



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-2**  
Track Zia Park  
Ruling Date: 9/29/2020

Licensee: CABALLERO-VILLEGAS, CARLOS

License Type: Applicant Id: 163349  
License Number:

Ruling # 2020-ZIA-2  
Action Type: Initial Ruling  
Ruling:

Applicant Carlos Caballero Villegas having applied for a groom license on September 29, 2020, at Zia Park Racetrack, is hereby denied having tested positive for amphetamines in the required drug test. Carlos Caballero Villegas will be eligible to reapply in 60 days and must provide a negative drug test prior to licensure.

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

16.47.1 L (e) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license.

16.47.1 L (2) A license suspension or revocation shall be reported in writing to the applicant and the association of racing commissioners international, incorporated, whereby other racing jurisdictions shall be advised

16.47.1 L (3) Any license denied, suspended or revoked by the commission pursuant to these rules shall state the time period for the effect of its ruling. When the action is taken for a misdemeanor or felony conviction, the time period shall be the period of the licensee's or applicant's imprisonment; or if not imprisoned, the period of probation, deferral, unless the person can satisfy the commission of sufficient rehabilitation. This rule shall also apply to licensees who voluntarily turn in their license because of, or in anticipation of, a conviction

**16.47.1.17 HUMAN DRUG TESTING**

16.47.1.18 (5) Testing procedures An association will provide a drug (controlled substances) and alcohol-screening test for all applicants for groom, exercise and pony persons when making application for license. The cost for the drugscreening test will be borne by the applicant payable to the association at a reasonable cost approved by the commission.

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 #: **2020-ZIA-3**  
Track **Zia Park**  
Ruling Date: **9/30/2020**

Licensee: **GONZALES, AUTUMN RAE**  
License Type: **2020 1 Year Groom**      Applicant Id: **163008**  
License Number: **298227**

Ruling # **2020-ZIA-3**  
Action Type: **Initial Ruling**  
Ruling:

The Grooms License (298227) issued to Autumn Gonzales is hereby rescinded without prejudice as she has applied for and has been licensed as a program coordinator, before the Board of Stewards on September 28th, 2020, and stated she no longer works as a groom.

*This ruling is in accordance with:*

16.47.1.8 (M)(2)Duration Of License A license is valid only under the condition that the licensee remains eligible to hold such a license.

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

By Order of The Zia Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



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Ruling #: **2020-ZIA-4**  
Track **Zia Park**  
Ruling Date: **9/30/2020**

Licensee: **JARAMILLO, CHEYANN LYNN**  
License Type: **2019 1 Year Owner**      Applicant Id: **160090**  
License Number: **296218**

Ruling #                      2020-ZIA-4

Action Type:                Initial Ruling

Ruling:

The Owners License (296218) issued to Cheyann Jaramillo is hereby rescinded without prejudice as she has applied for and has been licensed as an assistant clocker, before the Board of Stewards on September 28th, 2020, and stated she no longer owns horses.

*This ruling is in accordance with:*

16.47.1.8 (M)(2)Duration Of License A license is valid only under the condition that the licensee remains eligible to hold such a license.

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

By Order of The Zia Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission  
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Ruling #: **2020-ZIA-5**  
Track **Zia Park**  
Ruling Date: **9/30/2020**

Licensee: **QUINTANA, ERIC**

License Type: **2019 1 Year Assistant S Applicant Id: 32469**  
**License Number: 297077**

Ruling # **2020-ZIA-5**

Action Type: **Initial Ruling**

Ruling:

The Assistant Starter license (296218) issued to Eric Quintana is hereby rescinded without prejudice as she has applied for and has been licensed as an assistant trainer, before the Board of Stewards on September 28th, 2020, and stated he no longer works as an assistant starter.

*This ruling is in accordance with:*

16.47.1.8 (M)(2)Duration Of License A license is valid only under the condition that the licensee remains eligible to hold such a license.

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

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

By Order of The Zia Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: 2020-ZIA-6  
Track Zia Park  
Ruling Date: 10/2/2020

Licensee: SANDOVAL, MARIA CONSUELO

License Type: Applicant Id: 163353  
License Number:

Ruling # 2020-ZIA-6  
Action Type: Initial Ruling  
Ruling:

Applicant Maria Consuelo Sandoval Garcia having applied for a groom license on September 28, 2020, at Zia Park Racetrack, is hereby denied having falsified her application and making false statements that she would be working for trainer Arturo Chavez. Arturo Chavez stated she was not employed by him. Maria Consuelo Sandoval Garcia will be eligible to reapply in 60 days.

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

16.47.1 L (e) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license.

16.47.1 L (2) A license suspension or revocation shall be reported in writing to the applicant and the association of racing commissioners international, incorporated, whereby other racing jurisdictions shall be advised

16.47.1 L (3) Any license denied, suspended or revoked by the commission pursuant to these rules shall state the time period for the effect of its ruling. When the action is taken for a misdemeanor or felony conviction, the time period shall be the period of the licensee's or applicant's imprisonment; or if not imprisoned, the period of probation, deferral, unless the person can satisfy the commission of sufficient rehabilitation. This rule shall also apply to licensees who voluntarily turn in their license because of, or in anticipation of, a conviction

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

16.47.1 L (f) has been found to have made false or misleading statements to the commission, stewards, or any racing official

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 #: **2020-ZIA-7**  
Track: Zia Park  
Ruling Date: 10/5/2020

Licensee: RODRIGUEZ-GARCIA, PAUL OSVALDO  
License Type: 2020 3 Year Jockey      Applicant Id: 161655  
License Number: 297188

Ruling # 2020-ZIA-7  
Action Type: Initial Ruling  
Ruling:

Jockey Paul Osbaldo Garcia is hereby suspended, effective immediately October 5, 2020, for failing to pay the fines (\$250) assessed in Ruling 2020-RUI-93.

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

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

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

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority  
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/  
15.2.1.9(B)(9)(a)Failure to Appeal/

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 #: **2020-ZIA-8**  
Track **Zia Park**  
Ruling Date: **10/5/2020**

Licensee: **CORRAL-ALVARADO, DAMIAN**

License Type: **2020 1 Year Jockey**      Applicant Id: **32418**  
License Number: **299610**

Ruling # **2020-ZIA-8**  
Action Type: **Initial Ruling**  
Ruling:

Jockey Damien Corral-Alvarado is hereby suspended, effective immediately October 5, 2020, for failing to pay the fines (\$600) assessed in Ruling 2020-DAA-26.

During said time of applicable suspension Jockey Damien Corral-Alvarado is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21).

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

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

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority  
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/  
15.2.1.9(B)(9)(a)Failure to Appeal/

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 #: 2020-ZIA-9  
Track Zia Park  
Ruling Date: 10/5/2020

Licensee: FIGUEROA, THOMAS WILLIAM

License Type: Applicant Id: 21234  
License Number:

Ruling # 2020-ZIA-9  
Action Type: Initial Ruling  
Ruling:

Applicant William Thomas Figueroa having applied for a grooms license on October 5, 2020 at Zia Park Racetrack, is hereby denied pursuant to **New Mexico State Statute 60-1A-11 (C)**. William Thomas Figueroa will be required to appear before the commission prior to licensure.

**Reason For Denial:**

**New Mexico State Statute 60-1A-11 (C)** which states, "A person issued or applying for an occupational license who has positive test results for a controlled substance or who has been convicted of a violation of a federal or state controlled substance law shall be denied a license or shall be subject to revocation of an existing license unless sufficient evidence of rehabilitation is presented to the commission.

**16.47.1 L (1)(a) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license** 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 a felony

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

16.47.1 K (1)(2)(3) License denial

16.47.1 L (1)(a) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license 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 a felony

16.47.1 L (3) Any license denied, suspended or revoked by the commission pursuant to these rules shall state the time period for the effect of its ruling. When the action is taken for a misdemeanor or felony conviction, the time period shall be the period of the licensee's or applicant's imprisonment; or if not imprisoned, the period of probation, deferral, unless the person can satisfy the commission of sufficient rehabilitation. This rule shall also apply to licensees who voluntarily turn in their license because of, or in anticipation of, a conviction.

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

**16.47.1.8. T. KNOWLEDGE OF RULES:**

**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." **Last date to appeal 10/15/2020**





New Mexico Racing Commission  
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Ruling #: **2020-ZIA-10**  
Track **Zia Park**  
Ruling Date: **10/5/2020**

Licensee: **CAMACHO, JOSE DOLORES**  
License Type: **2020 1 Year Assistant** Applicant Id: **162161**  
License Number: **298662**

Ruling # 2020-ZIA-10

Action Type: Initial Ruling

Ruling:

The Assistant Trainer License (298662) issued to Jose Camacho is hereby rescinded without prejudice as he has applied for and has been licensed as an assistant starter, before the Board of Stewards on September 28th, 2020.

*This ruling is in accordance with:*

16.47.1.8 (M)(2)Duration Of License A license is valid only under the condition that the licensee remains eligible to hold such a license.

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

By Order of The Zia Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: **2020-ZIA-11**  
Track: Zia Park  
Ruling Date: 10/6/2020

Licensee: GONZALEZ, JUAN M.

