



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-69**
Track: Zia Park
Ruling Date: 10/12/2021

Licensee: **ORONA, SR MARTIN RODRIGUEZ**
License Type: **2019 3 Year Trainer** Applicant Id: **19384**
License Number: **296603**

Ruling # 2021-ZIA-69

Action Type: Initial Ruling

Ruling:

Trainer: Martin Orona Sr., having been duly notified, and appeared with his attorney before the **Board Of Stewards on October 11, 2021, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **Dexamethasone** (class 4 penalty C drug) found in test sample **E482271** taken from the **1st place finisher "Apolittical Daizies"** following the **10th race, (All American Oaks) on September 5, 2021, at the Ruidoso Downs Race Track.**

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

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

Victor R. Lozano is the owner of record for the horse **"Apolittical Daizies"**

No evidence was presented to disprove the findings of the NMRC.

This is **Martin Orona Sr.'s first Class 4C-Major 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 (\$1000.00) One Thousand dollar fine to paid on or before November 12, 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.
2. In addition, **Martin Orona Sr.** has accumulated **"0"** points prior to this ruling and **"0.5"** points in connection with this ruling for a current total of **"0.5"**, under the multiple medication violation point system.

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, or a cashier's check. **Last date for appeal: October 22, 2021.**

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-70**
Track: **Zia Park**
Ruling Date: **10/12/2021**

Licensee: **LOZANO, VICTOR RODRIGUEZ**
License Type: **2021 3 Year Owner** Applicant Id: **8427**
License Number: **302000**

Ruling # 2021-ZIA-70

Action Type: Initial Ruling

Ruling:

Owner: **Victor R. Lozano**, having been duly notified, and appeared with his attorney before the **Board Of Stewards on October 11, 2021, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **Dexamethasone** (class 4 penalty C drug) found in test sample **E482271** taken from the **1st place finisher "Apollitical Daizies"** following the **10th race, (All American Oaks) on September 5, 2021, at the Ruidoso Downs Race Track.**

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

Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to the trainer and owner, and declined. **Martin Orona Sr.** is the trainer of record for the horse "**Apollitical Daizies**"

No evidence was presented to disprove the findings of the NMRC.

This is **Victor R. Lozano's first Class 4C-Major medication violation, in a 365-day period**, issued in accordance with **15.2.6.9 (B)(3)**. The Board of Stewards assessed a penalty as follows:

1. Pursuant to rule 15.2.6.9 (B)(3), the horse "**Apollitical Daizies**" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "**Apollitical Daizies**", is hereby disqualified from 1st place and ordered unplaced from the 10th race on September 5, 2021, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | | |
|----------------------|----------------|----|
| 1. Whistle Stop Café | 5. La Jaconde | DH |
| 2. Hr Princess Jess | 7. Jess Lyndes | |
| 3. Hollyn Bootie | 8. In My Heart | |
| 4. Miss Famous Eagle | | |
| 5. Valiant Stars DH | | |

Unplaced "**Apollitical Daizies**"

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/ 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.**

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 or cashier's check. **Last day for appeal: October 22, 2021**

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-71**
Track: Zia Park
Ruling Date: 10/13/2021

Licensee: SEDILLO, TONY E
License Type: 2019 3 Year Trainer Applicant Id: 16607
License Number: 292783

Ruling # 2021-ZIA-71

Action Type: Initial Ruling

Ruling:

Trainer: **Tony E. Sedillo**, having been duly notified and appeared and waived his right to a hearing before the Board Of Stewards on October 11, 2021, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, **Stanozolol** (class 3 penalty B drug) found in test sample **E437131** taken from the **1st place finisher "Jm Christy"** following the **9th race, on August 27, 2021 at Ruidoso Downs Race Track.**

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

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

Ventura Ranch LLC. (Javier Marquez) is the owner of record for the horse "**JM Christy**"

Mitigating Factor: 1st 3B violation lifetime.

