



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-24**  
Track: Zia Park  
Ruling Date: 10/25/2022

Licensee: SIMMONS, III JACOB J  
License Type: 2021 3 Year Trainer      Applicant Id: 31690  
License Number: 302691

Ruling # 2022-ZIA-24

Action Type: Initial Ruling

Ruling:

**Trainer: Jacob J. Simmons III.** having been duly notified and waived his right to a ten (10) day notice of hearing and appeared before the Board of Stewards telephonically on October 25, 2022, for failure to have a flipping halter on "**Mt Surabachi Raider**" upon arrival in the paddock for the 3rd race on October 23, 2022, at Zia Park Racetrack. Necessitating a late scratch.

The Board of Stewards hereby assesses Jacob J. Simmons III a fine in the amount of **Five Hundred Dollars (\$ 500.00)**. The fine is to be paid on or before **November 24, 2022**, 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 \$400. The fee must be in the form of a cashier's check, money order or cash." **Last Date to Appeal: November 04, 2022.**

By Order of The Zia Park Stewards



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Track Zia Park  
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Licensee: SIMMONS,III JACOB J

License Type: 2021 3 Year Trainer      Applicant Id: 31690  
License Number: 302691



New Mexico Racing Commission  
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Ruling #: 2022-ZIA-25  
Track Zia Park  
Ruling Date: 10/29/2022

Licensee: HERMOSILLO, ESAU

License Type: 2022 1 Year Group A 2    Applicant Id: 6664  
License Number: 306787

Ruling # 2022-ZIA-25

Action Type: Initial Ruling

Ruling:

Issued in error License number #6664.  
Per Zia Stewards/dcl

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-26**  
Track: Zia Park  
Ruling Date: 11/4/2022

Licensee: PEREZ, MIGUEL ANGEL

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

Ruling # 2022-ZIA-26

Action Type: Initial Ruling

Ruling:

Jockey, Miguel A Perez have been duly notified appeared before the Zia Park Board of Stewards on Wednesday, November 2, 2022, at 10:00 A.M. in the Board of Stewards office. Miguel A Perez knowingly and admitting claiming a frivolous foul.

The Zia Park Board of Stewards hereby fine Miguel A Perez \$500.00 Dollars (Five Hundred Dollars) for claiming a frivolous foul while aboard "SMOKEN HOUDINI" Race 8 on Tuesday, November 1, 2022, at ZIA Park Racetrack. Shortly out of the gate going towards the first turn.

This fine is to be paid on or before December 4, 2022 in accordance with 15.2.3.8(B)(3)(1) NMAC. Failure to pay fine within the time prescribed may result in immediate suspension.

**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. 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

**15.2.3.8 FLAT RACING OFFICIALS GENERAL PROVISIONS: (B) STEWARDS (d)(e)**

(d) 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.

(e) The stewards shall have the authority to amend, revoke, rescind or modify any ruling that they issued in error in accordance with the laws of this state and these rules

**15.2.5.14 PROTESTS, OBJECTIONS, AND INQUIRIES(D) (4) (5)**

(4) No person shall file any objection or protest knowing the same to be inaccurate, false, untruthful, or frivolous.

(5) The commission may fine any license holder an amount of up \$2,500 after considering protest, if based on the evidence they determine that the protest is frivolous, unreasonable, or unnecessary



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Licensee: PEREZ, MIGUEL ANGEL

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

**15.2.1.9 DUE PROCESS AND DISCIPLINARY ACTION:(9) Appeals.**

(a) A person who has been aggrieved by a ruling of the stewards may appeal to the commission. A person who fails to file an appeal by the deadline and in the form required by this section waives the right to appeal the ruling.

(b) 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 \$400. The fee must be in the form of a money order, cashier's check, or a corporate check.

(c) The commission may fine a license holder in the amount up to \$2,500 after considering an appeal if based on the evidence the appeal is frivolous, unreasonable, or unnecessary or determined to be an abuse of process or malicious. Failure of an appealing party to appear at a noticed hearing or withdraw their appeal without providing five business days' notice prior to the hearing date may result in the non-appearing appealing party being fined up to \$1,000.

(d) An appeal must be in writing on a form prescribed by the commission. The appeal must include the name, address, telephone number and signature of the person making the appeal, and a statement of the basis for the appeal.

(e) On notification by the commission that an appeal has been filed, the stewards shall forward to the commission the record of the proceeding on which the appeal is based, and a statement of the reasons for their rulings.

(f) If a person against whom a fine has been assessed files an appeal of the ruling 16.47.1.8

**GENERAL PROVISIONS: L. Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license:**

(o) has engaged in conduct unbecoming or detrimental to the best interests of racing.

(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 that assesses the fine, the person shall pay the fine in accordance with these rules.

Last Day to Appeal: Nov 14, 2022

By Order of The Zia Park Stewards



New Mexico Racing Commission  
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Ruling #: **2022-ZIA-27**  
Track: Zia Park  
Ruling Date: 11/5/2022

Licensee: **SIGALA, ALFREDO S.**

License Type: **2021 3 Year Jockey**      Applicant Id: **158216**  
License Number: **303357**

Ruling # 2022-ZIA-27

Action Type: Initial Ruling

Ruling:

Jockey, Alfredo Sigala, having been summoned and appeared with Victor Escobar, as translator, before the Board of Stewards November 5, 2022 for Careless Riding during the running of the **9th race on November 02, 2022, at Zia Downs**, while aboard **"Princesa Del Rey"**. (Allowed his mount to drift out the stretch causing "La Julia" to check hard, resulting in his mounts disqualification).

