



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-19**
Track SunRay Park
Ruling Date: 4/28/2023

Licensee: MERAZ, JUAN RAMON

License Type: 2021 3 Year Trainer Applicant Id: 30670
License Number: 303176

Ruling # 2023-SRP-19

Action Type: Initial Ruling

Ruling:

Trainer, Juan Meraz. having been duly notified to appear before Sunray Park Racetrack Board of Stewards (39 Road 5568 Farmington, New Mexico 87401) on Friday, April 28, 2023. Mr. Juan Meraz, waived his right to a hearing before the Board of Stewards regarding an affidavit from Industrial Laboratories, the official testing laboratory for the NMRC, for a confirmed positive for the drug Hrdoxyethylpromazine (Acepromazine) (Class 3 penalty B) at 40.80ng/mL (Threshold level 10ng/mL) confirmed in urine sample E592101 obtained from the 9th place finisher "Vy Bonita Luna" following the 4th race, on March 31, 2023, at Sunland Park racetrack.

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

Juan Meraz was the trainer of record for the horse "Vy Bonita Luna" at the time of the violation.

For Trainer, Juan Meraz., for a First 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 15 -day suspension of NMRC licenses from April 30, 2023, through May 14, 2023, inclusive.
2. A (500.00) Five hundred dollar fine to be paid on or before May 28, 2023, in accordance with 15.2.1.9 (B) (7) (f) NMRC. Failure to pay in the prescribed time shall result in an immediate suspension.
3. In addition, Juan Meraz 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) (b), Juan Meraz. 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 Juan Meraz. 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 Juan Meraz., must be done in accordance with 15.2.6.9 (A) (12)(a)(b) (c) Medication and Prohibited Substances.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-19**
Track SunRay Park
Ruling Date: 4/28/2023

Licensee: MERAZ, JUAN RAMON

License Type: 2021 3 Year Trainer Applicant Id: 30670
License Number: 303176

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) (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 May 8, 2023.

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-20**
Track SunRay Park
Ruling Date: 4/28/2023

Licensee: GRADO, UZZIEL H

License Type: 2023 3 Year Owner Applicant Id: 106699
License Number: 307948

Licensee is found to be 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) Medication Restrictions / 15.2.6.9(F)Permissible/ 15.2.6.9 NMAC Attachment 2/ Medications with Acceptable Levels /15.2.6.9(B)(4) Penalty Recommendations/ 15.2.3.8(B)(3)(k) Redistribution of Prizes/ 15.2.5.13(E)(4)(d) NMAC

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 \$400.00. The fee must be in the form of a cashier's Charge, money order." The last day to file an appeal: **May 8, 2023.**

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-20**
Track: SunRay Park
Ruling Date: 4/28/2023

Licensee: GRADO, UZZIEL H

License Type: 2023 3 Year Owner Applicant Id: 106699
License Number: 307948

Ruling # 2023-SRP-20

Action Type: Initial Ruling

Ruling:

Owner Uzziel Grado was duly notified and had trainer Juan Meraz represent him and waive the 10-day notice and hearing before the Sunray Park Board of Stewards on April 28, 2022. The hearing was regarding the lab report from Industrial Laboratories (the Official testing laboratory for the NMRC) for the confirmed positive of the Drug "Hydroxyethylpromazine"(Acepromazine) Class 3 Penalty Class B at 40.80ng/mL (Threshold level 10ng/mL) found in urine test sample E592101 taken from the horse "Vy Bonita Luna" the 9th place finisher in the 4th Race on March 31, 2022, at Sunland Park Racetrack.

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

Juan Meraz was the trainer of record for the horse "Vy Bonita Luna" at the time of the violation.

For Uzziel Grado 1st Class 3 Penalty B medication violation in a 365 Days the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, as follows:

1. The horse "Vy Bonita Luna" is hereby disqualified from 9th place and ordered ~~unplaced~~ from the 4th race on March 31, 2023, at the Sunland Park Racetrack for all but pari-mutuel wagering.
2. The horse "Vy Bonita Luna" must pass a commission approved examination before being eligible to enter.