For **Tony E. Sedillo's 1st Class 3B medication violation in a 365-day period**, the Board of Stewards hereby assesses a penalty, issued in accordance with **15.2.6.9 (B)(2) Penalty Recommendations**, as follows:

1. **A 20-day suspension of all NMRC licenses starting October 20, 2021, through November 8, 2021 inclusive.**
2. **A (\$750.00) Seven Hundred Fifty Dollar fine to be paid on or before November 10, 2021** in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay fine in prescribed time will result in immediate suspension.
3. **In addition, Tony E. Sedillo 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. Per 15.2.6.9 (O)((7))**

During said time of applicable suspension **Tony E. Sedillo** 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, trained, or under the care of Tony E. Sedillo** 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 **Tony E. Sedillo** 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 day for appeal: **October 21, 2021.**



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-72**
Track **Zia Park**
Ruling Date: **10/13/2021**

Licensee: **NEGRON, LUIS A**

License Type: **2021 1 Year Jockey** Applicant Id: **161905**
License Number: **302703**

Ruling # **2021-ZIA-72**

Action Type: **Initial Ruling**

Ruling:

Jockey, **Luis A. Negron**, having appeared in front of the Board of Stewards at Zia Park Racetrack **on October 12, 2021**, for careless riding during the running of the **7th race on October 11, 2021**, while **aboard #7 "Bully Baby" which resulted in his mount being disqualified from 2nd place to 3rd place**. (Nearing the quarter pole, allowed his mount to drift in and make contact with #4 Ize A Crafty Gal causing that rival to steady.)

For this rule violation, the Board of Stewards assesses **Luis A. Negron** a fine of **\$250.00(Two Hundred and Fifty Dollars. This Fine Must be paid by November 12, 2021.**

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

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 a cashier's check or money order."

Last date for appeal: October 23, 2021.

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-73**
Track: Zia Park
Ruling Date: 10/13/2021

Licensee: RODRIGUEZ, JOHN AARON

License Type: 2021 1 Year Outrider Applicant Id: 162052
License Number: 301742

Ruling # 2021-ZIA-73

Action Type: Initial Ruling

Ruling:

The outrider's License #301742 issued to John Aaron Rodriguez is hereby **rescinded without prejudice** as he is no longer working in that capacity as of **October 12, 2021.**

This ruling is in accordance with:

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

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-74**
Track: Zia Park
Ruling Date: 10/13/2021

Licensee: **MARQUEZ, JAVIER ROMERO**
License Type: **2019 3 Year Owner** Applicant Id: **11337**
License Number: **296581**

Ruling # 2021-ZIA-74

Action Type: Initial Ruling

Ruling:

Owner, Ventura M. Ranch LLC (Javier Marquez) was duly notified and was represented by his trainer Tony E. Sedillo who waived his right to a hearing before the Board of Stewards on October 11, 2021. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class B Stanazolol, found in test sample E437131 taken from the 1st place finisher, "JM Christy", in the 9th race on August 27, 2021, at Ruidoso Downs.

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

Tony E. Sedillo is the trainer of record for the horse "JM Christy" and was duly notified. For Ventura Ranch LLC. (Javier Marquez) 2nd Class 3B medication violation in a 365-day period, the Board of Stewards hereby assesses a penalty, issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, as follows:

The horse "JM Christy" must pass a commission approved examination before being eligible to enter. The horse "JM Christy", is hereby disqualified from 1st place and ordered unplaced from the 9th race on August 27, 2021, at Ruidoso Downs for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|---------------------|------------------------|
| 1. Fs Maxxillian | 5. Jerry James Rf |
| 2. Ripp | 6. Knockout Chick |
| 3. Southpaw Bb | 7. Doinwhateverittakes |
| 3. Md Twenty Twenty | 8. Cadens Money Maker |

UNPLACED "JM CHRISTY"

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 / 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) (1)Protection of Horses/ 15.2.6.9(B)Penalty Recommendations.

15.2.3.8(B)(3)(k) NMAC: Which states in pertinent part that " Purses, prizes, awards and trophies shall be redistributed if the Stewards or Commission order a change in the official order of finish."

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 day for appeal: October 21, 2021.**

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-75**
Track: Zia Park
Ruling Date: 10/13/2021

Licensee: YOKLEY, SCOTT A

License Type: 2021 1 Year Security St Applicant Id: 3549
License Number: 301256

Ruling # 2021-ZIA-75

Action Type: Initial Ruling

Ruling:

The Security Staff License #301256 issued to Scott Yokley is hereby **rescinded without prejudice** as he is no longer working in that capacity as of **October 11, 2021**.