For this violation, the Board of Stewards fine Alfredo Sigala, the sum of Two-hundred and fifty dollars (\$250.00). This fine is to be paid on or before December 5, 2022, in accordance with **15.2.3.8(B)(3)(I)**. Failure to pay this fine within the prescribed time shall result in immediate 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 (3)(d) Stewards Authority**

**15.2.3.8 B (3)(e) Stewards Authority**

**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 \$400. 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 15, 2022.

  
By Order of The Zia Park Stewards



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Ruling #: **2022-ZIA-27**  
Track Zia Park  
Ruling Date: 11/5/2022

Licensee: SIGALA, ALFREDO S.

License Type: 2021 3 Year Jockey      Applicant Id: 158216  
License Number: 303357



New Mexico Racing Commission  
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Ruling #: **2022-ZIA-28**  
Track: Zia Park  
Ruling Date: 11/6/2022

Licensee: VELASQUEZ, COSME  
License Type: 2022 3 Year Trainer      Applicant Id: 137067  
License Number: 306802

Ruling # 2022-ZIA-28

Action Type: Initial Ruling

Ruling:

Trainer Cosme Velasquez having been duly notified and having waived his 10-day notice and formal hearing appeared telephonically before the Board of Stewards on November 6, 2022, for failing to be present in the paddock to saddle his horse "Bijou" in the 7th race on November 5, 2022, and causing a late scratch at Zia Park Racetrack. This is Cosme Velasquez's second failure to be present in less than one month's time.

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

The Board of Stewards hereby assesses penalty as follows:

1. A fine of Seven Hundred and Fifty Dollars (\$750.00) which must be paid on or before December 6th, 2022.

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

15.2.1.9(B)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. **Last day to file is November 16, 2022.**

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 (3)(D) Stewards Authority

15.2.3.8 B (3)(E) Stewards Authority

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





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Ruling #: **2022-ZIA-28**  
Track Zia Park  
Ruling Date: 11/6/2022

Licensee: VELASQUEZ, COSME

License Type: 2022 3 Year Trainer      Applicant Id: 137067  
License Number: 306802

By Order of The Zia Park Stewards



New Mexico Racing Commission  
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Ruling #: **2022-ZIA-29**  
Track: Zia Park  
Ruling Date: 11/6/2022

Licensee: ACOSTA, JR CARLOS H.

License Type: 2021 3 Year Trainer      Applicant Id: 19413  
License Number: 300476

Ruling # 2022-ZIA-29

Action Type: Initial Ruling

Ruling:

Trainer Carlos Acosta, Jr. having been duly notified and having waived his 10-day notice and formal hearing appeared telephonically before the Board of Stewards on November 6, 2022, for failing to be present in the paddock to saddle his horse "Go Desi Go" in the 11th race on November 5, 2022, causing a late scratch at Zia Park Racetrack.

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

The Board of Stewards hereby assesses penalty as follows:

1. A fine of Five Hundred Dollars (\$500.00) which must be paid on or before December 6th, 2022.

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

15.2.1.9(B)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. **Last day to file is November 16, 2022.**

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 (3)(D) Stewards Authority

15.2.3.8 B (3)(E) Stewards Authority

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



New Mexico Racing Commission  
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Ruling #: **2022-ZIA-29**  
Track Zia Park  
Ruling Date: 11/6/2022

Licensee: ACOSTA,JR CARLOS H.

License Type: 2021 3 Year Trainer      Applicant Id: 19413  
License Number: 300476

By Order of The Zia Park Stewards



New Mexico Racing Commission  
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Ruling #: **2022-ZIA-30**  
Track: Zia Park  
Ruling Date: 11/6/2022

Licensee: MEDELLIN, ALEJANDRO HERRERA  
License Type: 2022 3 Year Jockey      Applicant Id: 31173  
License Number: 303694

Ruling # 2022-ZIA-30

Action Type: Initial Ruling

Ruling:

Jockey **Alejandro Medellin** having appeared before the Board of Stewards and waiving his 10-day notice and formal hearing on November 6, 2022, for failure to honor or be excused from his riding engagements on Saturday, November 5, 2022, in the 6th race, (#2 Tangie Boy) in the 8th race (#5 Rt Sol Train) and the 9th race(#6 Quemados Royal Moon).

**Alejandro Medellin, left Jockey's quarters** without permission which necessitated removal from his mounts.

For this violation, the Board or Stewards assessed, Alejandro Medellin, a fine in the amount of Seventy-Five dollars per mount, \$225.00 in total. The fine is to be paid on or before December 6th, 2022, in accordance with 15.2.3.8 (B) (3) (1). 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 (C)(1) (3) Jockey requirements: (1) Jockeys shall report to the jockeys' quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the jockeys' quarters, except to ride in scheduled races, until all their riding engagements of the day have been fulfilled except as approved by the stewards

(3) Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the stewards. Failure to fulfill riding engagements may result in disciplinary action.