License Type: 2018 3 Year Trainer      Applicant Id: 31692  
License Number: 288641

Ruling # 2020-ZIA-11

Action Type: Initial Ruling

Ruling:

Trainer: **Juan M. Gonzalez** having been duly notified and waived his 10 day notice and hearing, before the Board Of Stewards on October 5, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Furosemide (class 4C-Minor penalty drug) found in test sample E397520 taken from the scratched at the gate horse "Rt Steelbender" following the 3rd race, on September 13, 2020, at Albuquerque Downs.

The original lab report indicated a finding of Furosemide **at 412 ug/ml +/- 11 ug/ml in the blood**, the allowable limit for Furosemide is 100 ug/ml in the blood **(15.2.6.9 Attachment 2)**. Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to trainer, and declined.

**Joe Riosis** is the owner of record for horse "**Rt Steelbender**"

This is **Juan M. Gonzalez 1st Class 4C-Minor medication violation, in a 365-day period**, issued in accordance with **15.2.6.9 (B)(4)**. The Board of Stewards assessed a penalty as follows:

1. **A (\$500.00) Five Hundred dollar fine to be paid on or before Nov 6, 2020**, in accordance with **15.2.3.8 (B)(3)(I) NMAC**. Failure to pay fine in prescribed time will result in an immediate suspension.
2. Per 15.2.6.9 (O) Multiple Medication Violations (MMV):

A trainer who receives a penalty for a medication violation based upon a horse testing positive for a class 1-5 medication with penalty class A-C, as provided in the version of the ARCI "uniform classification guidelines for foreign substances" listed in 15.2.6.9 NMAC, or similar state regulatory guidelines, shall be assigned points as follows: 1 point.

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

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 a money order, cashier's check or a corporate check.. **LAST DAY TO APPEAL, May 16, 2020**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: **2020-ZIA-12**  
Track Zia Park  
Ruling Date: 10/6/2020

Licensee: QUERY, MITCHELL LEE

License Type: Applicant Id: 27021  
License Number:

Ruling # 2020-ZIA-12

Action Type: Initial Ruling

Ruling:

Applicant Mitchell Lee Query having applied for a groom license on October 5, 2020, at Zia Park Racetrack, is hereby denied having tested positive for methamphetamines in the required drug test. Mitchell Lee Query will be eligible to reapply in 60 days and must provide a negative drug test prior to licensure.

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

*16.47.1 L (e) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license.*

*16.47.1 L (2) A license suspension or revocation shall be reported in writing to the applicant and the association of racing commissioners international, incorporated, whereby other racing jurisdictions shall be advised*

*16.47.1 L (3) Any license denied, suspended or revoked by the commission pursuant to these rules shall state the time period for the effect of its ruling. When the action is taken for a misdemeanor or felony conviction, the time period shall be the period of the licensee's or applicant's imprisonment; or if not imprisoned, the period of probation, deferral, unless the person can satisfy the commission of sufficient rehabilitation. This rule shall also apply to licensees who voluntarily turn in their license because of, or in anticipation of, a conviction*

**16.47.1.17 HUMAN DRUG TESTING**

*16.47.1.18 (5) Testing procedures An association will provide a drug (controlled substances) and alcohol-screening test for all applicants for groom, exercise and pony persons when making application for license. The cost for the drugscreening test will be borne by the applicant payable to the association at a reasonable cost approved by the commission.*

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 #: **2020-ZIA-13**  
Track: Zia Park  
Ruling Date: 10/6/2020

Licensee: **RIOS, JOE**

License Type: **2020 3 Year Owner**      Applicant Id: **11964**  
License Number: **298709**

Ruling #                      2020-ZIA-13

Action Type:                Initial Ruling

Ruling:

Owner: **Joe Rios** having been duly notified and waived his 10 day notice and hearing, before the Board Of Stewards on October 5, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Furosemide (class 4C-Minor penalty drug) found in test sample E397520 taken from the scratched at the gate horse "Rt Steelbender" following the 3rd race, on September 13, 2020, at Albuquerque Downs.

The original lab report indicated a finding of Furosemide at 412 ug/ml +/- 11 ug/ml in the blood, the allowable limit for Furosemide is 100 ug/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

**Juan M. Gonzalez** is the trainer of record for horse "Rt Steelbender"

For **Joe Rios's** 1st Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:

1. **A Warning**, in accordance with 15.2.3.8 (B)(3)(I) NMAC.
2. The horse "Rt Steelbender" must pass a commission-approved examination before being eligible to run.

**Licensee is found in violation of and this ruling is written in accordance with:** 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/

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 a money order, cashier's check or a corporate check. **LAST DAY FOR APPEAL: October 16, 2020**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
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Ruling #: **2020-ZIA-14**  
Track: Zia Park  
Ruling Date: 10/7/2020

Licensee: **BELLOC, UMBERTO G.**

License Type: 2020 3 Year Trainer      Applicant Id: 20936  
License Number: 297615

Ruling # 2020-ZIA-14

Action Type: Initial Ruling

Ruling:

Trainer: **Umberto Belloc** was duly notified and waived his 10 day notice and hearing before the Board of Stewards on **October 7, 2020**. The hearing was in regard to **Umberto Belloc** failing to appear in paddock with entry "**Private Jet Black**", which resulted in a late scratch and mutuel refund in the **fifth race on October 5, 2020 at Zia Park Racetrack**.

The Board of Stewards hereby fines **Umberto Belloc** in the amount of **Five Hundred Dollars (\$500.00)**. The fine is to be paid on or before **November 7, 2020**, in accordance with 15.2.3.8(B)(3) (I) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

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

**16.47.1.10 (C) (22) TRAINER RESPONSIBILITY** presenting his/her horse in the paddock at least 20 minutes before post time or at a time otherwise appointed before the race in which the horse is entered;

**15.2.4.8(C)(1) Claiming Races** Any horse entered in a claiming race that is not present in the paddock at least 10 minutes to post will be scratched.

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority  
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/  
15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b):

**Appeal Procedures** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. **Last Date for Appeal: October 17, 2020**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-15**  
Track: Zia Park  
Ruling Date: 10/11/2020

Licensee: RAMOS, ADRIAN ALFREDO

License Type: 2020 3 Year Jockey      Applicant Id: 20427  
License Number: 298242

Ruling # 2020-ZIA-15

Action Type: Initial Ruling

Ruling:

Jockey Adrian A. Ramos was duly notified and appeared before the Board of Stewards on October 11, 2020. The hearing was in regard to Adrian A. Ramos' excessive use of the whip on his mount "Fuerteventura" during the running of the 3rd race on October 6, 2020, at Zia Park Racetrack.

The Board of Stewards hereby fines Adrian A. Ramos in the amount of five hundred dollars (\$500.00). The fine is to be paid on or before November 11, 2020, in accordance with 15.2.3.8(B)(3) (I) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

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

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

16.47.1.8(U)(2) PROTECTION OF HORSES No licensee or other person under the jurisdiction of the commission shall subject or permit any animal under their control, custody or supervision to be subjected to or to incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care

16.47.1.8 (L)(1)(i) – CONDUCT 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

15.2.1.9(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

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 #: **2020-ZIA-16**  
Track Zia Park  
Ruling Date: 10/13/2020

Licensee: GUTIERREZ, HOMERO

License Type: Applicant Id: 20416  
License Number:

Ruling # 2020-ZIA-16

Action Type: Initial Ruling

Ruling:

in error

By Order of The Zia Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-17**  
Track: Zia Park  
Ruling Date: 10/15/2020

Licensee: MENDOZA, RUBEN

License Type: Applicant Id: 33167  
License Number:

Ruling # 2020-ZIA-17

Action Type: Initial Ruling

Ruling:

Owner Ruben Mendoza Quezada was duly notified and was represented by his trainer Homero Gutierrez who waived his right to a hearing via telephone before the Board of Stewards on October 15, 2020, at Zia Park. The hearing was to be in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in the urine, test sample E397524 taken from the horse "**Spit Prize Corona**", who finished in 2nd place in the 1st race on June 27, 2020, at Ruidoso Downs Park Racetrack. Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to the trainer, and confirmed by TVMDL.

Homero Gutierrez is the owner of record for horse "**Spit Prize Corona**"

For Ruben Mendoza Quezada's FIRST Class 3A medication violation in a LIFETIME the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, as follows:

1. The horse "**Spit Prize Corona**", is hereby disqualified from second place and ordered unplaced from the 1st race on June 27, 2020, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Breaking New Ground
2. Eyesa Superstitious
3. Fear the Beard
4. Just Had to Be
5. An Absolut Diamond
6. By Golly Who

Unplaced "**Spit Prize Corona**"

2. Pursuant to rule 15.2.6.9 (B)(1), the horse "**Spit Prize Corona**" is placed on the veterinarian's list for 180 days from October 15, 2020 through April 13, 2021 and must pass a commission-approved examination before becoming eligible to be entered.

*Licensee is found in violation of and ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED 15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 15.2.6.9(B)Penalty Recommendation/15.2.5.13 E (4) (d) Disqualification and purse distribution. 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 a money order, cashier's check or a corporate check. Last date of appeal: October 25, 2020*





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-18**  
Track: Zia Park  
Ruling Date: 10/15/2020

Licensee: YODER, MARIA

License Type: 2018 3 Year Owner      Applicant Id: 160678  
License Number: 290300

Ruling # 2020-ZIA-18

Action Type: Initial Ruling

Ruling:

Owner Maria Yoder was duly notified (security citation) and waived her right to a 10 day notice and formal hearing before the board of Stewards on October 13, 2020. The hearing was in regard to Maria Yoder bringing a dog in the barn area on October 12, 2020, at Zia Park Racetrack.