This ruling is in accordance with:

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

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-76**
Track **Zia Park**
Ruling Date: **10/17/2021**

Licensee: **LUCERO, ARTHUR RAY**

License Type: **2020 3 Year Trainer** Applicant Id: **24827**
License Number: **297210**

Ruling # **2021-ZIA-76**

Action Type: **Initial Ruling**

Ruling:

Trainer: **Arthur R. Lucero**, having been duly notified and having waived his right to a hearing before the Board Of Stewards on **October 17, 2021**, regarding a lab report from Industrial Laboratories (the official testing laboratory for the NMRC), for a confirmed positive for the therapeutic drug, Phenylbutazone (class 4 penalty category C drug) found in test sample **E482417** taken from the horse **"WF Riptide"** following **the 7th race, on October 4, 2021 at Zia Park Racetrack**.

The original lab report indicated a finding of Phenylbutazone at **0.454 ug/ml in the blood, which exceeds the allowable limit of 0.3 ug/ml in the blood**. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **trainer**

Michelle Lucero is the owner of record for horse "WF Riptide".

In accordance with **15.2.6.9 (B)(3) NMAC**, this is **Arthur R. Lucero's FIRST Class 4-C violation**.

For this **FIRST Class 4-C medication violation** issued in accordance with **15.2.6.9 (C)(2)(b) NMAC**, the Board of Stewards assesses **Arthur R. Lucero** a penalty as follows:

1. A **(\$1000.00) One Thousand dollar fine to be paid on or before November 16, 2021**, in accordance with **15.2.1.9(B)(7)(f) NMAC** and **15.2.3.8 (B)(3)(i) NMAC**: Failure to pay fine in prescribed time will result in an immediate suspension.
2. The horse **"WF Riptide"**, must pass a commission-approved examination before being eligible to enter.
3. In addition, **Arthur R. Lucero** has accumulated **"0"** points prior to this ruling and **"0.5"** points in connection with this ruling for a current total of **".5"**, under the multiple medication violation point system.

Licensee is found to be in violation of, and in accordance with

15.2.6.9(C)(1-2-3) NMAC: Which states that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

15.2.6.9 A. UNIFORM CLASSIFICATION GUIDELINES (4) Class 4 - This category is comprised primarily of therapeutic medications routinely used in race horses. These may influence performance, but generally have a more limited ability to do so.

15.2.6.11(A) NMAC: Trainer Responsibility

16.47.1.10(B)(1) NMAC: Absolute Insurer Which states in pertinent part that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

15.2.1.9(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 a cashier's check or money order" **Last day for appeal October 27, 2021.**

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-77**
Track **Zia Park**
Ruling Date: **10/17/2021**

Licensee: **LUCERO, MICHELLE ST. MARTIN**
License Type: **2020 3 Year Owner** Applicant Id: **24748**
License Number: **298568**

Ruling # **2021-ZIA-77**

Action Type: **Initial Ruling**

Ruling:

Owner: **Michelle Lucero**, having been duly notified and having waived her right to a hearing before the Board Of Stewards on **October 17, 2021**, regarding a lab report from Industrial Laboratories (the official testing laboratory for the NMSRC), for a confirmed positive for the therapeutic drug, Phenylbutazone (class 4 penalty category C drug) found in test sample **E482417** taken from the horse **"WF Riptide"** following **the 7th race, on October 4, 2021 at Zia Park Racetrack**.

The original lab report indicated a finding of Phenylbutazone at **0.454 ug/ml in the blood, which exceeds the allowable limit of 0.3 ug/ml in the blood**. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **trainer Arthur R. Lucero is the Trainer of record for horse "WF Riptide"**.

In accordance with 15.2.6.9 (B)(3) NMAC, **this is Michelle Lucero's FIRST Class 4-C violation**.

For this **FIRST Class 4-C medication violation** issued in accordance with 15.2.6.9 (C)(2)(b) NMAC, the Board of Stewards assesses **Michelle Lucero** a penalty as follows:

1. The horse **"WF Riptide"** must pass a commission-approved examination before becoming eligible to be entered.
2. The horse **"WF Riptide"**, is hereby disqualified from 2nd Place and ordered unplaced from the 1st race on September 1, 2021, at the Downs at Albuquerque racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. No Doubt
 2. S L R Gus McCrae
 3. Mississippi Music
 4. Sweet Beau Roll
 5. Quantico Joe
 6. Baby Shamu
 7. Bully Ride

Unplaced **"WF Riptide"**

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. **15.2.5.13(E)(4)(d) NMAC Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the 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, or a cashier's check. **Last date for appeal: October 27, 2021.**

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-78**
Track: Zia Park
Ruling Date: 10/18/2021