The purse redistribution is as follows:

- 1) # 9 Eagles N Dreams
- 2) # 1 La Zetita Ck
- 3) # 10 Tictaccartel
- 4) # 2 Counting Stars
- 5) # 8 Easy Winner
- 6) # 6 Bobbie Lorraine
- 7) # 7 A Corona Zoomer
- 8) # Little Dolly Cartel

Disqualified and Unplaced: # 5 Vy Bonita Luna



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-21**
Track: SunRay Park
Ruling Date: 4/29/2023

Licensee: GONZALEZ, KARINA GUADALUPE
License Type: 2020 3 Year Owner Applicant Id: 20358
License Number: 302564

Ruling # 2023-SRP-21
Action Type: Initial Ruling
Ruling:

Owner Karina Gonzalez having been served a citation for working in an unlicensed capacity. Karina Gonzalez came before the Board of Stewards on April 29, 2023, for failure to be licensed as a groom.

The Board of Stewards hereby assess a penalty as follows:

1. A fine of Two Hundred Dollars and Fifty (\$250.00) which must be paid on or before **May 29, 2023** in accordance with **15.2.3.8 (B)(3)(I)** . Failure to pay the fine within the time prescribed shall result in immediate suspension.

This ruling is written in accordance with:

16.47.1.8. Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license:

(L)(1) (c) who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

P. More than one license: More than one license to participate in horse racing may be granted except when prohibited by these rules due to a potential conflict of interest.

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 or money order." **The last day to file an appeal is May 9, 2023**



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-21**
Track SunRay Park
Ruling Date: 4/29/2023

Licensee: GONZALEZ, KARINA GUADALUPE

License Type: 2020 3 Year Owner Applicant Id: 20358
License Number: 302564

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-22**
Track: SunRay Park
Ruling Date: 4/29/2023

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

Ruling # 2023-SRP-22

Action Type: Initial Ruling

Ruling:

Jockey Jorge Nieto-Saenz, having been summoned and appeared before the Board of Stewards on April 29, 2023, for **excessive use of whip**, while aboard "Winners Miracle" in the **7th Race on April 28, 2023**, at Sunray Park Racetrack, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed Jockey Jorge Nieto-Saenz, a fine in the amount of Five-Hundred Dollars. **(\$500.00)**. This fine is to be paid on or before **May 29, 2023**, 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 \$400. The fee must be in the form of a cashier's check, money order." **The last day to file an appeal is May 9, 2023.**

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-23**
Track: SunRay Park
Ruling Date: 4/29/2023

Licensee: NIETO-SAENZ, JORGE IBRIAN

License Type: 2022 3 Year Jockey Applicant Id: 164761
License Number: 305975

Ruling # 2023-SRP-23

Action Type: Initial Ruling

Ruling:

Jockey, **Jorge Nieto-Saenz**, having been summoned and having appeared before the Board of Stewards on March 29, 2023, for careless riding during the running of the 3rd race on April 23, 2023, at Sunray Park Racetrack, while aboard "Daddys First Fire". (Drifted out into the path of # 6 & #7 which resulted in a disqualification from 4th to 9th place.

For this violation, the Board of Stewards assessed **Jorge Nieto-Saenz** a 3-day racing suspension.(Sunday May 7th Friday May 12th and Saturday May 13th)May ride in designated races.

Licensee is found in violation of:

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

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

This ruling is written in accordance with:

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

15.2.1.9(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 May 9, 2023.

