



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2023-RUI-109**  
Track: Ruidoso Downs  
Ruling Date: 8/25/2023

Licensee: **GOMEZ, ALFREDO MORRIS**  
License Type: 2022 1 Year Trainer      Applicant Id: 14091  
License Number: 306134

Ruling # 2023-RUI-109

Action Type: Initial Ruling

Ruling:

Trainer **Alfredo Gomez** having been duly notified and having failed appear, had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards at Ruidoso Downs on August 25, 2023. The hearing was regarding a lab report from Industrial Laboratories (the Official testing laboratory for the NMRC) to the confirmed positive of the drug **3-hydroxylidocaine** at 36.9 pg/mL, Class 2 Penalty B, found in the blood of test sample E630769 taken from the horse "**HS Hawk**" the 2nd place finisher in the 3rd race on July 15, 2023, at Ruidoso Downs Racetrack in Ruidoso Downs, NM.

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

The Owner for the horse "HS Hawk" at the time of the violation was Humbaldo Solis.

Note: Neither witnesses nor evidence were presented to disprove the findings of the New Mexico Racing Commission.

For **Alfredo Gomez** first Class 2 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)(1) Penalty Recommendations, as follows:

- 1) A **fifteen (15) day suspension, beginning August 25, 2023 through and inclusive of September 8, 2023.**
- 2) A **fine of five hundred dollars (\$500.00)**, fine to be paid on or before Sunday, September 24, 2023, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay a fine in prescribed time will result in an immediate suspension.
- 3) In addition, Alfredo Gomez has accumulated "0" points prior to this ruling and "2" points in connection with this ruling for a current total of "2" under the multiple medication violation point system.

In accordance with 15.2.1.9 (C)(21), **Alfredo Gomez** is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of **Alfredo Gomez** are ineligible to be entered or start in any



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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 **Alfredo Gomez** must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5) Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.

Licensee is found in violation of, and 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; 15.2.6.9 (O)(1) Multiple Medication Violations (MMV), NMAC 16.47.1.8 U (1) Protection of horses; NMAC 16.47.1.10 B (1-3) Absolute Insurer.

This ruling is written in accordance with: 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 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 September 4, 2023**

By Order of The Ruidoso Downs Stewards





New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: **2023-RUI-110**  
Track: Ruidoso Downs  
Ruling Date: 8/25/2023

Licensee: **SOLIS, HUBALDO**

License Type: **2022 3 Year Owner**      Applicant Id: **11361**  
License Number: **305670**

Ruling # 2023-RUI-110

Action Type: Initial Ruling

Ruling:

Owner **Humbaldo Solis** having been duly notified and having failed appear, had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards at Ruidoso Downs on August 25, 2023. The hearing was regarding a lab report from Industrial Laboratories (the Official testing laboratory for the NMRC) to the confirmed positive of the Drug **3-hydroxylidocaine** at 36.9 pg/mL, Class 2 Penalty B and found in blood test sample E630796 taken from the horse "**HS Hawk**" the 2nd place finisher in the 3rd race on July 15, 2023, at Ruidoso Downs Racetrack in Ruidoso Downs, NM.

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

Alfredo Gomez was the trainer of record for the horse "HS Hawk" at the time of the violation.

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

- 1) The horse "HS Hawk" is hereby disqualified from 2nd place and ordered unplaced from the 3rd race on July 15, 2023, at Ruidoso Downs Racetrack for all but pari-mutuel wagering.
- 2) The horse "HS Hawk" must pass a commission approved examination before being eligible to enter.

The purse redistribution is as follows:

- 1) #4 Classy Moon
- 2) #9 Lunas Flashy Jolla
- 3) #10 Hs Golden Eagle
- 4) #6 Ebw Solidasarock
- 5) #3 Copy Me Fast
- 6) #7 First Apollo Moon
- 7) #1 Why Buy the Cow
- 8) #5 La Bella Julia
- 9) #2 Mr Yin Yang

**Disqualified and Unplaced: #8 HS Hawk**

Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)



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Ruling #: **2023-RUI-110**  
Track Ruidoso Downs  
Ruling Date: 8/25/2023

Licensee: SOLIS, HUBALDO

License Type: 2022 3 Year Owner      Applicant Id: 11361  
License Number: 305670

(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 Check, money order." The last day to file an appeal: **September 4, 2023.**

By Order of The Ruidoso Downs Stewards





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Ruling #: 2023-RUI-111  
Track Ruidoso Downs  
Ruling Date: 8/25/2023

Licensee: GONZALEZ, JUAN MANUEL  
License Type: 2021 3 Year Trainer      Applicant Id: 31692  
License Number: 300719

Ruling # 2023-RUI-111

Action Type: Initial Ruling

Ruling:

Trainer Juan M. Gonzalez is hereby summarily suspended, effective immediately August 25, 2023, pending the outcome of his summary suspension hearing scheduled on September 2, 2023 at 9:00 A.M. in the offices of the Board of Stewards at Ruidoso Downs Racetrack (26225 US Highway 70, Ruidoso Downs, NM 88346) per 15.2.1.9 (B)(3)(b) (Summary Suspension) regarding Juan M. Gonzalez being found in possession of a hypodermic needle and syringe, located in the pocket of a jacket, hanging in his barn on August 25, 2023. During said time of applicable suspension, Juan M. Gonzalez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, per 15.2.1.9 (C)(21) (a-b) Exclusion.