Licensee: PEREZ, MIGUEL ANGEL

License Type: 2021 3 Year Jockey Applicant Id: 31329
License Number: 300752

Ruling # 2021-ZIA-78

Action Type: Initial Ruling

Ruling:

Jockey **Miguel A. Perez**, was summoned and appeared before the Board of Stewards on **October 17, 2021**, for failure to make sufficient effort to control his mount **"Suertuda", which resulted in his mounted being disqualified from 4th place to 8th place in the 11th race on October 12th, 2021, at Zia Park Racetrack.**

The Board of Stewards hereby fines **Miguel A. Perez**, a fine in the amount of **two hundred and fifty dollars, (\$250.00)**. This fine is to be paid on or before **November 18, 2021**, in accordance with 15.2.3.8 (B)(3)(l). Failure to pay the fine within the time prescribed may result in immediate suspension.

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

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

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

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

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

The appeal must be placed on or before October 28th, 2021.

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-79**
Track **Zia Park**
Ruling Date: **10/19/2021**

Licensee: **MARQUEZ, JAVIER ROMERO**
License Type: **2019 3 Year Owner** Applicant Id: **11337**
License Number: **296581**

Ruling # 2021-ZIA-79

Action Type: Initial Ruling

Ruling:

Owner: **Ventura M Ranch LLC. (Javier Marquez)**, having been duly notified, and appeared through a representative before the **Board of Stewards on October 19, 2021, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **Phenylbutazone** (class 4 penalty C drug) found in test sample **E437043** taken from the **10th place finisher "JM Special Ferarri"** following the **15th race, on August 20, 2021, at the Ruidoso Downs Race Track**. The original lab report indicated a finding of **Phenylbutazone confirmed** in the blood at 2.08 ug/ml exceeding the 0.30 ug/ml (**15.2.6.9 Attachment 2**). Split sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to the trainer and owner, and declined. **Ivan Tafoya** is the trainer of record for the horse "**JM Special Ferarri**."

No evidence was presented to disprove the findings of the NMRC.

This is **Ventura M Ranch LLC. (Javier Marquez)**'s first **Class 4-C medication violation, in a 365-day period**, issued in accordance with **15.2.6.9 (B)(3)**. The Board of Stewards assess a penalty as follows:

1. Pursuant to rule 15.2.6.9 (B)(3), the horse "**JM Special Ferarri**" must pass a commission-approved examination before becoming eligible to be entered.
2. The horse "**JM Special Ferarri**", is hereby disqualified from 10th place and ordered unplaced from the 15th race on August 20, 2021, at Ruidoso Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|------------------------|-----------------------|
| 1. Kj Desparado | 6. Thryve |
| 2. Apollitical FamousV | 7. Fiesty Six |
| 3. Jestafamous Lady | 8. Nouveaux |
| 4. Glorious Eagle | 9. Flash The Diamonds |
| 5. Capo de Midnite | |

Unplaced "**JM Special Ferarri**"

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/ 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.**

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 or cashier's check. **Last day for appeal: October 29, 2021**

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-80**
Track: **Zia Park**
Ruling Date: **10/19/2021**

Licensee: **TAFOYA, IVAN PAUL**

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

Ruling # **2021-ZIA-80**

Action Type: **Initial Ruling**

Ruling:

Trainer: **Ivan Tafoya** having been duly notified, and appeared before the **Board of Stewards on October 19, 2021, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenylbutazone (class 4 penalty C drug) found in test sample E437043 taken from the 10th place finisher "JM Special Ferarri" following the 15th race, on August 20, 2021, at the Ruidoso Downs Race Track.**

The original lab report indicated a finding of **Phenylbutazone confirmed** in the blood at 2.08 ug/ml exceeding the 0.30 ug/ml (**15.2.6.9 Attachment 2**).

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

Ventura M Ranch LLC. (Javier Marquez) is the trainer of record for the horse "**JM Special Ferarri**"

No evidence was presented to disprove the findings of the NMRC.

Aggravating Factor: Multiple Drug Violations within a short period of time.

For **Ivan Tafoya** 1st Class 4-C medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assess a penalty as follows:

1. A (\$1000.00) One Thousand dollar fine to paid on or before **November 18, 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.
2. In addition, **Ivan Tafoya** has accumulated "8" points prior to this ruling and "0.5" points in connection with this ruling for a current total of "8.5", under the multiple medication violation point system. Per 15.2.6.9 (O)((7) Add an additional 60 days to this suspension starting February 8, 2022 thru April 9, 2022. These dates are associated with other rulings, and may become effective immediately if those dates are amended.
3. Due to aggravating Factor "Multiple Drug Violations within a short period" Ivan Tafoya must pass written trainers test before granted a trainer's license.