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-23**
Track SunRay Park
Ruling Date: 4/29/2023

Licensee: NIETO-SAENZ, JORGE IBRIAN

License Type: 2022 3 Year Jockey Applicant Id: 164761
License Number: 305975



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-24**
Track: SunRay Park
Ruling Date: 4/29/2023

Licensee: LEYBA, MICHAEL ANTHONY

License Type: 2023 1 Year Track Mai Applicant Id: 16129
License Number: 308022

Ruling # 2023-SRP-24

Action Type: Initial Ruling

Ruling:

Track Maintenance Employee, Michael Leyba, having been duly notified, failed to appear before the Board of Stewards on April 29, 2023, had his hearing held in Absentia at the SunRay Park Racetrack, regarding his Background Check. The Stewards assessed his background and revoked his license due to a Felony Conviction within 12 years. Mr. Michael Leyba has been referred to the New Mexico Racing Commission for review of felony convictions and future licensing consideration.

Licensee is found to be in violation of:

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

This ruling is written in accordance with:

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

16.47.1 M(2) Duration of License

Licensee is found to be in violation of:

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

This ruling is written in accordance with:

16.47.1.8 (L)(1)(a)(b)(f)(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” (a) has been convicted of a felony (b) has been convicted of violating any law regarding gambling or a controlled substance (f) has been found to have made false or misleading statements to the commission, stewards, or any racing official (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;



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-24**
Track: SunRay Park
Ruling Date: 4/29/2023

Licensee: LEYBA, MICHAEL ANTHONY

License Type: 2023 1 Year Track Mai Applicant Id: 16129
License Number: 308022

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

15.2.3.8 (B)(3)(g) STEWARDS AUTHORITY The stewards may order that a person be ineligible for licensing; or they may deny a license to an applicant on grounds set forth in the act or these rules.

15.2.3.8 (B)(3)(j) REFER TO THE COMMISSION The stewards may refer any matter to the commission and may include recommendations for disposition. The absence of a steward's referral shall not preclude commission action in any matter

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

15.2.3.8 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 Group D

16.47.1.8 (A)(2) License Required A3, D

16.47.1.8(N) Last Known Address

16.47.1 M(2) Duration of License

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-25**
Track: SunRay Park
Ruling Date: 4/29/2023

Licensee: **ROJERO, LUIS CARLOS**

License Type: 2020 3 Year Owner Applicant Id: 6914
License Number: 298226

Ruling # 2023-SRP-25

Action Type: Initial Ruling

Ruling:

Owner Luis C. Rojero who was duly notified and waived his right to ten-day notice and a disciplinary hearing before the Sunray Park Board of Stewards on April 29, 2023, regarding an Affidavit from Industrial Laboratories, the official lab of the NMRC. The Affidavit was for a confirmed positive for the Furosemide (Blood) found in test sample E595817 taken from the 2nd place finisher "*Besitos Criminales*" following the 7th race, on April 15, 2023, at Sunray Park Racetrack.

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

Luis C. Rojero was the trainer of record for the horse "*Besitos Criminales*"

For **Luis C. Rojero** FIRST Class 4 (C) medication violation in a 365-day period, the Board of Stewards hereby issues the following:

1. There is no change to the official order of finish in the 7th race on April 15, 2023, at Sunray Park Racetrack.
2. Must pass a commission approved exam prior to entry.

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 \$400. The fee must be in the form of a money order or cashier's check. **Last date for appeal: May 9, 2023.**

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-25**
Track SunRay Park
Ruling Date: 4/29/2023

Licensee: ROJERO, LUIS CARLOS

License Type: 2020 3 Year Owner Applicant Id: 6914
License Number: 298226



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-26**
Track: SunRay Park
Ruling Date: 4/29/2023

Licensee: **ROJERO, LUIS CARLOS**

License Type: 2022 3 Year Trainer Applicant Id: 6914
License Number: 303749

Ruling # 2023-SRP-26

Action Type: Initial Ruling

Ruling:

Trainer **Luis C. Rojero** was duly notified and waived his right to ten-day notice and a disciplinary hearing before the Sunray Park Board of Stewards on April 29, 2023, regarding an Affidavit from Industrial Laboratories, the official lab of the NMRC. The Affidavit was for a confirmed positive for the Furosemide (Blood) found in test sample E595817 taken from the 2nd place finisher "*Besitos Criminales*" following the 7th race, on April 15, 2023, at Sunray Park Racetrack.