Maria Yoder is hereby fined fifty five dollars (\$50.00). This fine is to be paid on or before November 15, 2020, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

16.47.1.8 (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”

15.2.1.8(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):

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 #: 2020-ZIA-19  
Track Zia Park  
Ruling Date: 10/15/2020

Licensee: TREJO, RAMON M  
License Type: 2020 3 Year Owner Applicant Id: 8075  
License Number: 299412

Ruling # 2020-ZIA-19

Action Type: Initial Ruling

Ruling:

Owner Ramon Trejo was duly notified and failed to appear or respond, before the Board of Stewards on October 14, 2020, and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, at Zia Park. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Albuterol found in test sample E397324 taken from the 1st place finisher, "Mr. Desert Wrangler", in the 4th race on August 23, 2020, at The Downs at Albuquerque Race Track.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and was confirmed by TVMDL.

15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol or Albuterol that is allowed to appear in any official sample.  
**Robert D. Sanderson** is the trainer of record for the horse "Mr. Desert Wrangler", was duly notified and failed to appear.

For Ramon Trejo's FIRST Class 3A medication violation in a LIFETIME the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, as follows:

1. The horse "Mr. Desert Wrangler", is hereby disqualified from first place and ordered unplaced from the 4th race on August 23, 2020, at the Downs of Albuquerque Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Jm Iknowimspecial
2. Discrete
3. Borose
4. Mias Irish Dynasty
5. Notorious
6. Geranium
7. I M Brazilian
8. Devil of Ramadi
9. Rf Big Daddys Girl

Unplaced "Mr. Desert Wrangler"

2. Pursuant to rule 15.2.6.9 (B)(1), the horse "Mr. Desert Wrangler" is placed on the veterinarian's list for 180 days from October 15, 2020 through April 13, 2021 and must pass a commission-approved examination before becoming eligible to be entered.

*Licensee is found in violation of and ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED 15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 15.2.6.9(B) Penalty Recommendation/ 15.2.5.13 E (4) (d) Disqualification and purse distribution. 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 a money order, cashier's check or a corporate check. Last date of appeal: October 25, 2020*

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-20**  
Track: **Zia Park**  
Ruling Date: **10/18/2020**

Licensee: **MARTINEZ, FRANKIE HAROLD**  
License Type: **2018 3 Year Trainer**      Applicant Id: **16525**  
License Number: **291178**

Ruling #                      2020-ZIA-20

Action Type:                Initial Ruling

Ruling:

Trainer/Owner: **Frankie Martinez** was duly notified and appeared before the Board of Stewards on October 13, 2020. The hearing was in regard to an allegation that **Frankie Martinez** entered and ran the 5th place finisher, "**Carols Boutique**", in the 1st race on August 12, 2020 at the Downs at Albuquerque Race Track, while under Summary Suspension in the State of Colorado.

The Settlement, Stipulation, and Agreement entered into on September 25, 2020 between **Frankie Martinez** and the State of Colorado, paragraph 4-b states "A suspension of 77 days, beginning from the date the Summary Suspension was served upon Licensee (July 9, 2020) ending September 25, 2020."

**15.2.5.12 (A)(5) NMAC: Horses Ineligible: A horse is ineligible** "if it is wholly or partially owned by a disqualified person or a horse is under the direct or indirect training or management of a disqualified person;  
**15.2.1.9 (B)(8-C) NMAC:** The stewards shall honor the rulings issued by other pari-mutuel racing commissions.

For **Frankie Martinez's** violation issued in accordance with 15.2.5.12 (A)(5), the Board of Stewards hereby assess a penalty as follows.

1. A (200.00) Two Hundred dollar fine to be paid on or before November 18, 2020, in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine in the prescribed time shall result in an immediate suspension.

2. The horse "**Carols Boutique**", is hereby disqualified from 5th place and ordered unplaced from the 1st race on August 12, 2020, at the Downs at Albuquerque Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- |                      |                      |
|----------------------|----------------------|
| 1. Leigh Who         | 6. Aranza Lark       |
| 2. Navarones Sparkle | 7. Lady Dove         |
| 3. Better Dialomme   | 8. Three Chips       |
| 4. Dixie Chip        | 9. Omi's Party       |
| 5. Homemade Lovin    | 10. Kisses and Kicks |

Unplaced "**Carols Boutique**"

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

15.2.1.9(B)(8-C) and 15.2.5.12 (A)(5) above. 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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.  
Last day for appeal: **October 28, 2020.**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2020-ZIA-21  
Track Zia Park  
Ruling Date: 10/18/2020

Licensee: MARTINEZ, FRANKIE HAROLD  
License Type: 2018 3 Year Trainer      Applicant Id: 16525  
License Number: 291178

Ruling # 2020-ZIA-21

Action Type: Initial Ruling

Ruling:

Trainer/Owner: **Frankie Martinez** was duly notified and appeared before the Board of Stewards on October 13, 2020. The hearing was in regard to an allegation that **Frankie Martinez** entered and ran the 3rd place finisher, "**Curl**", in the 8th race on August 15, 2020 at the Downs at Albuquerque Race Track, while under Summary Suspension in the State of Colorado.

The Settlement, Stipulation, and Agreement entered into on September 25, 2020 between **Frankie Martinez** and the State of Colorado, paragraph 4-b states "A suspension of 77 days, beginning from the date the Summary Suspension was served upon Licensee (July 9, 2020) ending September 25, 2020." Paragraph 4-d States "Curl shall be on the Veterinarian's list for 90 DAYS" July 2, 2020 ending September 30, 2020.

**15.2.5.12 (A)(5) NMAC: Horses Ineligible: A horse is ineligible** "if it is wholly or partially owned by a disqualified person or a horse is under the direct or indirect training or management of a disqualified person;  
**15.2.1.9 (B)(8-C) NMAC:** The stewards shall honor the rulings issued by other pari-mutuel racing commissions.

For **Frankie Martinez's** violation issued in accordance with 15.2.5.12 (A)(5), the Board of Stewards hereby assesses a penalty as follows:

1. A (200.00) Two Hundred dollar fine to be paid on or before November 18, 2020, in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine in the prescribed time shall result in an immediate suspension.

2. The horse "**Curl**", is hereby disqualified from the 3rd place and ordered unplaced from the 8th race on August 15, 2020, at the Downs at Albuquerque Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- |                     |                 |
|---------------------|-----------------|
| 1. Movin' On Bye    | 6. Slew of Blue |
| 2. Tsuruoka         | 7. Easter Punch |
| 3. Jazzinia         |                 |
| 4. Creekwater Punch |                 |
| 5. Iroquois Heart   |                 |

Unplaced "**Curl**"

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

15.2.1.9(B)(8-C) and 15.2.5.12 (A)(5) above. 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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.  
**Last day for appeal: October 28, 2020.**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2020-ZIA-22  
Track Zia Park  
Ruling Date: 10/18/2020

Licensee: MARTINEZ, FRANKIE HAROLD  
License Type: 2018 3 Year Trainer Applicant Id: 16525  
License Number: 291178

Ruling # 2020-ZIA-22

Action Type: Initial Ruling

Ruling:

Trainer/Owner: **Frankie Martinez** was duly notified and appeared before the Board of Stewards on October 13, 2020. The hearing was in regard to an allegation that **Frankie Martinez** entered and ran the 8th place finisher, "**American Raisa**", in the 8th race on August 16, 2020 at the Downs at Albuquerque Race Track, while under Summary Suspension in the State of Colorado.

The Settlement, Stipulation, and Agreement entered into on September 25, 2020 between **Frankie Martinez** and the State of Colorado, paragraph 4-b states "A suspension of 77 days, beginning from the date the Summary Suspension was served upon Licensee (July 9, 2020) ending September 25, 2020."

**15.2.5.12 (A)(5) NMAC: Horses Ineligible: A horse is ineligible** "if it is wholly or partially owned by a disqualified person or a horse is under the direct or indirect training or management of a disqualified person;  
**15.2.1.9 (B)(8-C) NMAC:** The stewards shall honor the rulings issued by other pari-mutuel racing commissions.

For **Frankie Martinez's** violation issued in accordance with 15.2.5.12 (A)(5), the Board of Stewards hereby assess a penalty as follows.

1. A (200.00) Two Hundred dollar fine to be paid on or before November 18, 2020, in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine in the prescribed time shall result in an immediate suspension.

2. The horse "**American Raisa**", is hereby disqualified from 8th place and ordered unplaced from the 8th race on August 16, 2020, at the Downs at Albuquerque Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- |                   |                     |
|-------------------|---------------------|
| 1. Norwegian      | 6. Princess Jazz    |
| 2. Convince       | 7. Go Autumn Go     |
| 3. Thirsty Kitty  | 8. Tax Money        |
| 4. A Kiss for Mom | 9. Acute Lil Devil  |
| 5. Drafty Breeze  | 10. Kristie's Heart |

Unplaced "**American Raisa**"

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

15.2.1.9(B)(8-C) and 15.2.5.12 (A)(5) above. 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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.  
Last day for appeal: October 28, 2020.