In accordance with 15.2.1.9 (C)(21), **Ivan Tafoya** 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 **Ivan Tafoya** 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 **Ivan**

Tafoya 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.

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 or cashier's check. Last date for appeal: **October 29, 2021.**

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-81**
Track: Zia Park
Ruling Date: 10/25/2021

Licensee: ROJERO, LUIS CARLOS

License Type: Applicant Id: 6914
License Number:

Ruling # 2021-ZIA-81

Action Type: Initial Ruling

Ruling:

Trainer **Luis C Rojero** having been waived his right to a hearing in accordance with 15.2.1.9(B)(4)(d), before the Board of Stewards on **October 25, 2021**, for failure have his entry, **Alexander Who** in the paddock at the designated time for the **9th race on October 24th, 2021, at Zia Park Racetrack.**

For this rule violation, the Board of Stewards assessed **Luis C Rojero** a penalty in the amount of **Two Hundred and Fifty dollars (\$250.00)**. The fine is to be paid on or before **November 23, 2021** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

16.47.1.10 (C) (22) 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. The fee must be in the form of, a cashier's check, or money order ."
Last Date to Appeal November 3, 2021.

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-82**
Track: Zia Park
Ruling Date: 10/26/2021

Licensee: GOMEZ, ALFREDO MORRIS
License Type: 2019 3 Year Trainer Applicant Id: 14091
License Number: 295775

Ruling # 2021-ZIA-82

Action Type: Initial Ruling

Ruling:

Alfredo M. Gomez, having been duly notified and waived his right to a ten(10) day notice of hearing appeared telephonically before the Board of Stewards on **October 25, 2021**, for failure to have a flipping halter on **"Lovemeacorona"** upon arrival in the paddock for **the 4th race on Octoberr 19, 2021, at Zia Park Racetrack**.

The Board of Stewards hereby assesses **Alfredo M. Gomez** a fine in the amount of **Two hundred fifty dollars (\$ 250.00)**. The fine is to be paid on or before **November 25, 2021**, in accordance with 15.2.3.8(B)(3) (I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

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

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

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

This ruling is written in accordance with:

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

Last Date To Appeal November 5, 2021

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-83**
Track: Zia Park
Ruling Date: 10/26/2021

Licensee: GOMEZ, ALFREDO MORRIS
License Type: 2019 3 Year Trainer Applicant Id: 14091
License Number: 295775

Ruling # 2021-ZIA-83

Action Type: Initial Ruling

Ruling:

Trainer: **Alfredo M. Gomez** having been duly notified, and waived his right to a 10 day notice of hearing before the Board of Stewards appeared telephonically on **October 25, 2021**, for failing to have a current **Coggins** for entry "**Canela Ar**" which resulted in a late scratch from the paddock and pari-mutuel refund in the **1st race on October 19, 2021 at Zia Park Race Track.**

For this violation, the Board of Stewards assessed **Alfredo M. Gomez** a fine in the amount of **Two Hundred Fifty Dollars (\$250.00)**. The fine is to be paid on or before **November 24, 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 to be in violation of.

15.2.5.12(Z) Horse ineligible A horse shall be ineligible to start when "there is no current negative test certificate for equine infectious anemia on file with the racing office, as required by the commission".

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

16.47.1.10(C)(15) Trainer Responsibility The trainer is responsible for maintaining a knowledge of the medication record and status of all horses in their care.

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

This ruling is written in accordance with

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be paid in the form of a cashier's check, money order or cash. **Last date for appeal: , November 5,2021.**

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-84**
Track **Zia Park**
Ruling Date: **10/26/2021**

Licensee: **GARCIA, JR NOE**

License Type: **2021 3 Year Jockey** Applicant Id: **157715**
License Number: **301912**

Ruling # **2021-ZIA-84**

Action Type: **Initial Ruling**

Ruling:

Jockey **Noe Garcia, Jr**, having been summoned and appeared before the Board of Stewards on **October 26, 2021**, for **excessive use of whip**, while aboard "**Midnight Train MO**" in the **2nd Race October 24, 2021** at Zia Park Racetrack, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed, **Noe Garcia, Jr**, a fine in the amount of **Five Hundred dollars, (\$500.00)**. This fine is to be paid on or before **November 23, 2021** in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay the fine within the time prescribed shall result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(E)(6)(A) Use of riding crops. Although the use of a riding crop is not required, any jockey who uses a riding crop during a race shall do so only in a manner consistent with exerting his or her best efforts to win.