**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 (3) (E) Stewards Authority**

**15.2.3.8 B (3) (D) Stewards Authority**

**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 \$400. The fee must be in the form of a cashier's check, money order." **The last day to file an appeal is November 16, 2022.**



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Ruling #: **2022-ZIA-30**  
Track Zia Park  
Ruling Date: 11/6/2022

Licensee: MEDELLIN, ALEJANDRO HERRERA

License Type: 2022 3 Year Jockey      Applicant Id: 31173  
License Number: 303694

By Order of The Zia Park Stewards



New Mexico Racing Commission  
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Ruling #: **2022-ZIA-31**  
Track: Zia Park  
Ruling Date: 11/8/2022

Licensee: MOORE, LANCE RONALD  
License Type: 2022 3 Year Trainer      Applicant Id: 8642  
License Number: 305862

Ruling # 2022-ZIA-31

Action Type: Initial Ruling

Ruling:

Owner/Trainer Lance R. Moore having been properly noticed, appeared before the Zia Park Board of Stewards by Teams video and was represented by attorney Daniel Marquez on November 7, 2022, in reference to a finding by Enforcement Team Investigators at Ruidoso Downs on the morning of September 5, 2022, where his horse, "Jes an Angel" was observed being nebulized in her stall on a day that she was entered to race in the All-American Futurity. This resulted in a scratch and pari-mutuel refunds.

For this violation, the Board of Stewards assess Owner/Trainer Lance R. Moore a fine in the amount of five hundred dollars, (\$500.00). The fine is to be paid on or before December 8, 2022, in accordance with NMAC 15.2.1.9 B. (7) (f). Failure to pay the fine within the time prescribed will result in immediate suspension of Mr. Moore's licenses.

Owner/Trainer Lance R. Moore is found to be in violation of: 16.47.1.8 (L)(h) 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".

15.2.6.9 (C)(7) MEDICATIONS AND PROHIBITED SUBSTANCES: (7) The use of a nebulizer or any similar device used to administer a drug or other substance by inhalation is not permitted on the day a horse is entered to race

This ruling is written in accordance with; NMAC 15.2.3.8 B (1) (a-e) Stewards General Authority; NMAC 15.2.3.8 B (3) (a-k) Disciplinary Action; NMAC 15.2.6.11 A Trainer Responsibility; NMAC 16.47.1.8. T. Knowledge of Rules; NMAC 16.47.1.3 Statutory Authority; NMAC 16.47.1.8 (A)(1) License Required; NMAC 16.47.1.8 (A)(2) License Required; NMAC 16.47.1.8(N) Last Known Address; NMAC 16.47.1.8 U (1) Protection of horses; NMAC 16.47.1.10 B (1-3) Absolute Insurer.

NMAC 15.2.1.9(B)(9)(b): Appeal Procedures, which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. Last day to file is November 18, 2022.



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Ruling #: **2022-ZIA-31**  
Track Zia Park  
Ruling Date: 11/8/2022

Licensee: MOORE, LANCE RONALD

License Type: 2022 3 Year Trainer      Applicant Id: 8642  
License Number: 305862

By Order of The Zia Park Stewards

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Ruling #: **2022-ZIA-33**  
Track: Zia Park  
Ruling Date: 11/8/2022

Licensee: **VILLANUEVA, JUAN CARLOS**

License Type: **2022 1 Year Jockey**      Applicant Id: **34058**  
License Number: **306002**

Ruling #                      2022-ZIA-33

Action Type:                Initial Ruling

Ruling:

Jockey Juan Carlos Villanueva appeared in the office of the Board of Stewards on November 7th, 2022, at 10:00 a.m. in the office of the Board of Stewards at Zia Park Racetrack regarding a Jockey Infraction for Fighting in the Jockey room on Sunday November 6, 2022, causing rider changes throughout the program.

The Board of Stewards hereby assesses penalty as follows:

1. A fine of Two Hundred and Fifty Dollars (\$250.00) which must be paid on or before December 8, 2022.

**NMAC 16.47.1.8 (L) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license:**

(i) is a person whose conduct or reputation may adversely 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;

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)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. **Last day to file is November 18, 2022.**



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Ruling #: **2022-ZIA-33**  
Track Zia Park  
Ruling Date: 11/8/2022

Licensee: VILLANUEVA, JUAN CARLOS

License Type: 2022 1 Year Jockey      Applicant Id: 34058  
License Number: 306002

By Order of The Zia Park Stewards



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Ruling #: **2022-ZIA-34**  
Track: Zia Park  
Ruling Date: 11/13/2022

Licensee: MCARTHUR, DONNA W

License Type: 2021 3 Year Trainer      Applicant Id: 25771  
License Number: 300437

Ruling # 2022-ZIA-34

Action Type: Initial Ruling

Ruling:

**Trainer: Donna McArthur.** having been duly notified and waived her right to a ten (10) day notice of hearing before the Board of Stewards telephonically on November 13, 2022, for failure to have a flipping halter on **"TRIGGERED"** upon arrival in the paddock for the 7th race on November 12, 2022, at Zia Park Racetrack. Necessitating a late scratch.