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-23**  
Track: **Zia Park**  
Ruling Date: **10/18/2020**

Licensee: **MARTINEZ, FRANKIE HAROLD**  
License Type: **2018 3 Year Trainer**      Applicant Id: **16525**  
License Number: **291178**

Ruling # **2020-ZIA-23**

Action Type: **Initial Ruling**

Ruling:

Trainer: **Frankie Martinez** was duly notified and appeared before the Board of Stewards on October 13, 2020. The hearing was in regard to an allegation that **Frankie Martinez** entered and ran the 8th place finisher, "**El Mafia**", in the 1st race on August 19, 2020 at the Downs at Albuquerque Race Track, while under Summary Suspension in the State of Colorado.

The Settlement, Stipulation, and Agreement entered into on September 25, 2020 between **Frankie Martinez** and the State of Colorado, paragraph 4-b states "A suspension of 77 days, beginning from the date the Summary Suspension was served upon Licensee (July 9, 2020) ending September 25, 2020."

**15.2.5.12 (A)(5) NMAC: Horses Ineligible: A horse is ineligible** "if it is wholly or partially owned by a disqualified person or a horse is under the direct or indirect training or management of a disqualified person;  
**15.2.1.9 (B)(8-C) NMAC:** The stewards shall honor the rulings issued by other pari-mutuel racing commissions.

**Aaejandra Flaco** is the owner of the horse "**El Mafia**"

For **Frankie Martinez's** violation issued in accordance with 15.2.5.12 (A)(5), the Board of Stewards hereby assess a penalty as follows.

1. A (200.00) Two Hundred dollar fine to be paid on or before November 18, 2020, in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine in the prescribed time shall result in an immediate suspension.

2. The horse "**El Mafia**", is hereby disqualified from 8th place and ordered unplaced from the 1st race on August 19, 2020, at the Downs at Albuquerque Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- |                      |                  |
|----------------------|------------------|
| 1. Quick Laugh       | 6. Si Capitan Mg |
| 2. Benjamin Who      | 7. Seven Rooney  |
| 3. Alvis             |                  |
| 4. Diabolical Might  |                  |
| 5. Who's Laughin Now |                  |

Unplaced "**El Mafia**"

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

15.2.1.9(B)(8-C) and 15.2.5.12 (A)(5) above. 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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.  
**Last day for appeal: October 28, 2020.**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-24**  
Track **Zia Park**  
Ruling Date: **10/18/2020**

Licensee: **MARTINEZ, FRANKIE HAROLD**  
License Type: **2018 3 Year Trainer** Applicant Id: **16525**  
License Number: **291178**

Ruling # 2020-ZIA-24

Action Type: Initial Ruling

Ruling:

Trainer/Owner: **Frankie Martinez** was duly notified and appeared before the Board of Stewards on October 13, 2020. The hearing was in regard to an allegation that **Frankie Martinez** entered and ran the 10th place finisher, "**Besitos Criminales**", in the 6th race on August 19, 2020 at the Downs at Albuquerque Race Track, while under Summary Suspension in the State of Colorado.

The Settlement, Stipulation, and Agreement entered into on September 25, 2020 between **Frankie Martinez** and the State of Colorado, paragraph 4-b states "A suspension of 77 days, beginning from the date the Summary Suspension was served upon Licensee (July 9, 2020) ending September 25, 2020."

**15.2.5.12 (A)(5) NMAC: Horses Ineligible: A horse is ineligible** "if it is wholly or partially owned by a disqualified person or a horse is under the direct or indirect training or management of a disqualified person;  
**15.2.1.9 (B)(8-C) NMAC:** The stewards shall honor the rulings issued by other pari-mutuel racing commissions.

For **Frankie Martinez's** violation issued in accordance with 15.2.5.12 (A)(5), the Board of Stewards hereby assess a penalty as follows.

1. A (200.00) Two Hundred dollar fine to be paid on or before November 18, 2020, in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine in the prescribed time shall result in an immediate suspension.

2. The horse "**Besitos Criminales**", is hereby disqualified from 10th place and ordered unplaced from the 6th race on August 19, 2020, at the Downs at Albuquerque Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- |                   |                      |
|-------------------|----------------------|
| 1. Winnies Own    | 7. Snow in the North |
| 2. Spinning Black | 8. Smoken Houdini    |
| 3. Masterclass    | 9. Indy's Song       |
| 4. Esteemed       | 10. Pulpitis Phantom |
| 5. Pop Quiz       | 11. Fly With Pride   |
| 6. Toss the Flag  |                      |

Unplaced "**Besitos Criminales**"

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

15.2.1.9(B)(8-C) and 15.2.5.12 (A)(5) above. 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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.  
**Last day for appeal: October 28, 2020.**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-25**  
Track **Zia Park**  
Ruling Date: **10/18/2020**

Licensee: **FLACO, ALEJANDRA**

License Type: **2020 3 Year Owner**      Applicant Id: **160143**  
License Number: **298818**

Ruling # **2020-ZIA-25**

Action Type: **Initial Ruling**

Ruling:

Owner: **Alejandra Flaco** was duly notified and was represented by her trainer **Frankie Martinez** before the Board of Stewards on October 13, 2020. The hearing was in regard to an allegation that **Frankie Martinez** entered and ran your horse, the 8th place finisher, "**El Mafia**", in the 1st race on August 19, 2020 at the Downs at Albuquerque Race Track, while he was under Summary Suspension in the State of Colorado.

The Settlement, Stipulation, and Agreement entered into on September 25, 2020 between your trainer **Frankie Martinez** and the State of Colorado, paragraph 4-b states "A suspension of 77 days, beginning from the date the Summary Suspension was served upon Licensee (July 9, 2020) ending September 25, 2020."

**15.2.5.12 (A)(5) NMAC: Horses Ineligible: A horse is ineligible** "if it is wholly or partially owned by a disqualified person or a horse is under the direct or indirect training or management of a disqualified person;  
**15.2.1.9 (B)(8-C) NMAC:** The stewards shall honor the rulings issued by other pari-mutuel racing commissions.

For **Frankie Martinez's** violation issued in accordance with 15.2.5.12 (A)(5), the Board of Stewards hereby assess a penalty for owner **Alejandra Flaco** as follows:

1. The horse "**El Mafia**", is hereby disqualified from 8th place and ordered unplaced from the 1st race on August 19, 2020, at the Downs at Albuquerque Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- |                      |                  |
|----------------------|------------------|
| 1. Quick Laugh       | 6. Si Capitan Mg |
| 2. Benjamin Who      | 7. Seven Rooney  |
| 3. Alvis             |                  |
| 4. Diabolical Might  |                  |
| 5. Who's Laughin Now |                  |

Unplaced "**El Mafia**"

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

15.2.1.9(B)(8-C) and 15.2.5.12 (A)(5) above. 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 16.47.1.8(T)Knowledge of the Rules/ 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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.  
**Last day for appeal: October 28, 2020.**

By Order of The Zia Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-26**  
Track: Zia Park  
Ruling Date: 11/1/2020

Licensee: **DANLEY, FRED IKE**  
License Type: 2019 3 Year Trainer      Applicant Id: 24866  
License Number: 293034

Ruling # 2020-ZIA-26

Action Type: Initial Ruling

Ruling:

Trainer: **Fred Danley**, having been duly notified and waived his 10 day notice and hearing, before the Board Of Stewards on October 20, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Ketoprofen (class 4C-Minor penalty drug) found in test sample E372879 taken from the scratched at the gate horse "RCJ Major Cartel" following the 10th race, on August 9, 2020, at Ruidoso Downs.

The original lab report indicated a finding of Ketoprofen at 4.3 ng/ml +/- 0.4 ng/ml in the blood, the allowable limit for Ketoprofen is 2 ng/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

**Dirk Jones** is the owner of record for horse "RCJ Major Cartel"

This is Fred Danley's 1st Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4). The Board of Stewards assessed a penalty as follows:

1. A (\$250.00) Two Hundred Fifty dollar fine to be paid on or before **December 1, 2020**, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time will result in an immediate suspension.

2. Per 15.2.6.9 (O) Multiple Medication Violations (MMV):

A trainer who receives a penalty for a medication violation based upon a horse testing positive for a class 1-5 medication with penalty class A-C, as provided in the version of the ARCI "uniform classification guidelines for foreign substances" listed in 15.2.6.9 NMAC, or similar state regulatory guidelines, shall be assigned points as follows: 0.5 point.

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

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 a money order, cashier's check or a corporate check. **LAST DAY TO APPEAL, November 10, 2020**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2020-ZIA-27  
Track Zia Park  
Ruling Date: 11/1/2020

Licensee: JONES, DIRK

License Type: 2019 3 Year Owner      Applicant Id: 26370  
License Number: 293943

Ruling # 2020-ZIA-27

Action Type: Initial Ruling

Ruling:

Owner: **Dirk Jones**, having been duly notified and waived his 10 day notice and hearing, through his trainer Fred Danley, before the Board Of Stewards on October 20, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Ketoprofen (class 4C-Minor penalty drug) found in test sample E372879 taken from the scratched at the gate horse "RCJ Major Cartel" following the 10th race, on August 9, 2020, at Ruidoso Downs.

