



New Mexico Racing Commission
4601 Alameda, N.E.
Albuquerque, N.M. 87111

Ruling #: 2023-ZIA-31
Track Zia Park
Ruling Date: 12/4/2023

Licensee: MELENDEZ, DIANNA ETHEL

License Type: 2021 3 Year Owner Applicant Id: 34216
License Number: 300814

Ruling # 2023-ZIA-31
Action Type: Case Continued
Ruling:

RE: 2023-ZIA-31 - Case Continued

Owner Dianna Melendez appeared via Microsoft Teams for a Summary Suspension Hearing on December 12, 2023, @ 10:00 a.m. with the Board of Stewards at Zia Park, 3901 W Millen Drive, Hobbs NM 88240 per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension was regarding her husband (Hector Aldrete) being suspended for possession of an electrical device. Owner **Dianna Melendez has waived her 10-day notice of summary suspension and disciplinary hearing. Furthermore, the board of stewards determines that Dianna Melendez shall remain summarily suspended pending the outcome of her husband's (Hector Aldrete) case.**

In accordance with **15.2.1.9 (C)(21)**, **Owner Dianna Melendez** 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 Dianna Melendez** 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 Dianna Melendez** must be done in accordance **15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.**

In accordance with 15.2.6.9 (A)(12)(a)(b)(c).

(a) first degree of affinity shall mean the licensee's spouse or spouse's mother, father, brother, sister, son or daughter.

(b) first degree of consanguinity shall mean the licensee's mother, father, brother, sister, son or daughter.

(c) No entry in any race shall be accepted for a horse owned wholly or in part by, or trained by, a person whose husband or wife is under license suspension at time of such entry; except that, if the license of a jockey has been suspended for a routine riding offense, the stewards may waive this rule.

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.

16.47.1.8 (L)(1)(g) has had or is currently excluded from association grounds by a recognized racing jurisdiction;

(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



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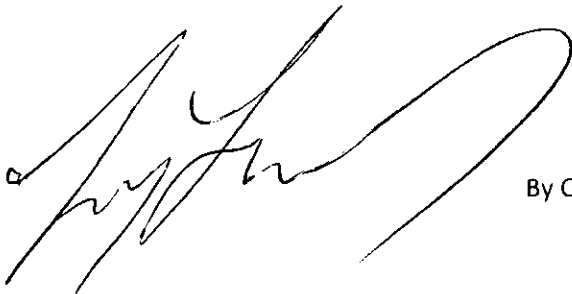
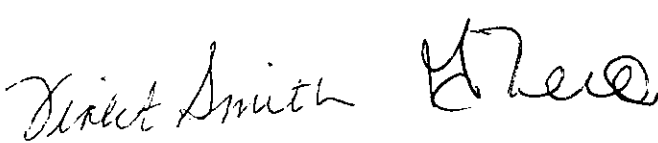
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orderly conduct of a race meeting; interfering with the orderly conduct of a race meeting shall include, but is not limited to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds; the fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule.

15.2.1.9(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

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

15.2.1.9(B)(9)(B): APPEAL PROCEDURES, 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. The last day to file an appeal is December 23, 2023.

 
By Order of The Zia Park Stewards