The Board of Stewards hereby assesses **Trainer: Donna McArthur** a fine in the amount of **Five Hundred Dollars (\$ 500.00)**. The fine is to be paid on or before December 13, **2022**, 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 \$400. The fee must be in the form of a cashier's check, money order or cash." **Last Date to Appeal: November 23, 2022.**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-34**  
Track Zia Park  
Ruling Date: 11/13/2022

Licensee: MCARTHUR, DONNA W

License Type: 2021 3 Year Trainer      Applicant Id: 25771  
License Number: 300437



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-35**  
Track: Zia Park  
Ruling Date: 11/13/2022

Licensee: GUTIERREZ, LEE JOHN

License Type: 2022 3 Year Trainer      Applicant Id: 28848  
License Number: 305337

Ruling # 2022-ZIA-35

Action Type: Initial Ruling

Ruling:

Trainer Lee J. Gutierrez, Jr. having been duly notified and having waived his 10-day notice and formal hearing appeared telephonically before the Board of Stewards on November 13, 2022, for failing to be present in the paddock to saddle his horse "Payin The Bills" in the 7th race on November 12, 2022, causing a late scratch at Zia Park Racetrack.

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

The Board of Stewards hereby assesses penalty as follows:

A fine of Five Hundred Dollars (\$500.00) which must be paid on or before December 13, 2022.

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

15.2.1.9(B)(9)(b): Appeal Procedures, Which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. **Last day to file is November 23, 2022.**

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 (3)(D) Stewards Authority

15.2.3.8 B (3)(E) Stewards Authority

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-35**  
Track Zia Park  
Ruling Date: 11/13/2022

Licensee: GUTIERREZ, LEE JOHN

License Type: 2022 3 Year Trainer      Applicant Id: 28848  
License Number: 305337

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-36**  
Track: Zia Park  
Ruling Date: 11/14/2022

Licensee: MARTINEZ, EDWIN ABRAHAM

License Type: 2022 3 Year Trainer      Applicant Id: 46015  
License Number: 304092

Ruling # 2022-ZIA-36

Action Type: Initial Ruling

Ruling:

**Trainer Edwin A Martinez**, having been duly notified and waived his right to a ten (10) day notice of hearing before the Board of Stewards telephonically on November 13, 2022, for failure to have a flipping halter on **"Eye for the Diamonds"** upon arrival in the paddock for the 4th race on November 13, 2022, at Zia Park Racetrack. Necessitating a late scratch.

The Board of Stewards hereby assesses **Trainer Edwin A. Martinez** a fine in the amount of **Five Hundred Dollars (\$ 500.00)**. The fine is to be paid on or before December 14, **2022**, 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 \$400. The fee must be in the form of a cashier's check, money order or cash." **Last Date to Appeal: November 24, 2022.**





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-36**  
Track Zia Park  
Ruling Date: 11/14/2022

Licensee: MARTINEZ, EDWIN ABRAHAM

License Type: 2022 3 Year Trainer      Applicant Id: 46015  
License Number: 304092

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-37**  
Track **Zia Park**  
Ruling Date: **11/14/2022**

Licensee: **GALLEGOS, JUAN MANUAL**

License Type: **2022 1 Year Jockey**      Applicant Id: **164931**  
License Number: **306877**

Ruling # **2022-ZIA-37**

Action Type: **Initial Ruling**

Ruling:

Jockey Juan Manual Rosale Gallegos, having been summoned before the Board of Stewards on November 14, 2022, for **excessive use of whip**, while aboard **"Elunicodecandy"** in the 8th Race on November 12, 2022 at ZIA Park, is found to be in violation of Commission rules.

For this violation a fine of Five Hundred dollars (\$500.00). Fine must be paid on or before December 14, 2022.

**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 \$400. The fee must be in the form of a cashier's check, money order." **The last day to file an appeal is November 24, 2022.**



By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-38**  
Track **Zia Park**  
Ruling Date: **11/14/2022**

Licensee: **NIETO-SAENZ, JORGE IBRIAN**  
License Type: **2022 3 Year Jockey**      Applicant Id: **164761**  
License Number: **305975**

Ruling # **2022-ZIA-38**

Action Type: **Initial Ruling**

Ruling:

Jockey Jorge Nieto-Saenz, having been summoned before the Board of Stewards on November 14, 2022, for **excessive use of whip**, while aboard **"Jessinourbodgit"** in the 1st Race on November 13, 2022 at ZIA Park, is found to be in violation of Commission rules.

For this violation a fine of Five Hundred dollars (\$500.00). Fine must be paid on or before December 14, 2022.

**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:**


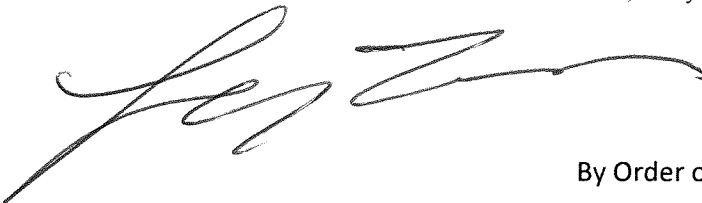
**16.47.1.3 Statutory Authority**

**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 \$400. The fee must be in the form of a cashier's check, money order." **The last day to file an appeal is November 24, 2022.**



By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-39**  
Track: **Zia Park**  
Ruling Date: **11/14/2022**

Licensee: **GOMEZ, REYES MANUEL**

License Type: **2022 1 Year Jockey**      Applicant Id: **86400**  
License Number: **305959**

Ruling #                    2022-ZIA-39

Action Type:            Initial Ruling

Ruling:

Jockey Reyes Gomez, having been summoned before the Board of Stewards on November 14, 2022, for **excessive use of whip**, while aboard "**Mavericks**" in the 6th Race on November 13, 2022 at ZIA Park, is found to be in violation of Commission rules.