The original lab report indicated a finding of Ketoprofen at 4.3 ng/ml +/- 0.4 ng/ml in the blood, the allowable limit for Ketoprofen is 2 ng/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

**Fred Danley** is the trainer of record for horse "RCJ Major Cartel"

For **Dirk Jones's** 1st Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:

1. A **Warning**, in accordance with 15.2.3.8 (B)(3)(I) NMAC.
2. The horse "RCJ Major Cartel" must pass a commission-approved examination before being eligible to run.

**Licensee is found in violation of and this ruling is written in accordance with:** 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/

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 a money order, cashier's check or a corporate check. **LAST DAY FOR APPEAL: November 10, 2020**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2020-ZIA-28  
Track Zia Park  
Ruling Date: 11/2/2020

Licensee: ALVAREZ, JR RAMON

License Type: 2020 1 Year Assistant S Applicant Id: 157331  
License Number: 299581

Ruling # 2020-ZIA-28

Action Type: Initial Ruling

Ruling:

**Assistant Starter: Ramon Alvarez**, having been duly notified, and having waived his 10 day notice and hearing before the Board of Stewards on **November 2, 2020**, for misconduct in the starting gate on October 20, 2020

For this rule violation, the Board of Stewards rescinds **Ramon Alvarez's Assistant Starters license** for a period of 6 months beginning November 2, 2020 until May 1, 2020.

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

**16.47.1.8 (L)(i) NMAC** – 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)(f) 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

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 #: 2020-ZIA-29  
Track Zia Park  
Ruling Date: 11/5/2020

Licensee: PEREZ, MIGUEL ANGEL

License Type: 2018 3 Year Jockey      Applicant Id: 31329  
License Number: 289006

Ruling # 2020-ZIA-29

Action Type: Initial Ruling

Ruling:

Jockey, Miguel Angel Perez, having been summoned and appeared before Board of Stewards on November 4, 2020, for careless riding during the running of the 6th race on November 3rd, 2020 while aboard #4 "Collins Ave" which resulted in his mount being disqualified from second place to last. (Drifted out going around the final turn causing a horse to clip heels and fall).

For this rule violation, the Board of Stewards assessed Miguel Angel Perez a suspension of 14 calendar days (November 12, 2020 thru November 25, 2020). Miguel Angel Perez is not allowed to ride designated races.

Licensee is found in violation of:

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

15.2.5.13(E)(3)(a) NMAC: Which states in pertinent part that "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

*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

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys

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

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 #: 2020-ZIA-30  
Track Zia Park  
Ruling Date: 11/5/2020

Licensee: VELASQUEZ, COSME

License Type: 2019 3 Year Trainer      Applicant Id: 137067  
License Number: 296279

Ruling # 2020-ZIA-30

Action Type: Initial Ruling

Ruling:

Trainer: Cosme Velasquez, having been duly notified and appeared before the **Board Of Stewards on November 4, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **3-Hydroxylidocaine** (class 2B penalty drug) found in test sample **E397310** taken from the **1st place finisher "Redneck Ryan"** following **the 5th race, on August 22, 2020, at the Downs at Albuquerque Race Track.**

The original lab report indicated a finding of **3-Hydroxylidocaine at 116 pg/ml +/- 3.8 pg/ml in the blood**, the allowable limit for **3-Hydroxylidocaine** is 20pg/ml in the blood (**15.2.6.9 Attachment 2**). Split sample rights as provided in **15.2.6.10 (D) NMRC**, were afforded to trainer, and confirmed by Texas A & M.

Margaret Chavez is the owner of record for the horse **"Redneck Ryan"**.

For Cosme Velasquez's 1st Class 2B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty, issued in accordance with **15.2.6.9 (B)(2) Penalty Recommendations**, as follows:

1. A 30 day suspension of all NMRC licenses starting November 4, 2020, through December 3, 2020, inclusive.
2. A (\$750.00) Seven Hundred Fifty Dollar fine to be paid on or before **December 4, 2020**, in accordance with **15.2.3.8 (B)(3)(l)**. Failure to pay fine in prescribed time will result in immediate suspension.
3. In addition, Mr. Cosme Velasquez has accumulated "0" points prior to this ruling and "2" points in connection with this ruling for a current total of "2", under the multiple medication violation point system,

During said time of applicable suspension Cosme Velasquezs hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with **15.2.1.9 (C)(21)**. Additionally, effective upon applicable suspension dates, all horses **owned, trained, or under the care of Cosme Velasquez** are ineligible to be entered or start in any race in this jurisdiction, per **15.2.1.9 (C)(21)(c)**. All transfers and sales of horses trained by, owned by, or in the care and custody of Cosme Velasquez must be done in accordance with **15.2.6.9A(12)(a)(b) Medication and Prohibited Substances**.

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

**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. Last date of appeal: November 15, 2020.

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-31**  
Track **Zia Park**  
Ruling Date: **11/5/2020**

Licensee: **DOMINGUEZ, SERGIO G**

License Type: **2019 3 Year Jockey**      Applicant Id: **86326**  
License Number: **294445**

Ruling # **2020-ZIA-31**

Action Type: **Initial Ruling**

**Ruling:**

Jockey Sergio Dominguez was duly notified and appeared before the Board of Stewards on November 4, 2020. The hearing was in regard to Sergio Dominguez's excessive use of the whip on his mount "A Scooter With Sisu" during the running of the 2nd race on November 2, 2020, at Zia Park Racetrack.

The Board of Stewards hereby fines Sergio Dominguez in the amount of five hundred dollars (\$500.00). The fine is to be paid on or before December 5, 2020, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

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

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

16.47.1.8(U)(2) PROTECTION OF HORSES No licensee or other person under the jurisdiction of the commission shall subject or permit any animal under their control, custody or supervision to be subjected to or to incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care

16.47.1.8 (L)(1)(i) – CONDUCT 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

15.2.1.9(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

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 #: 2020-ZIA-32  
Track Zia Park  
Ruling Date: 11/5/2020

Licensee: CHAVEZ, MARGARET R  
License Type: 2017 3 Year Owner Applicant Id: 116721  
License Number: 287731

Ruling # 2020-ZIA-32

Action Type: Initial Ruling

Ruling:

Owner Margaret Chavez was duly notified and was represented by her trainer Cosme Velasquez, before the Board of Stewards November 4, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, 3-Hydroxylidocaine (class 2B penalty drug) found in test sample E397310 taken from the 1st place finisher "Redneck Ryan" following the 5th race, on August 22, 2020, at the Downs at Albuquerque Race Track.

The original lab report indicated a finding of 3-Hydroxylidocaine at 116 pg/ml +/- 3.8 pg/ml in the blood, the allowable limit for 3-Hydroxylidocaine is 20pg/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

Cosme Velasquez is the Trainer of record for the horse "Redneck Ryan".

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and was confirmed by TVMDL.

For Margaret Chavez's FIRST Class 2B medication violation in a LIFETIME the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, as follows:

1. The horse "Redneck Ryan", is hereby disqualified from first place and ordered unplaced from the 5th race on August 22, 2020, at the Downs of Albuquerque Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Bella Faccia
- 2) Jess Botticelli
- 3) Dashin N Smart
- 4) Picicle
- 5) Siximoons
- 6) Medessy
- 7) Bestest
- 8) Putinical
- Unplaced "Redneck Ryan"

2. The horse "Redneck Ryan" must pass a commission-approved examination before being eligible to run.

*Licensee is found in violation of and ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED 15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 15.2.6.9(B)Penalty Recommendation/15.2.5.13 E (4) (d) Disqualification and purse distribution. 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 a money order, cashier's check or a corporate check. Last date of appeal: November 15, 2020*

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-33**  
Track **Zia Park**  
Ruling Date: **11/5/2020**

Licensee: **HONESTO, JOE LOUIS**

License Type: **2017 3 Year Trainer**      Applicant Id: **10244**  
License Number: **288175**

Ruling # **2020-ZIA-33**

Action Type: **Initial Ruling**

Ruling:

**Trainer: Joe L. Honesto, having been duly notified and appeared before the Board Of Stewards on November 4, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Cannabidiol (class 2B penalty drug) found in test sample E397304 taken from the horse "Mister Beduino" which was scratched at the gate from the 2nd race, on August 22, 2020 at the Downs at Albuquerque Race Track.**

The original lab report indicated a finding of **Cannabidiol** in the blood **(15.2.6.9 Attachment 2)**.

There is no amount of **Cannabidiol** allowed in an official sample.

Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to trainer, and declined.

**Julian Honesto** is the owner of record for the horse "**Mister Beduino**".

For **Joe L. Honesto's** 1st Class 2B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty, issued in accordance with **15.2.6.9 (B)(2) Penalty Recommendations**, as follows:

1. A 30 day suspension of all NMRC licenses starting November 15, 2020, through December 14, 2020, inclusive.
2. A (\$750.00) Seven Hundred Fifty Dollar fine to be paid on or before **December 4, 2020**, in accordance with **15.2.3.8 (B)(3)(i)**. Failure to pay fine in prescribed time will result in immediate suspension.

