHORITY** 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)(j) REFER TO THE COMMISSION** 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

**16.47.1.8(L)(2) Written Notice Of Suspension Or Revocation To Licensee And Other Jurisdictions**

**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-95  
Track Zia Park  
Ruling Date: 10/21/2017

Licensee: PANDO, JR RAUL

License Type: 2017 1 Year Owner      Applicant Id: 160295  
License Number: 287449

Ruling # 2017-ZIA-95

Action Type: Initial Ruling

Ruling:

**Owner, Raul Pando 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 21, 2017,** for failing to disclose criminal/arrest history on his licensing application.

The Board of Stewards assessed **Raul Pando Jr.** a fine in the amount **of two hundred dollars (\$200.00).** The fine is to be paid on or before **November 21, 2017, in** accordance with 15.2.3.8 (B)(3) (l). 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.



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-ZIA-96  
Track Zia Park  
Ruling Date: 10/21/2017

Licensee: ALDAVAZ, JR JAIME

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

Ruling # 2017-ZIA-96

Action Type: Initial Ruling

Ruling:

**Trainer Jaime Aladavz Jr.,** having been duly notified and having waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **October 21, 2017,** for failing to display his trainers license in the test barn on **September 25, 2017, at Zia Park Racetrack.**

For this rule violation, the Board of Stewards assessed **Jaime Aldavaz Jr.** a penalty in the amount of **fifty dollars (\$50.00).** The fine is to be paid on or before **November 21, 2017,** in accordance with 15.2.3.8(B)(3)(l). 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 (Q)(1) License Presentation** A person must present an appropriate license or other authorization issued by the commission to enter a restricted area. The commission may issue authorization to the spouse or child of a licensed owner, trainer or jockey to enter a restricted area

**16.47.1.8 (Q)(2) License Presentation** The stewards may require visible display of a license while the licensee is engaged in the duty for which he/she is licensed and on the association grounds unless the licensee is mounted on a horse.

**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-97  
Track Zia Park  
Ruling Date: 10/22/2017

Licensee: FUENTES-QUEZADA, CESAR ALBERTO  
License Type: 2016 1 Year Groom Applicant Id: 33647  
License Number: 283849

Ruling # 2017-ZIA-97

Action Type: Initial Ruling

Ruling:

**Groom, Cesar Fuentes-Quezada**, is hereby summarily suspended, effective immediately, **October 22, 2017**, pending the outcome of his hearing on **October 28, 2017 @10:00a.m** in the offices of the **Board of Stewards at Zia Park Racetrack (3901 W Millen Dr, Hobbs, NM 88240)** per **15.2.1.9 (B)(3)(b) Summary Suspension. Cesar Fuentes-Quezada** tested positive for **methamphetamine** during a drug screening on **October 22, 2017**.

**Per 15.2.1.9 (C)(21)(a-b) NMAC, Cesar Fuentes-Quezada is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC.**

**Licensee is found to be in violation of:**

**15.2.1.9(B)(3)(a):** Which states in pertinent part "If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing".

**16.47.1.16 (C)(7) Restricted Activities:** It shall be an offense to exercise the privileges granted by a license from this commission if the licensee presently has drugs (controlled substances) or alcohol in his/her body. With regard to alcohol, the results of a test showing a reading of more than .05 percent of alcohol in the blood, urine, saliva or other bodily fluids of licensees in non-safety sensitive positions shall be the criterion for a finding of alcohol present in the body. With regard to other controlled substances, presence of the drug in any quantity measured by the testing instrument establishes the presence of the drug for purposes of this paragraph. Licensees in safety sensitive positions, jockeys, starters, assistant starters, exercise riders, pony persons, ambulance personnel, and outriders are in violation of this rule if they have any measurable level of alcohol.

**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)(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 (A)(3) TESTING PROCEDURES** No notice need be given as to onset or cessation of random testing.

**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