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

Luis C. Rojero is the Owner of Record for the Horse "*Besitos Criminales*."

For **Luis C. Rojero** FIRST Class 4 (C) medication violation in a 365-day period, the Board of Stewards hereby issues the following:

The Board of Stewards hereby assesses penalty as follows:

1. A fine of Three Hundred Dollars (\$300.00) which must be paid on or before May 29, 2023. 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 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 \$400. The fee must be in the form of a money order or cashier's check. **Last date for appeal: May 8, 2023.**

David Smith

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-26**
Track SunRay Park
Ruling Date: 4/29/2023

Licensee: ROJERO, LUIS CARLOS

License Type: 2022 3 Year Trainer Applicant Id: 6914
License Number: 303749



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-27**
Track: SunRay Park
Ruling Date: 4/30/2023

Licensee: **MORALES-FLORES, JORGE A.**

License Type: **2022 3 Year Trainer** Applicant Id: **34023**
License Number: **304859**

Ruling # 2023-SRP-27

Action Type: Initial Ruling

Ruling:

Trainer Jorge A. Morles-Flores having been duly notified and having waived his 10-day notice and formal hearing telephonically before the Board of Stewards on April 30, 2023, failure to have flipping rig for the horse "Kamikazeee" in the 10th race on April, 2023, and causing a late scratch at Sunray Racetrack.

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 May 30, 2023.

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

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.

16.47.1.10 (C) (17) TRAINER RESPONSIBILITY

(17) representing an owner in making entries and scratches and in all other matters pertaining to racing; horses entered as to eligibility and weight, or other allowances claimed.

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 May 10, 2023.**

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-27**
Track SunRay Park
Ruling Date: 4/30/2023

Licensee: MORALES-FLORES, JORGE A.

License Type: 2022 3 Year Trainer Applicant Id: 34023
License Number: 304859

16.47.1.8(N) Last Known Address

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-28**
Track: SunRay Park
Ruling Date: 4/30/2023

Licensee: **ACOSTA, GABRIEL MORALES**

License Type: 2020 3 Year Trainer Applicant Id: 10183
License Number: 298521

Ruling # 2023-SRP-28

Action Type: Initial Ruling

Ruling:

Trainer, Gabriel M. Acosta having been duly notified, for a hearing scheduled for Sunday April 30, 2023 having a telephonic hearing before the Board of Stewards on regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive blood sample for the drug, Dexamethasone (LOD) (class 4 penalty C) found in test sample E585451 taken from the 8th place finisher " Tesguino Special" following the 2nd race, on February 4, 2023 at Sunland Park Race track, New Mexico.

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

Mr. Gabriel M. Acosta is the trainer of record for the horse " Tesguino Special."

For Gabriel M. Acosta, 1st violation within a 365-day period for a class 4 penalty C drug violation, issued in accordance with 15.2.6.9 (B)(4)

The Board of Stewards hereby assess penalty as follows:

A (\$1000.00) One Thousand dollar fine.

Fine to be paid on or before May 30, 2023, in accordance with 15.2.3.8 (B) (3) (1) NMRC.

Failure to pay a fine in prescribed time will result in an immediate suspension until paid in full.

In addition, Gabriel M. Acosta has accumulated "1/2 point" for 1st violation in 365 days, (.05 Dexamethasone) under the multiple medication violation point system. Per 15.2.6.9 (O)((7)

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)(3) Penalty Recommendations.

15.2.1.9. (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 15.2.1 NMAC 14 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. Last date of appeal: **Last date of appeal May 10, 2023.**



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-28**
Track SunRay Park
Ruling Date: 4/30/2023

Licensee: ACOSTA, GABRIEL MORALES

License Type: 2020 3 Year Trainer Applicant Id: 10183
License Number: 298521

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-29**
Track: SunRay Park
Ruling Date: 4/30/2023

Licensee: RODRIGUEZ, MOSES

License Type: 2021 3 Year Owner Applicant Id: 7886
License Number: 301278

Ruling # 2023-SRP-29

Action Type: Initial Ruling

Ruling:

Owner Mr. Moses Rodriguez, having been duly notified and appeared telephonically for a hearing scheduled for April 30, 2023 before the **Board of Stewards** regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed blood positive sample for the drug, (Dexamethasone) (Class 4 penalty C drug) found in test sample **E585451** taken from the horse "Tesguino Special" who competed in the 9th race and finished 8th on **February 4, 2023 at Sunland Park Racetrack, New Mexico.**

Mr. Gabriel Acosta is the trainer of record for the horse "Tesguino Special."