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.

This ruling is written in accordance with:

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

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(A) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

15.2.1.9(b): Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of a cashier's check, money order." **The last day to file an appeal is November 3, 2021.**

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-85**
Track **Zia Park**
Ruling Date: **10/26/2021**

Licensee: **MARTINEZ, LUIS MARIO**

License Type: **2020 3 Year Jockey** Applicant Id: **161541**
License Number: **300000**

Ruling # **2021-ZIA-85**

Action Type: **Initial Ruling**

Ruling:

Jockey, **Luis Mario Martinez**, having been summoned and having appeared before the Board of Stewards **on October 26, 2021**, for careless riding during the running of the **4th race on October 24, 2021 at Zia Park Racetrack**, while aboard **"Finito Dash"**. (Drifted out across the racetrack).

For this violation, the Board of Stewards assessed **Luis Mario Martinez** a 7-day suspension from the race dates November 2, 2021, through November 8, 2021. **Luis Mario Martinez** will be permitted to ride in designated race during the period of suspension.

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."

15.2.1.9(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

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, or money order." The last day to file an appeal is November 3, 2021.

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-86**
Track: Zia Park
Ruling Date: 10/31/2021

Licensee: GONZALEZ-SAENZ, RICARDO

License Type: Applicant Id: 163002
License Number:

Ruling # 2021-ZIA-86

Action Type: Initial Ruling

Ruling:

The Jockeys' License #299418 issued to Ricardo Gonzalez-Saenz is hereby **rescinded without prejudice** as he has appeared at the Zia Park Stewards office on October 31, 2021, and stated he does not work in this capacity any longer and was issued an Assistant Starters license.

This ruling is in accordance with:

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

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 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." The last day to appeal is November 9, 2021.

By Order of The Zia Park Stewards

New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-88**
Track: Zia Park
Ruling Date: 11/3/2021

Licensee: **MARQUEZ, JAVIER ROMERO**
License Type: 2019 3 Year Owner Applicant Id: 11337
License Number: 296581

Ruling # 2021-ZIA-88

Action Type: Initial Ruling

Ruling:

The Stable License #1192 (**J & M Racing & Farm**) issued to **Javier R. Marquez** is hereby **rescinded without prejudice** as it is no longer needed by Javier R. Marquez.

This ruling is in accordance with:

16.47.1.8 (M)(2) Duration Of License Which states in pertinent part "A license is valid only under the condition that it remains eligible to hold such a license.

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

15.2.1.9(b): Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of a cashier's check or money order.." Last Date for appeal:11/13/2021

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-89**
Track Zia Park
Ruling Date: 11/7/2021

Licensee: CHAVEZ, JOSE

License Type: Applicant Id: 15047
License Number:

Ruling # 2021-ZIA-89

Action Type: Initial Ruling

Ruling:

Issued in error

By Order of The Zia Park Stewards

Renee Lumen *Pat Walker*



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-90**
Track: Zia Park
Ruling Date: 11/7/2021

Licensee: CHAVEZ, JOSE

License Type: 2021 1 Year Trainer Applicant Id: 15047
License Number: 300947

Ruling # 2021-ZIA-90

Action Type: Initial Ruling

Ruling:

Trainer, Jose Chavez, having been duly notified and waived his right to 10-day notice and hearing then appeared before the Board of Stewards on November 7, 2021, for entering an ineligible horse "The Greatest Eagle" who ran on November 2, 2021 in the 10th race at Zia Park Racetrack (ownership claim violation, transferring the horse to a different owner within a 30-day period.) This ruling is written in accordance with: 15.2.4.9. G. 5 Ownership interest in any horse claimed from a race shall not be resold or transferred for 30 days after such horse was claimed, except by claim from a subsequent race.

For this violation, the Board of Stewards assesses Jose Chavez a fine in the amount of Five Hundred dollars, (\$500.00). The fine is to be paid on or before December 7, 2021 in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of:

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

15.2.5.13(E)(4)(d): Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification."

15.2.3.8(B)(3)(k) Which states in pertinent part that " Purses, prizes, awards and trophies shall be redistributed if the Stewards or Commission order a change in the official order of finish."