For this violation a fine of Five Hundred dollars (\$500.00). Fine must be paid on or before December 14, 2022.

**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 \$400. The fee must be in the form of a cashier's check, money order." **The last day to file an appeal is November 24, 2022.**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-40**  
Track **Zia Park**  
Ruling Date: **11/16/2022**

Licensee: **VALENZUELA, MICHAEL GALLEGOS**  
License Type: **2020 3 Year Trainer** Applicant Id: **7885**  
License Number: **297975**

Ruling # **2022-ZIA-40**

Action Type: **Initial Ruling**

Ruling:

Trainer, **Michael G. Valenzuela** having been duly notified too appeared before Zia Park Racetrack Board of Stewards (3901 W Millen Dr. Hobbs, NM 88240). A formal hearing was held on Monday, November 14, 2022, regarding a lab report from Industrial Laboratories (the Official testing laboratory for the NMRC) for a confirmed positive for the drug 3- Hydroxy lidocaine (Class 2 penalty B) found in the blood at 71.6 +/- 2.7pg/ml for test sample E547112, obtained from the horse "Donttemptthisnatural" finished 2nd place in the 1st trial race (Adequan Derby Challenge Trials) on August 13, 2022, at Ruidoso Downs.

Aggravating Factors:

1. Failure to guard.
2. 71.6 +/-2.7 pg/ml found in the blood (threshold 20pg/ml) 3 x over the threshold.

Mitigating Factors:

1. First medication violation in 365 days.

Split Sample rights were afforded to the trainer. Split Sample E547112 was submitted to TVMDL at the request of the trainer and was confirmed positive for 3-Hydroxylidocaine at 63.1 +/- 13.9pg/ml.

**Michael G. Valenzuela** is the trainer of record for "Donttemptthisnatural".

After hearing the facts of the case and testimony, and considering all Mitigating and Aggravating factors the Zia Park Board of Stewards determined the following

1. Mr. **Michael G. Valenzuela** is hereby fined **\$750.00 (Seven hundred and Fifty dollars)**. Fine to be paid on or before December 15, 2022, in accordance with 15.2.1.9 (B)(7)(f). Failure to pay the fine in the prescribed time shall result in an immediate suspension.
  2. A **suspension of 30 days**. The term of this suspension will start **November 15, 2022 through December 15, 2022**.
  3. In addition, **Michael G. Valenzuela** had accumulated "0.0" points prior to this ruling and "2" points in connection with this ruling for a current total of "2"- points, under the multiple medication violation point system. No additional days given.
- In accordance with 15.2.1.9 (C)(21), **Michael G. Valenzuela** will be excluded from all areas and grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses **owned, trained, or under the care of Michael G. Valenzuela 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 Michael G. Valenzuela** must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances.

This ruling is written in accordance with: NMAC 15.2.1.9 B (3) (d); Due Process and Disciplinary Action; NMAC 15.2.3.8 B (1) (a-e) Stewards General Authority; NMAC 15.2.3.8 B (3) (a-k) Disciplinary Action;



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-40**  
Track Zia Park  
Ruling Date: 11/16/2022

Licensee: VALENZUELA, MICHAEL GALLEGOS

License Type: 2020 3 Year Trainer      Applicant Id: 7885  
License Number: 297975

NMAC 15.2.5.12 B (1) Horse Ineligibility; NMAC 15.2.5.13 E (4) (d) Running of the Race; NMAC 15.2.6.9. A (7) B (2) (7) Penalty Recommendations; NMAC 15.2.6.9(C)(1)(3) Medication Restrictions; NMAC 15.2.6.11 A Trainer Responsibility; NMAC 16.47.1.8. T. Knowledge of Rules; NMAC 16.47.1.3 Statutory Authority; NMAC 16.47.1.8 (A)(1) License Required; NMAC 16.47.1.8 (A)(2) License Required; NMAC 16.47.1.8(N) Last Known Address; NMAC 16.47.1.8 U (1) Protection of horses; NMAC 16.47.1.10 B (1-3) Absolute Insurer.

NMAC 15.2.1.9(B)(9)(b): Appeal Procedures, which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order.

**Last day to file appeal is November 25, 2022.**

Board of Stewards

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-41**  
Track: Zia Park  
Ruling Date: 11/16/2022

Licensee: VALENZUELA, MICHAEL GALLEGOS  
License Type: 2020 3 Year Owner      Applicant Id: 7885  
License Number: 297976

Ruling # 2022-ZIA-41

Action Type: Initial Ruling

Ruling:

**Owner, Michael G. Valenzuela**, having been duly notified too appeared before Zia Park Racetrack Board of Stewards (3901 W Millen Dr. Hobbs, NM 88240). A formal hearing was held on Monday, November 14, 2022, regarding a lab report from Industrial Laboratories (the Official testing laboratory for the NMRC) for a confirmed positive for the drug 3- Hydroxy lidocaine (Class 2 penalty B) found in the blood at 71.6 +/- 2.7pg/ml for test sample E547112, obtained from the horse "Donttempthisnatural" finished 2nd place in the 1st trial race (Adequan Derby Challenge Trials) on August 13, 2022, at Ruidoso Downs.