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

Tesguino Special is disqualified from 8th place and as a result will be unplaced.

Official Order of finish:

1st -Estrella Ar
2nd-Devyn Lynn
3rd- Touch of Bigtime
4th-Strawfly Moments
5th-Eagle Empress
6th-Wisho
7th-Jr Little Regard

Unplaced- Tesguino Special

1. Must pass a commission approved exam prior to entry
No evidence was presented to disprove the findings of the NMRC.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-29**
Track SunRay Park
Ruling Date: 4/30/2023

Licensee: RODRIGUEZ, MOSES

License Type: 2021 3 Year Owner Applicant Id: 7886
License Number: 301278

accompanied by a fee in the amount of \$400. The fee must be in the form of a money order or cashier's check. **Last date for appeal: May 10, 2023.**

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-30**
Track: SunRay Park
Ruling Date: 4/30/2023

Licensee: GONZALEZ, KARINA GUADALUPE
License Type: 2020 3 Year Owner Applicant Id: 20358
License Number: 302564

Ruling # 2023-SRP-30

Action Type: Initial Ruling

Ruling:

Owner Karina Gonzalez having been served a citation for working in an unlicensed capacity. Karina Gonzalez came before the Board of Stewards on April 30, 2023, for failure to be licensed as a groom and working in the capacity of a trainer by consulting with the clerk of scales and named rider for Pirate Junction in the 7th race on April 29, 2023 for which she has no ownership interest on papers or program.

The Board of Stewards hereby assess a penalty as follows:

1. A fine of Five Hundred Dollars and Fifty (\$500.00) which must be paid on or before **May 30, 2023** in accordance with **15.2.3.8 (B)(3)(I)** . Failure to pay the fine within the time prescribed shall result in immediate suspension.

This ruling is written in accordance with:

16.47.1.8. Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license:

(L)(1) (c) who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

P. More than one license: More than one license to participate in horse racing may be granted except when prohibited by these rules due to a potential conflict of interest.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-30**
Track SunRay Park
Ruling Date: 4/30/2023

Licensee: GONZALEZ, KARINA GUADALUPE

License Type: 2020 3 Year Owner Applicant Id: 20358
License Number: 302564

cashier's check or money order." **The last day to file an appeal is May 10, 2023**

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-31**
Track: SunRay Park
Ruling Date: 4/30/2023

Licensee: ACOSTA, JR CARLOS HUGO
License Type: 2021 3 Year Trainer Applicant Id: 19413
License Number: 300476

Ruling # 2023-SRP-31

Action Type: Initial Ruling

Ruling:

Trainer, Carlos Acosta Jr, having been given a citation to appear before the Board of Stewards on April 29, 2023, for working two people in a capacity for which they both were not licensed for the 1st race April 28, 2023 Sunray Park Racetrack. Carlos Acosta Jr responded by phone on April 30, 2023, and waved his right for a formal hearing.

Licensee was found to be in violation of Commission rules. Thus, for this rule violation, the Board of Stewards assessed licensee a penalty in the amount of Five hundred dollars (\$500). The fine is to be paid on or before May 30, 2023.

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

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
16.47.1.10(C)(4) Trainers Other Reasonability

15.2.1.9(B)(9)(A) FAILURE TO APPEAL 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.

By Order of The SunRay Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2023-SRP-31**
Track SunRay Park
Ruling Date: 4/30/2023

Licensee: ACOSTA,JR CARLOS HUGO

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