15.2.3.8 B (3)(f) Stewards Disciplinary Action 15.2.3.8 B (3)(a) Stewards Disciplinary Action 15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES: 16.47.1.3 Statutory Authority 16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

15.2.1.9(b): Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of a cashier's check, or money order. The Last Date to Appeal is November 17, 2021

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-91**
Track: Zia Park
Ruling Date: 11/7/2021

Licensee: **MARQUEZ, ANGEL EMMANUEL**
License Type: **2020 1 Year Jockey** Applicant Id: **159532**
License Number: **300238**

Ruling # 2021-ZIA-91

Action Type: Initial Ruling

Ruling:

Jockey, Angel Emmanuel Marquez, having been summoned and having appeared before the Board of Stewards on November 7, 2021, for careless riding during the running of the 2nd race on November 2, 2021 at Zia Park Racetrack while aboard "Mt Surabachi Raider". (Drifted out and bothering multiple horses)

For this violation, the Board of Stewards has suspended Angel Emmanuel Marquez for 7 Calendar days, 11/9/2021-11/16-2021 and fined the amount \$250.00 (Two Hundred and Fifty Dollars). Angel Emmanuel Marquez will be permitted to ride in designated races during the period of suspension. The fine must be paid by December 7, 2021.

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."

15.2.1.9(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

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, or money order." The last day to file an appeal is November 17, 2021.

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-92**
Track: Zia Park
Ruling Date: 11/7/2021

Licensee: HUDSON, JEFFERY DALE

License Type: 2020 3 Year Owner Applicant Id: 14485
License Number: 299007

Ruling # 2021-ZIA-92

Action Type: Initial Ruling

Ruling:

Trainer/Owner: **Jeff Hudson**, having been duly notified, waived his right to a 10-day notice, a hearing and appeal before the **Board Of Stewards on November 7, 2021 regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **Flunixin** (class 4 penalty C drug) found in test sample **E464259** taken from the **1st place finisher "All Chrome"** following the **4th race, on August 20, 2021, at the Downs at Albuquerque Race Track.**

The original lab report indicated a finding of **Flunixin at 9.89 ng/ml +/- 0.71 ng/ml in the blood**, the allowable limit for **Flunixin** is 5.0 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 and confirmed.

Jeff Hudson is also the owner of record for horse "All Chrome"

This is Jeff Hudson's 2nd Class 4-C 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 (\$1500.00) One Thousand five hundred dollar fine to paid on or before **December 7, 2021**, in accordance with **15.2.3.8 (B)(3) (D) NMAC**. Failure to pay fine in prescribed time will result in an immediate suspension.
2. A 15-day suspension of all NMRC licenses starting November 7, 2021, through November 21, 2021 inclusive.
3. In addition, Jeff Hudson has accumulated "0.5" points prior to this ruling and "0.5" points in connection with this ruling for a current total of "1.0", under the multiple medication violation point system.
4. The horse "All Chrome", is hereby disqualified from 1st place and ordered unplaced from the 6th race on September 5, 2021, at Albuquerque Downs Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. Delbert Too 6. Road to Heat
 2. Trust N Prayer 7. Digger's Gold
 3. Masterclass 8. Stormin Texason
 4. Illikerollin 9. Zen Yeti
 5. Desert Reward 10. Leading ProspectUnplaced "All Chrome"

During said time of applicable suspension **Jeff Hudson** 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, trained, or under the care of **Jeff Hudson** 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 **Jeff Hudson** 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/ 15.2.6.11(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. 15.2.5.13 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, or a cashier's check. Last date for appeal: waived.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-93**
Track: Zia Park
Ruling Date: 11/8/2021

Licensee: IBANEZ, ALBERTO MARCIAL
License Type: 2021 3 Year Owner Applicant Id: 157241
License Number: 303067

Ruling # 2021-ZIA-93

Action Type: Initial Ruling

Ruling:

Owner, **Alberto Ibanez**, having been duly notified, and waived his right to a ten day notice and hearing then appeared before the **Board Of Stewards on November 07, 2021**. The Greatest Eagle ran on November 7, 2021 in the tenth (10th) race at Zia Park Racetrack. There was an ownership violation after they transferred the horse to another owner within a 30-day period. This ruling is written in accordance with 15.2.4.9.G.5 Ownership interest in any horse claimed from a race shall not be resold or transferred for 30 days after such horse was claimed, except by claim from a subsequent race.