Split Sample rights were afforded to the Owner. Split Sample E547112 was submitted to TVMDL at the request of the trainer and was confirmed positive for 3-Hydroxylidocaine at 63.1 +/- 13.9pg/ml.

For Owner, Michael G. Valenzuela's, first Class 2B medication violation issued in accordance with NMAC 15.2.6.9 B (2) Penalty Recommendations, the Stewards assessed the penalty as follows:

The horse "Donttempthisnatural" who participated in the 1st 400 Yards race (Adequan Derby Challenge Trial) placing 2nd on August 13, 2022, at Ruidoso Downs Racetrack, Ruidoso New Mexico. The horse "Donttempthisnatural" is disqualified, loss of purse (in the absence of mitigating circumstances) and the horse must pass a commission-approved examination before becoming eligible to enter.

1st place B Leaving  
2nd place Ls Jacks Back  
3rd place One Famous Seis  
4th place Stuffinyourpockets  
5th place At a Bad Time  
6th place La Cuchara

Unplaced: "Donttempthisnatural"

The horse "Donttempthisnatural" who participated in the 7th 400 Yards race (Adequan Derby Challenge) placing 5th on August 27, 2022, at Ruidoso Downs Racetrack, Ruidoso New Mexico. The horse "Donttempthisnatural" is disqualified, loss of purse, in accordance with NMAC 15.2.6.9 A. (7) Penalties.

1st place B Leaving 6th place The Dream  
2nd place Ls Jacks Back 7th place One Fabulous Seis  
3rd place Tommie Eagle 8th place B Me  
4th place Cell Bounce 9th place Toro O Nada  
5th place Rustys Quick Chick

Unplaced: "Donttempthisnatural"



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-41**  
Track: Zia Park  
Ruling Date: 11/16/2022

Licensee: VALENZUELA, MICHAEL GALLEGOS  
License Type: 2020 3 Year Owner      Applicant Id: 7885  
License Number: 297976

This ruling is written in accordance with: NMAC 15.2.1.9 B (3) (d); Due Process and Disciplinary Action; NMAC 15.2.3.8 B (1) (a-e) Stewards General Authority; NMAC 15.2.3.8 B (3) (a-k) Disciplinary Action; NMAC 15.2.5.12 B (1) Horse Ineligibility; NMAC 15.2.5.13 E (4) (d) Running of the Race; NMAC 15.2.6.9. A. (7) B (2) Penalty Recommendations; NMAC 15.2.6.9(C)(1)(3) Medication Restrictions; NMAC 15.2.6.11 A Trainer Responsibility; NMAC 16.47.1.8. T. Knowledge of Rules; NMAC 16.47.1.3 Statutory Authority; NMAC 16.47.1.8 (A)(1) License Required; NMAC 16.47.1.8 (A)(2) License Required; NMAC 16.47.1.8(N) Last Known Address; NMAC 16.47.1.8 U (1) Protection of horses; NMAC 16.47.1.10 B (1-3) Absolute Insurer.

NMAC 15.2.1.9(B)(9)(b): Appeal Procedures, which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order.

**Last day to file appeal is November 25, 2022.**

Board of Stewards

By Order of The Zia Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-42**  
Track: Zia Park  
Ruling Date: 11/15/2022

Licensee: GARCIA-SOLIS, CERVANDO

License Type: 2022 3 Year Trainer      Applicant Id: 33147  
License Number: 305278

Ruling # 2022-ZIA-42

Action Type: Initial Ruling

Ruling:

**Trainer: Cervando Garcia-Solis.** having been duly notified and waived his right to a 10-day notice for a disciplinary hearing before the ZIA PARK Board of Stewards on November 15, 2022, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC). **Methylphenidate and Ritalinic** (class 1 penalty A drug) was confirmed in the blood in test sample E555734 taken from the 1st place finisher "CONFIDENTIAL DASH" following the 7th race on August 27, 2022, at Downs at Albuquerque Racetrack.

Split sample rights as provided in 15.2.6.10 (D)(2) NMAC, were afforded to trainer.

Split Sample submitted to TVMDL per the request of the trainer with a confirmation Positive of **Methylphenidate and Ritalinic** in Sample E555734

Jesus H. Garcia-Solis is the owner of record for the horse "CONFIDENTIAL DASH".

**Aggravating Factor(s):**

- **Methylphenidate and Ritalinic** is a Zero tolerance drug in New Mexico.
- Class 1 Drugs are a Stimulant which has the potential to affect performance.
- **Methylphenidate and Ritalinic** is not approved by the FDA for use in horses and is not commercially available in the US.
- No evidence was presented to disprove the findings of the racing commission.

For **Cervando Garcia-Solis** First Class 1 A 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. A 1-year suspension of all NMRC licenses (retroactive from summary suspension) September 15, 2022, through September 14, 2023, inclusive.
2. A Ten- Thousand dollar (\$10,000.00) fine to be paid on or before December 15, 2022, in accordance with 15.2.1.9 (B)(7)(f). Failure to pay the fine in the prescribed time shall result in an immediate suspension.