In addition, because **Mr. Joe L. Honesto** has accumulated "0" points prior to this ruling and "4" points in connection with this ruling for a current total of "4", under the multiple medication violation point system,

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

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

**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. Last date of appeal: November 15, 2020.

By Order of The Zia Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-34**  
Track **Zia Park**  
Ruling Date: **11/5/2020**

Licensee: **HONESTO, JULIAN REY**

License Type: **2020 1 Year Owner**      Applicant Id: **160462**  
License Number: **298509**

Ruling # **2020-ZIA-34**

Action Type: **Initial Ruling**

Ruling:

Owner Julian Honesto was duly notified and appeared, before the Board of Stewards on November 4, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Cannabidiol (class 2B penalty drug) found in test sample E397304 taken from the horse "Mister Beduino" which was scratched at the gate from the 2nd race, on August 22, 2020, at the Downs at Albuquerque Race Track.

The original lab report indicated a finding of 7-Nor-7- Carboxycannabidiol (metabolite of Cannabidiol) in the blood. There is no amount of Cannabidiol allowed in an official sample.  
(15.2.6.9 Attachment 2).

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

Joe L. Honesto is the Trainer of record for the horse "Mister Beduino".

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

For Julian Honesto's FIRST Class 2B medication violation in a LIFETIME the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, as follows:

1. The horse "Mister Beduino", was scratched and did not participate in the 2nd race on August 22, 2020 hence there is no change to the original order of finish.
2. The horse "Mister Beduino" must pass a commission-approved examination before being eligible

to run.

*Licensee is found in violation of and ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED 15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 15.2.6.9(B)Penalty Recommendation/15.2.5.13 E (4) (d) Disqualification and purse distribution. 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 a money order, cashier's check or a corporate check. Last date of appeal: November 15, 2020*

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-35**  
Track: Zia Park  
Ruling Date: 11/9/2020

Licensee: MUNOZ, JR GUADALUPE

License Type: 2020 3 Year Trainer      Applicant Id: 21993  
License Number: 298233

Ruling # 2020-ZIA-35

Action Type: Initial Ruling

Ruling:

**Trainer: Guadalupe Munoz, Jr.** having been duly notified, waived his hearing before the Board of Stewards on **November 9, 2020** for failure to appear in paddock with entry, "**Cowgirl Dom**", which resulted in a late scratch and pari-mutuel refund in the **10th race on November 4, 2020 at Zia Park Racetrack**

For this rule violation, the Board of Stewards assessed **Guadalupe Munoz, Jr.** a penalty in the amount of **Five Hundred Dollars (\$500.00)**. The fine is to be paid on or before **December 9, 2020** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

**Licensee is found in violation of.**

**16.47.1.10 (C) (22) TRAINER RESPONSIBILITY** presenting his/her horse in the paddock at least 20 minutes before post time or at a time otherwise appointed before the race in which the horse is entered;

**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." Last date for appeal: **November 19, 2020.**



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-36**  
Track: Zia Park  
Ruling Date: 11/9/2020

Licensee: **FREY, DEAN RANDELL**

License Type: **2020 3 Year Trainer**      Applicant Id: **23595**  
License Number: **299471**

Ruling #                      2020-ZIA-36

Action Type:                Initial Ruling

Ruling:

**Trainer: Dean R. Frey having been duly notified, waived his hearing before the Board of Stewards on November 9, 2020 for failure to appear on time in the paddock with entry, "Danjer", in the 10th race on September 24, 2020 at Albuquerque Downs Race Track.**

For this rule violation, the Board of Stewards assessed **Dean R. Frey**, a penalty in the amount of **Two Hundred Fifty Dollars (\$250.00)**. The fine is to be paid on or before **December 9, 2020** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

**Licensee is found in violation of.**

**16.47.1.10 (C) (22) TRAINER RESPONSIBILITY** presenting his/her horse in the paddock at least 20 minutes before post time or at a time otherwise appointed before the race in which the horse is entered;

**This ruling in 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." Last date for appeal: **November 19, 2020.**

By Order of The Zia Park Stewards

ZIA  
RULING  
2020-ZIA-37  
ISSUED  
IN  
ERROR



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-38**  
Track: Zia Park  
Ruling Date: 11/12/2020

Licensee: ELIAS, ANWAR MAURICIO  
License Type: 2018 3 Year Owner      Applicant Id: 32247  
License Number: 289808

Ruling # 2020-ZIA-38

Action Type: Initial Ruling

Ruling:

Owner Anwar Elias was duly notified and appeared before the Board of Stewards on November 11, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Clenbuterol, found in test sample E372670 taken from the 3rd place finisher, "True Romance", in the 3rd race the "Zia Quarter Horse Futurity Trials" on July 10, 2020, at Ruidoso Downs Racetrack.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and confirmed by TVMDL.

Humberto Tena Jr., is the trainer of record for the horse "True Romance".

For Anwar Elias's FIRST Class 3A medication violation in a LIFETIME the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, as follows:

1. The horse "True Romance", is hereby disqualified from third place and ordered unplaced from the 3rd race on July 10, 2020, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Hatchi Zulu
- 2) Ripp
- 3) Kerrupt Flip
- 4) Cartel Cambria
- 5) Cool Lips
- 6) Rkm Chicks Change
- Unplaced True Romance

2. The horse "True Romance" must pass a commission-approved examination before being eligible to run.

*Licensee is found in violation of and ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with:*  
15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- Clenbuterol Class A Classification for Quarter horses

15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions, 15.2.6.9(B)(1) Penalty Recommendations

15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol or Albuterol that is allowed to appear in any official sample.

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/

15.2.1.9(B)(9)(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.

**LAST DAY FOR APPEAL: November 22, 2020**



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-39**  
Track: Zia Park  
Ruling Date: 11/27/2020

Licensee: **ALVAREZ, JR RAMON**

License Type: **2020 1 Year Assistant S** Applicant Id: **157331**  
License Number: **299581**

Ruling # 2020-ZIA-39

Action Type: Initial Ruling

Ruling:

Assistant Starter: **Ramon Alvarez Jr.**, having been duly notified, waived his 10 day notice and hearing before the Board of Stewards on November 23, 2020, for misconduct in the starting gate on October 20, 2020 at Zia Park Racetrack

For **Ramon Alvarez Jr.**'s violation, the Board of Stewards hereby assesses a penalty, issued in accordance with 16.47.1.8 (L)(i) NMAC, as follows:

1. A 6-month suspension of all NMRC licenses from November 23, 2020 through May 22, 2022, inclusive.
2. In accordance with 15.2.1.9 (C)(21), **Ramon Alvarez Jr.** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC.

Licensee is found to be in violation of: 16.47.1.8 (L)(i) NMAC – 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)(f) 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)(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. **LAST DAY FOR APPEAL: December 7, 2020.**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-40**  
Track: Zia Park  
Ruling Date: 12/16/2020

Licensee: **FELIX, MARTIN**

License Type: **Applicant Id: 86561**  
**License Number:**

Ruling # 2020-ZIA-40

Action Type: Initial Ruling

Ruling:

Jockey Martin Felix was summoned and sent a representative before the Zia Park Board of Stewards on December 16, 2020, for failure to make sufficient effort to control his mount "Hiclass Czech" in the 3rd race on December 8, 2020, at Zia Park racetrack.

The Board of Stewards hereby assesses Martin Felix a fine in the amount of two hundred and fifty dollars, (\$250.00). This fine is to be paid on or before January 15, 2020, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

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.

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/

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 #: **2020-ZIA-41**  
Track: Zia Park  
Ruling Date: 12/16/2020

Licensee: ENRIQUEZ-ARENIVAS, KEVIN A  
License Type: 2020 3 Year Jockey      Applicant Id: 162686  
License Number: 300132

Ruling # 2020-ZIA-41

Action Type: Initial Ruling

Ruling:

Jockey Kevin Enriquez-Arenivas was summoned and appeared before the Zia Park Board of Stewards on December 16, 2020, for failure to make sufficient effort to control his mount "LV Golden Knight" in the 4th race on December 15, 2020, at Zia Park racetrack.

The Board of Stewards hereby assesses Kevin Enriquez-Arenivas a fine in the amount of two hundred and fifty dollars, (\$250.00). This fine is to be paid on or before January 15, 2020, in accordance with 15.2.3.8 (B)(3)(i) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

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, drives or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

15.2.1.9(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/

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 #: **2020-ZIA-42**  
Track **Zia Park**  
Ruling Date: **12/16/2020**

Licensee: **PIERCE, JR THOMAS W.**

License Type: **2020 3 Year Trainer**      Applicant Id: **35056**  
License Number: **298496**

Ruling # **2020-ZIA-42**

Action Type: **Initial Ruling**

Ruling:

Trainer Thomas W. Pierce Jr. having been duly notified, waived his hearing before the Board of Stewards on December 16, 2020 for failure to appear in paddock with entry, "Recompense", which resulted in a late scratch and pari-mutuel refund in the 7th race on December 2, 2020 at Zia Park Racetrack

For this rule violation, the Board of Stewards assessed Thomas W. Pierce Jr. a penalty in the amount of Five Hundred Dollars (\$500.00). The fine is to be paid on or before January 26, 2021 in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

*Licensee is found in violation of.*

16.47.1.10 (C) (22) TRAINER RESPONSIBILITY presenting his/her horse in the paddock at least 20 minutes before post time or at a time otherwise appointed before the race in which the horse is entered;

*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." Last date for appeal: November 19, 2020.