No evidence was presented to disprove the findings of the NMRC.

The Board of Stewards assessed a penalty as follows:

1. The horse "**The Greatest Eagle**", is hereby disqualified from 5th place and ordered unplaced from the 10th race on November 2nd, 2021, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. (7) So Cal Memory
2. (5) Give Em Heck Back
3. (8) Raise before the flop
4. (6) Taino House
5. (1) Gogo Oxbow

Unplaced "**The Greatest Eagle**"

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

Disqualification and purse distribution.

15.2.3.8(B)(3)(k) Which states in pertinent part that "Purses, prizes, awards and trophies shall be redistributed if the Stewards or Commission order a change in the official order of finish."

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)(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 or cashier's check. **Last day for appeal: November 17, 2021**

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-94**
Track: **Zia Park**
Ruling Date: **11/9/2021**

Licensee: **BRITO, JORGE ARMANDO**
License Type: **2019 3 Year Trainer** Applicant Id: **15109**
License Number: **295134**

Ruling # 2021-ZIA-94

Action Type: Initial Ruling

Ruling:

Owner/Trainer: **Jorge A. Brito**, having been duly notified, and appeared before the **Board Of Stewards on November 9, 2021, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC)**, for a confirmed positive for the drug, **Phenylbutazone** (class 4 penalty C drug) found in test sample **E482544** taken from the **1st place finisher "Bad Bad Hombre"** following the **3rd race, on October 17, 2021, at Zia Park Race Track.**

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

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

Jorge A. Brito is the owner/trainer of record for the horse **"Bad Bad Hombre"**

No evidence was presented to disprove the findings of the NMRC.

This is **Jorge A. Brito's first Class 4C-Major medication violation, in a 365-day period**, issued in accordance with **15.2.6.9 (B)(3)**. The Board of Stewards assess a penalty as follows:

1. A (\$1000.00) One Thousand Five Hundred dollar fine to paid on or before **December 9, 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.

2. In addition, **Jorge A. Brito** has accumulated "0" points prior to this ruling and "0.5" points in connection with this ruling for a current total of "0.5", under the multiple medication violation point system. Per **15.2.6.9 (O)(7) 2**. Pursuant to rule **15.2.6.9 (B)(3)**, the horse **"Bad Bad Hombre"** must pass a commission-approved examination before becoming eligible to be entered.

The horse **"Bad Bad Hombre"**, is hereby disqualified from 1st place and ordered unplaced from the 3rd race on October 17, 2021, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- | | |
|------------------------|-------------------|
| 1. Four Oh One Kay | 6. El Baltazar |
| 2. Sli Master Maverick | 7. Wdc I Need You |
| 3. Lota Manny | |
| 4. Vodka N Fantasies | |
| 5. Flashy Whiteface | |

Unplaced **"Bad Bad Hombre"**

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/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 15.2.6.9(B)Penalty Recommendation/ 16.47.1.10(B)(1)(2)(3)Absolute Insurer 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 or cashier's check. **Last day for appeal: waived**



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-95**
Track: Zia Park
Ruling Date: 11/9/2021

Licensee: GONZALEZ-SAENZ, RICARDO

License Type: 2021 1 Year Assistant S Applicant Id: 163002
License Number: 303122

Ruling # 2021-ZIA-95

Action Type: Initial Ruling

Ruling:

The Assistant Starter's License # 303122 issued to Ricardo Gonzalez-Saenz is hereby **rescinded without prejudice** as he no longer is employed in that position and is employed as a Jockey.

This ruling is in accordance with:

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

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2021-ZIA-96**
Track: Zia Park
Ruling Date: 11/10/2021

Licensee: COATES, JIMMY RAY

License Type: 2021 1 Year Jockey Applicant Id: 12424
License Number: 301915

Ruling # 2021-ZIA-96

Action Type: Initial Ruling

Ruling:

Jockey, Jimmy Ray Coates is hereby summarily suspended, effective immediately, November 10, 2021 pending the outcome of his summary suspension hearing scheduled for November 20, 2021, at 9:30 a.m. in the office of the board of Stewards at Zia Park (3901 W. Millen Dr. Hobbs, NM 88240), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension is in regard to Jimmy Ray Coates testing positive for a controlled substance on November 9, 2021, at Zia Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Jimmy Ray Coates is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC.

Licensee is found to be in violation of:

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

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

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

This Ruling is written in accordance with

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

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

By Order of The Zia Park Stewards