**In addition, Cervando Garcia-Solis. has accumulated "6" point in connection with this ruling for a total of "6" points under the multiple medication violation point system. Under the multiple medication violation point system, Cervando Garcia-Solis. is suspended an additional penalty of 30 days (September 15, 2023, through October 15, 2023) pursuant to section 15.2.6.9 (O)(7) of NMAC.**

In accordance with 15.2.1.9 (C)(21), **Cervando Garcia-Solis.** is hereby excluded from all areas of the



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-42**  
Track **Zia Park**  
Ruling Date: **11/15/2022**

Licensee: **GARCIA-SOLIS, CERVANDO**

License Type: **2022 3 Year Trainer**      Applicant Id: **33147**  
License Number: **305278**

grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of **Cervando Garcia-Solis**. 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 **Cervando Garcia-Solis**. must be done in accordance with 15.2.6.9A(12)(a)(b) and approved by the Stewards.

**Medication and Prohibited Substances,**

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

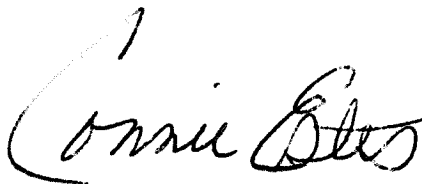
This ruling is written in accordance with: NMAC 15.2.1.9 B (3) (d); Due Process and Disciplinary Action; NMAC 15.2.3.8 B (1) (a-e) Stewards General Authority; NMAC 15.2.3.8 B (3) (a-k) Disciplinary Action; NMAC 15.2.5.12 B (1) Horse Ineligibility; NMAC 15.2.5.13 E (4) (d) Running of the Race; NMAC 15.2.6.9. A. (7) B (2) Penalty Recommendations; NMAC 15.2.6.9(C)(1)(3) Medication Restrictions; NMAC 15.2.6.11 A Trainer Responsibility; NMAC 16.47.1.8. T. Knowledge of Rules; NMAC 16.47.1.3 Statutory Authority; NMAC 16.47.1.8 (A)(1) License Required; NMAC 16.47.1.8 (A)(2) License Required; NMAC 16.47.1.8(N) Last Known Address; NMAC 16.47.1.8 U (1) Protection of horses; NMAC 16.47.1.10 B (1-3) Absolute Insurer.

NMAC 15.2.1.9(B)(9)(b): Appeal Procedures, which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order.

**Last day to file appeal is November 25, 2022.**

**Board of Stewards**

By Order of The Zia Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2022-ZIA-43  
Track Zia Park  
Ruling Date: 11/16/2022

Licensee: GARCIA-SOLIS, JESUS H

License Type: 2020 3 Year Owner      Applicant Id: 46044  
License Number: 298340

Ruling # 2022-ZIA-43

Action Type: Initial Ruling

Ruling:

**Owner, Jesus H Garcia-Solis**, having been duly notified too appeared before Zia Park Racetrack Board of Stewards (3901 W Millen Dr. Hobbs, NM 88240). A formal hearing was held on Monday, November 15, 2022, regarding a lab report from Industrial Laboratories (the Official testing laboratory for the NMRC) for a confirmed positive for the drug Methylphenidate and Ritalinic (Class 1 penalty A) found in the blood for test sample E555734, obtained from the horse "CONFIDENTIAL DASH" finished 1st place in the 7th race on August 27, 2022, at the Downs of Albuquerque.

Split Sample rights were afforded to the Owner. Split Sample E555734 was submitted to TVMDL at the request of the trainer and was confirmed positive for Methylphenidate and Ritalinic

For Owner, **Jesus H Garcia-Solis**, first Class 1A medication violation issued in accordance with NMAC 15.2.6.9 B (2) Penalty Recommendations, the Stewards assessed the penalty as follows:

The horse "CONFIDENTIAL DASH" who participated in the 7th race placing 1st on August 27, 2022, at Downs of Albuquerque Racetrack, Albuquerque New Mexico. The horse "CONFIDENTIAL DASH" is disqualified, loss of purse (in the absence of mitigating circumstances) and the horse must pass a commission-approved examination and test clean in blood before becoming eligible to enter. May test on or after May 14, 2023.

1st place	J BOOGIES CARD
2nd place	WAGER UR MONEY
3rd place	BEST QUEENS CARD
4th place	BP VALIANT EAGLE
5th place	SPACE FORCE
6th place	I AINT JO DYNASTY
7th place	STELLAR CAST
8th place	SHES SO PEACEFUL

Unplaced: "CONFIDENTIAL DASH"

This ruling is written in accordance with: NMAC 15.2.1.9 B (3) (d); Due Process and Disciplinary Action; NMAC 15.2.3.8 B (1) (a-e) Stewards General Authority; NMAC 15.2.3.8 B (3) (a-k) Disciplinary Action; NMAC 15.2.5.12 B (1) Horse Ineligibility; NMAC 15.2.5.13 E (4) (d) Running of the Race; NMAC 15.2.6.9. A. (7) B (2) Penalty Recommendations; NMAC 15.2.6.9(C)(1)(3) Medication Restrictions; NMAC 15.2.6.11 A Trainer Responsibility; NMAC 16.47.1.8. T. Knowledge of Rules; NMAC 16.47.1.3 Statutory Authority; NMAC 16.47.1.8 (A)(1) License Required; NMAC 16.47.1.8 (A)(2) License Required; NMAC 16.47.1.8(N) Last Known Address; NMAC 16.47.1.8 U (1) Protection of horses; NMAC 16.47.1.10 B (1-3) Absolute Insurer.