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-43**  
Track: Zia Park  
Ruling Date: 12/21/2020

Licensee: **MENDOZA, EDUARDO P**

License Type: **2017 3 Year Owner**      Applicant Id: **35135**  
License Number: **288182**

Ruling #                      2020-ZIA-43

Action Type:                Initial Ruling

Ruling:

Owner, Edwardo P. Mendoza was duly notified, failed to appear, and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards on December 16, 2020. The hearing was in regards to an outstanding financial obligation owed to ESMS Race horse services in the amount of \$5710.12 dollars. There was a court default judgment issued by the Justice Court of PCT3 in Parker County Texas for this outstanding financial obligation, principal as stated above with interest as of November 10, 2020 at the rate of 5% per annum and all costs of the suit being \$86.00.

The Board of Stewards hereby order that any/all New Mexico Racing Commission licenses issued to Edwardo P. Mendoza be suspended as of December 16, 2020 and that he be deemed ineligible for any future licensing in New Mexico until such time that full payment is made to ESMS Race horse services.

During said time of applicable suspension Edwardo P. Mendoza is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned or under the care of Edwardo P. Mendoza 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 and this ruling is written in accordance with:*

16.47.1.8 L (1)(J) NMAC: Grounds For Refusal, Denial, Suspension, or Revocation of License

16.47.1.8 (I): Financial 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 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."

Last Date to Appeal 12/31/2020



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-44**  
Track: Zia Park  
Ruling Date: 12/22/2020

Licensee: HJORT, DONNA E  
License Type: 2020 1 Year Trainer      Applicant Id: 161176  
License Number: 299047

Ruling # 2020-ZIA-44

Action Type: Initial Ruling

Ruling:

Trainer Donna Hjort, having been duly notified waived her right to a hearing telephonically, before the Board Of Stewards on December 21, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenylbutazone (class 4C-Minor penalty drug) found in test sample E412389 taken from the 1st place finisher "Piknituplaynitdown" following the 6th race, on December 8 2020, at Zia Park Race Track.

The original lab report indicated a finding of Phenylbutazone at 2.7 ug/ml +/- .4 ug/ml in the blood, the allowable limit for Phenylbutazone is 2 ug/ml in the blood (15.2.6.9 Attachment 2).

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

John Moresco, Dennis Wong and Donna Hjort are the owners of record for horse "Piknituplaynitdown"

This is Donna Hjort's 1st Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4). The Board of Stewards assessed a penalty as follows:

1. A (\$500.00) Five Hundred dollar fine to paid on or before January 21, 2021, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time will result in an immediate suspension.

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

**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 a money order, cashier's check or a corporate check. LAST DAY TO APPEAL, January 1, 2021



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-45**  
Track **Zia Park**  
Ruling Date: **12/22/2020**

Licensee: **MORESCO, JOHN R**  
License Type: **2020 1 Year Owner**      Applicant Id: **161169**  
License Number: **300184**

Ruling #                      2020-ZIA-45

Action Type:                Initial Ruling

**Ruling:**

Owner John Moresco, having been duly notified and was represented by his trainer Donna Hjort who waived his right to a hearing via telephone, before the Board Of Stewards on December 21, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenylbutazone (class 4C-Minor penalty drug) found in test sample E412389 taken from the 1st place finisher "Piknituplaynitdown" following the 6th race, on December 8 2020, at Zia Park Race Track.

The original lab report indicated a finding of Phenylbutazone at 2.7 ug/ml +/- .4 ug/ml in the blood, the allowable limit for Phenylbutazone is 2 ug/ml in the blood (15.2.6.9 Attachment 2).

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

Donna Hjort is the trainer of record for horse "Piknituplaynitdown"

For John Moresco's 1st Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:

1. A Warning, in accordance with 15.2.3.8 (B)(3)(I) NMAC.
2. The horse "Piknituplaynitdown" must pass a commission-approved examination before being eligible to run.

*Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g) (j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/*

**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 a money order, cashier's check or a corporate check. LAST DAY FOR APPEAL January 1, 2021

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-46**  
Track: Zia Park  
Ruling Date: 12/22/2020

Licensee: WONG, DENNIS R

License Type: 2020 1 Year Owner      Applicant Id: 163407  
License Number: 300126

Ruling # 2020-ZIA-46

Action Type: Initial Ruling

Ruling:

Owner Dennis Wong, having been duly notified and was represented by his trainer Donna Hjort who waived his right to a hearing via telephone, before the Board Of Stewards on December 21, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenylbutazone (class 4C-Minor penalty drug) found in test sample E412389 taken from the 1st place finisher "Piknituplaynitdown" following the 6th race, on December 8 2020, at Zia Park Race Track.

The original lab report indicated a finding of Phenylbutazone at 2.7 ug/ml +/- .4 ug/ml in the blood, the allowable limit for Phenylbutazone is 2 ug/ml in the blood (15.2.6.9 Attachment 2).

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

Donna Hjort is the trainer of record for horse "Piknituplaynitdown"

For Dennis Wong's 1st Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:

1. A Warning, in accordance with 15.2.3.8 (B)(3)(I) NMAC.
2. The horse "Piknituplaynitdown" must pass a commission-approved examination before being eligible to run.

*Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g) (j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/*

**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 a money order, cashier's check or a corporate check. LAST DAY FOR APPEAL January 1, 2021

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-47**  
Track: Zia Park  
Ruling Date: 12/22/2020

Licensee: HJORT, DONNA E  
License Type: 2020 1 Year Owner      Applicant Id: 161176  
License Number: 300193

Ruling # 2020-ZIA-47

Action Type: Initial Ruling

Ruling:

Owner Donna Hjort, having been duly notified and waived her right to a hearing via telephone, before the Board Of Stewards on December 21, 2020 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenylbutazone (class 4C-Minor penalty drug) found in test sample E412389 taken from the 1st place finisher "Piknituplaynitdown" following the 6th race, on December 8 2020, at Zia Park Race Track.

The original lab report indicated a finding of Phenylbutazone at 2.7 ug/ml +/- .4 ug/ml in the blood, the allowable limit for Phenylbutazone is 2 ug/ml in the blood (15.2.6.9 Attachment 2).

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

Donna Hjort is the trainer of record for horse "Piknituplaynitdown"

For Donna Hjort 's 1st Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:

1. A Warning, in accordance with 15.2.3.8 (B)(3)(I) NMAC.
2. The horse "Piknituplaynitdown" must pass a commission-approved examination before being eligible to run.

*Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g) (j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/*

**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 a money order, cashier's check or a corporate check. LAST DAY FOR APPEAL January 1, 2021

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-48**  
Track: Zia Park  
Ruling Date: 12/22/2020

Licensee: TAFOYA, IVAN PAUL

License Type: 2020 3 Year Trainer      Applicant Id: 16619  
License Number: 297833

Ruling # 2020-ZIA-48

Action Type: Initial Ruling

Ruling:

Trainer: Ivan P. Tafoya, was duly notified, and appeared before the Board of Stewards on December 15, 2020. This hearing was to determine whether Ivan P. Tafoya has violated NMAC 15.2.6.9. (1) (a-e) (5) (8) (a) (b) Out of Competition, and NMAC 16.47.1.8. L. (1) (e) (i) (3) Grounds for Disciplinary Measures for a Licensee.

Testimony presented showed that 6 horses in Ivan P. Tafoya's care were chosen to be tested on September 17, 2020 at the Downs at Albuquerque.

Ivan P. Tafoya presented 6 horses for hair testing, but one of the horses was not on the list (tattoo #134G5).

The horse requested, that did not show, had the tattoo #131G5. (One digit off).

Trainers are not penalized for OOCT positives, but the horses are put on the stewards list for 60 days.

The horse tattoo # 131G5 was put on the steward's list for "no show".

The Stewards feel this to be an honest mistake, but Ivan P. Tafoya failed to conduct business in a proper manner.

For Ivan P. Tafoya, the Board of Stewards hereby fines Ivan P. Tafoya in the amount of One Thousand Dollars, (\$1000.00). The fine is to be paid on or before January 23, 2021, in accordance with 15.2.3.8 (B)(3) (1) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

*Licensee is found in violation of and ruling written in accordance with: 15.2.3.8 B (3)(e) NMAC: The stewards may impose any of the following penalties on a licensee for a violation of the act or these rules: issue a reprimand; assess a fine; require forfeiture or redistribution of purse or award, when specified by applicable rules and at their discretion; place a licensee on probation; suspend a license or racing privileges; revoke a license; exclude from grounds under the jurisdiction of the commission.*

15.2.6.9 (J)NMAC 16.47.1.8 (U)(1)(2) PROTECTION OF HORSES 16.47.1.10(B)(1)(2)Absolute Insurer 16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A) (1)(2) License Required /16.47.1.8(N) Changes In Application Information

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 a money order, cashier's check. **Last date of appeal: December 31, 2020**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2020-ZIA-49  
Track Zia Park  
Ruling Date: 12/22/2020

Licensee: ALDAVAZ, JR JAIME

License Type: 2020 1 Year Assistant S Applicant Id: 14158  
License Number: 299782

Ruling # 2020-ZIA-49

Action Type: Initial Ruling

Ruling:

Assistant Starter Jaime Aldavaz Jr., is hereby summarily suspended, effective immediately December 22, 2020 for being in possession of an electrical device during a search by the Lea County Drug Enforcement Agency as well as his disruptive behavior interfering with the orderly conduct of this race meet prior to the start of the races at Zia Park on December 22, 2020.