*Licensee is found in violation of and this ruling is written in accordance with:* 15.2.1.9(B)(3)(a) Proceedings Before The Stewards: Summary Suspension If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing. 15.2.1.9(B)(3)(b) Proceedings Before The Stewards: Summary Suspension A licensee whose license has been summarily suspended is entitled to a hearing on the summary suspension not later than the 10th day after the license was summarily suspended. The licensee may waive their right to a hearing on the summary suspension within the 10-day limit 15.2.6.8 (B)(3) **TREATMENT RESTRICTIONS:** No person other than a veterinarian licensed to practice veterinary medicine in this jurisdiction and licensed by the commission, or a veterinary assistant licensed by the commission acting under the direct supervision of a licensed veterinarian, shall possess on any location under the jurisdiction of the commission any of the following unless approved by the commission(a) any drug which is a narcotic, stimulant, or depressant, or any other substance or medication that has been prepared or packaged for injection by a hypodermic syringe, or hypodermic needle 15.2.6.9(K)(1) **Contraband** No person on association grounds where horses are lodged or kept, excluding licensed veterinarians, shall have in that person's care, custody or control, a drug, medication, chemical, foreign substance or 15.2.6 NMAC 12 other substance that is prohibited in a horse on a race day unless the product is labeled in accordance with Subsection H of 15.2.6.9 NMAC. This restriction includes, but is not limited to, locations on the association grounds where that person occupies, in that person's personal property, effects or vehicle

16.47.1.18 (B) ASSESSMENT/TREATMENT REQUIREMENTS GENERAL FIRST-TIME OFFENDERS 16.47.1.17 (A)(3) TESTING PROCEDURES No notice need be given as to onset or cessation of random testing. 16.47.1.8 (E) Consent to Search and Seizure By acceptance of a license, a licensee consents to search and inspection by the Commission or its agents, and to the seizure of any prohibited medication, drugs, paraphernalia, or devices in accordance with State and Federal law. 16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant 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. 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 15.2.2.8(V)(1) EJECTION AND EXCLUSION An association shall immediately eject from the association grounds a person who is subject to such an exclusion order of the commission or stewards and notify the commission of the ejection. Trainers 16.47.1.10.C(1)

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2023-RUI-112  
Track Ruidoso Downs  
Ruling Date: 9/2/2023

Licensee: RONDAN, JR JESUS  
License Type: 2023 3 Year Trainer      Applicant Id: 12714  
License Number: 307525

Ruling # 2023-RUI-112

Action Type: Initial Ruling

Ruling:

**Trainer Jesus Rondan Jr.** having been duly notified and waved his 10-day notice and formal hearing, via telephone, before the Board of Stewards on August 28th, 2023, for entering the horse "Dont Be a Karen" to run at two different tracks (The Downs at Albuquerque & Ruidoso Downs Racetrack) on the same day (entered on August 27, 2023 for race day September 3, 2023) and necessitating a late scratch for the 2nd race on September 3, 2023, at Ruidoso Downs Racetrack.

The Board of Stewards hereby assess penalty as follows:

1. For this rule violation, the Board of Stewards assessed Jesus Rondan Jr a penalty in the amount of Five Hundred Dollars (\$500.00). The fine is to be paid on or before October 2, 2023, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed will result in immediate suspension.

**Licensee is found in violation of:**

**TRAINER RESPONSIBILITY**

**NMAC 16.47.1.10 (C) (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.

**NMAC 15.2.5.8.B(8)** No horse may be entered to run at two different tracks on the same day on which parimutuel wagering is conducted.

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

15.2.3.8 B (3) (f) Stewards Disciplinary Action

15.2.3.8 B (3) (a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A) (1) License Required

16.47.1.8 (A) (2) License Required

16.47.1.8(N) Last Known Address

15.2.1.9(b): Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$400.00. The fee must be in the form of cash, a cashier's check, money order or personal check."

Last day for appeal: September 12, 2023.

By Order of The Ruidoso Downs Stewards

*Debit Smith*

*[Signature]*