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2022-ZIA-43  
Track Zia Park  
Ruling Date: 11/16/2022

Licensee: GARCIA-SOLIS, JESUS H

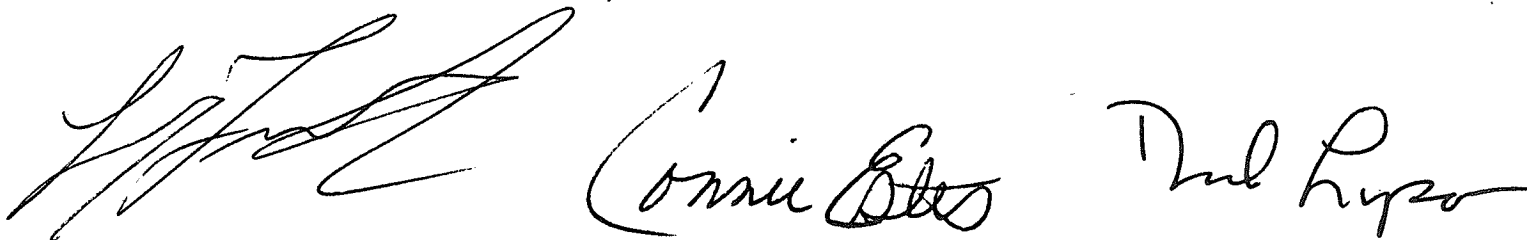
License Type: 2020 3 Year Owner      Applicant Id: 46044  
License Number: 298340

NMAC 15.2.1.9(B)(9)(b): Appeal Procedures, which states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order.

**Last day to file appeal is November 25, 2022.**

**Board of Stewards**

By Order of The Zia Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-44**  
Track: Zia Park  
Ruling Date: 11/19/2022

Licensee: TRUJILLO, BEDELIO

License Type: 2021 3 Year Owner      Applicant Id: 26033  
License Number: 302043

Ruling # 2022-ZIA-44

Action Type: Initial Ruling

Ruling:

Owner Bedelio Trujillo having appeared before the Board of Stewards on November 19, 2022 for a formal hearing for being disrespectful towards racing officials on October 16, 2022 (State Investigator & Stewards) is found to be in violation of Commission rules.

For this rule violation, the Board of Stewards assessed Owner Bedelio Trujillo a penalty in the amount of Three Hundred Dollars (\$300). This fine is to be paid on or before December 19, 2022 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:**

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

**This ruling is written in accordance with:**

15.2.3.8 B (3)(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 \$400. The fee must be in the form of cash, a cashier's check, money order or personal check."

The last day to appeal is November 29, 2022.

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-44**  
Track Zia Park  
Ruling Date: 11/19/2022

Licensee: TRUJILLO, BEDELIO

License Type: 2021 3 Year Owner      Applicant Id: 26033  
License Number: 302043

**ZIA**

**RULING**

**2022-ZIA-45**

**NOT**

**ISSUED**



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-46**  
Track: Zia Park  
Ruling Date: 11/20/2022

Licensee: QUINTANA, ERIC

License Type: 2022 1 Year Assistant S Applicant Id: 32469  
License Number: 304532

Ruling # 2022-ZIA-46

Action Type: Initial Ruling

Ruling:

Assistant Starter **Eric Quintana's** license is hereby rescinded without prejudice, he no longer works in that capacity.

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

By Order of The Zia Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-47**  
Track: Zia Park  
Ruling Date: 11/20/2022

Licensee: MCARTHUR, DONNA W

License Type: 2021 3 Year Trainer      Applicant Id: 25771  
License Number: 300437

Ruling # 2022-ZIA-47

Action Type: Initial Ruling

Ruling:

**Trainer: Donna McArthur.** having been duly notified and waived her right to a ten (10) day notice of hearing before the Board of Stewards telephonically on November 20, 2022, for failure to have an official work around the turn, within 30 days prior to entering the horse "Regal Isabella" into 3rd race November 26, 2022 at Zia Park Racetrack.

The Board of Stewards hereby assesses **Trainer: Donna McArthur** a fine in the amount of **Two Hundred Dollars and Fifty (\$ 250.00)**. The fine is to be paid on or before December 20, 2022, in accordance with 15.2.3.8(B)(3)(l) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

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

**15.2.5.11 3 Horses that have never raced around the turn will be required to have within 30 days prior to time of entry, at least one workout at 660 yards or farther.**

**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 \$400. The fee must be in the form of a cashier's check, money order or cash." **Last Date to Appeal: November 30, 2022.**

By Order of The Zia Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2022-ZIA-47**  
Track Zia Park  
Ruling Date: 11/20/2022

Licensee: MCARTHUR, DONNA W

License Type: 2021 3 Year Trainer      Applicant Id: 25771  
License Number: 300437