During said time of applicable suspension Jaime Aldavaz Jr. is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC pending the outcome of his hearing December 30, 2020 @ 10:00 a.m. per 15.2.1.9 (B)(3)(b) Summary Suspension and 15.2.1.9 (C)(21)(a-b) Exclusion. Due to Covid 19 your hearing will be held by teleconference, Please call this number 605-472-5269 and enter code 177044 and follow the directions.

**NOTE: Because this hearing will be held by tele-conference, all parties must submit any evidence to be used no later than 72 hours prior to their scheduled hearing to Denise Chavez, using one of the following options listed: via email: [DeniseM.Chavez@state.nm.us](mailto:DeniseM.Chavez@state.nm.us); fax (505) 222-0713; or mailed to 4900 Alameda Blvd Ne Ste A, Albuquerque, NM 87113, via certified mail.**

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

**15.2.1.9(B)(3)(a) Summary Suspension** Which states in pertinent part "If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing".  
**15.2.1.9 (B)(3)(b) Summary Suspension 15.2.3.8 B (3)(f) Stewards Disciplinary Action 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 or interfere with the orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds; the fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule" **15.2.3.8 B (3)(A) Stewards Disciplinary Action** stewards shall take notice of alleged misconduct or rule violations and initiate investigations into the matters. The stewards shall have authority to charge any licensee for a violation of these rules, to conduct hearings and to impose disciplinary action in accordance with these rules. **15.2.5.13 (E)(6)(c)** Which states in pertinent part "No electrical or mechanical device or other expedient designed to increase or retard the speed of a horse, other than the riding crop approved by the Stewards, shall be possessed by anyone, or applied by anyone to a horse at any time on the grounds of the Association during the meeting, whether in a race or otherwise". **16.47.18 (U) 2** Protection of horses No licensee or other person under the jurisdiction of the commission shall subject or permit any animal under their control, custody or supervision to be subjected to or to incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care. **15.2.2.8(V)(1) EJECTION AND EXCLUSION** An association shall immediately eject from the association grounds a person who is subject to such an exclusion order of the commission or stewards and notify the commission of the ejection. **15.2.2.8(V)(2) EJECTION AND EXCLUSION** An association may eject or exclude a person for any lawful reason. An association shall immediately notify the stewards and the commission in writing of any person ejected or excluded by the association and the reasons for the ejection or exclusion. **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**





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2020-ZIA-50**  
Track **Zia Park**  
Ruling Date: **12/22/2020**

Licensee: **FLORES, MARCO A.**

License Type: **2018 3 Year Trainer**      Applicant Id: **33697**  
License Number: **288782**

Ruling # **2020-ZIA-50**

Action Type: **Initial Ruling**

**Ruling:**

Trainer: **Marcos A. Flores**, was duly notified and was represented by his attorney Daniel Marquez (who joined the hearing late) before the Board of Stewards on December 21, 2020. The hearing was held via tele-conference in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in the urine, test sample E317716 taken from the horse "Stand in the Sun", who finished in 1st place in the 7th race on May 3, 2019, at Sunray Park Racetrack.  
Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to the trainer, and confirmed by TVMDL.  
**Julio C. Islas** is the owner of record for horse "**Stand in the Sun**"

**Aggravating factor: The drug "Clenbuterol" is a controlled substance in New Mexico.**

**Aggravating factor: This is the Third "medication drug" violation.**

**Aggravating factor: The potential of this drug to influence a horse's performance.**

Note: No evidence was presented to disprove the findings of the New Mexico Racing Commission. Testing was done in accordance with 15.2.6.10 (B)

After examining all the evidence presented, the Board of Stewards hereby assess a penalty for **Marcos A. Flores's** First Class 3A medication violation in a LIFETIME, issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, as follows:

1. A 1 1/2-year suspension of all NMRC licenses January 1, 2021, through June 30, 2022, inclusive.
2. A (15,000.00) Fifteen thousand dollar fine to paid on or before January 23, in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine in the prescribed time shall result in an immediate suspension.

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

*Licensee is found in violation of and ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with:*  
15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0-January 2019 pg 18-Clenbuterol Class A Classification for Quarter horses 15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions 15.2.6.9(B)(1) Penalty Recommendations 15.2.1.7(C)(8) "Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970. 15.2.6.9(C)(4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample. 16.47.1.8 (U)(1)(2) PROTECTION OF HORSES 16.47.1.10(B)(1)(2) Absolute Insurer 16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/  
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 a money order, cashier's check. **Last date of appeal: December 31, 2020**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2020-ZIA-51  
Track Zia Park  
Ruling Date: 12/22/2020

Licensee: ISLAS-PAYAN, JULIO CESAR

License Type: 2018 3 Year Owner      Applicant Id: 31613  
License Number: 289311

Ruling # 2020-ZIA-51

Action Type: Initial Ruling

Ruling:

Owner: Julio C. Islas-Payan was duly notified and failed to appear, and had his hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, by telephone before the Board of Stewards on December 21, 2020. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in test sample E317716 taken from the 1st place finisher, "Stand in the Sun", in the 7th race on May 3, 2019, at Sunray Race Track.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and was confirmed by TVMDL.

15.2.6.9(C)(4) There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample.

Marcos A. Flores. is the trainer of record for the horse "Stand in the Sun".

**Aggravating factor: The drug "Clenbuterol" is a controlled substance in New Mexico.**

**Aggravating factor: This is the Third "medication drug" violation.**

**Aggravating factor: The potential of this drug to influence a horse's performance.**

For Julio C. Islas-Payan's First lifetime 3A medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1. Pursuant to rule 15.2.6.9 (B)(1), the horse "Stand in the Sun" is on the veterinarian's list for 180 days (December 21, 2020 to June 20, 2021) and must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "Stand in the Sun", is hereby disqualified from 1st place and ordered unplaced from the 7th race on May 3, 2020, at Sunray Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1) Gotta Pop Dynasty	6. Jesswhathaveigottado
2) Jc Stolywood	7. Shakdown
3) Eyeofthebabe	8. High Triver
4) Brown Tres Seis	9. Miss Cash Cartel
5) Apollitical Heart	

Unplaced "Stand in the Sun"

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

15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/ 15.2.5.13 E (4) (d) Disqualification and purse distribution.

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 a money order, cashier's check. **Last day for appeal: December 31, 2020**



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2020-ZIA-52  
Track Zia Park  
Ruling Date: 12/23/2020

Licensee: PARRA, JR ALEJANDRO

License Type: 2020 1 Year Owner      Applicant Id: 10558  
License Number: 299586

Ruling # 2020-ZIA-52

Action Type: Initial Ruling

Ruling:

Owner, Alejandro Parra was duly notified, failed to appear, and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards on December 22, 2020. The hearing was in regards to an outstanding financial obligation owed to Southwestern Racetrack Associates in the amount of \$2,179.08 dollars. There was a court default judgment issued by the 12th Judicial District Court Otero County for this outstanding financial obligation, principal as stated above with interest as of September 6, 2019 at the rate of 1.5% per month and court costs in the amount of \$153.09 and attorney fees and costs in the amount of \$1000.00.

The Board of Stewards hereby order that any/all New Mexico Racing Commission licenses issued to Alejandro Parra be suspended as of December 22, 2020 and that he be deemed ineligible for any future licensing in New Mexico until such time that full payment is made to Southwestern Racetrack Associates.

During said time of applicable suspension Alejandro Parra is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned or under the care of Alejandro Parra 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 and this ruling is written in accordance with:*

16.47.1.8 L (1)(J) NMRC: Grounds For Refusal, Denial, Suspension, or Revocation of License

16.47.1.8 (I): Financial 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 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."

Last Date to Appeal 1/2/2021

By Order of The Zia Park Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMRC: 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 #: **2020-ZIA-53**  
Track: Zia Park  
Ruling Date: 12/23/2020

Licensee: ALANIZ, DAVID PORRAS  
License Type: 2019 3 Year Owner      Applicant Id: 8251  
License Number: 296932

Ruling # 2020-ZIA-53

Action Type: Initial Ruling

Ruling:

Owner, David Alaniz was duly notified, failed to appear, and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards on December 22, 2020. The hearing was in regards to an outstanding financial obligation owed to Southwestern Racetrack Associates in the amount of \$3,336.11 dollars. There was a court default judgment issued by the 12th Judicial District Court Otero County for this outstanding financial obligation, principal as stated above with interest as of February 25, 2020 at the rate of 1.5% per month and court costs in the amount of \$153.09 and attorney fees and costs in the amount of \$1000.00.

The Board of Stewards hereby order that any/all New Mexico Racing Commission licenses issued to David Alaniz be suspended as of December 22, 2020 and that he be deemed ineligible for any future licensing in New Mexico until such time that full payment is made to Southwestern Racetrack Associates.

During said time of applicable suspension David Alaniz is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned or under the care of David Alaniz 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 and this ruling is written in accordance with:*

16.47.1.8 L (1)(J) NMAC: Grounds For Refusal, Denial, Suspension, or Revocation of License

16.47.1.8 (I): Financial 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 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."

Last Date to Appeal 1/2/2021

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.