



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-60**
Track: Sunland Park
Ruling Date: 2/11/2024

Licensee: HANCOCK, DAVID L
License Type: 2024 1 Year Trainer Applicant Id: 165043
License Number: 311413

Ruling # 2024-SUN-60
Action Type: Case Continued
Ruling:

RE: 2024-SUN-60 - Case Continued

Trainer David Hancock is hereby summarily suspended on a different matter effective February 11, 2024. (Mr. David Hancock is currently under summary suspension for an entirely different matter, as set forth in ruling 2024-SUN-50). Regarding this most recent summary suspension. Mr. Hancock was served notice of the hearing by hand which was held at the offices of the Board of Stewards at Sunland Park Racetrack (1200 Futurity Drive Sunland Park, NM 88063) on February 21, 2024 at 8:30 AM. pursuant 15.2.1.9 (B)(3)(b) (Summary Suspension). This hearing was held with regards to an investigation concerning Mr. Hancock's alleged involvement in a paper-training operation. Mr. Hancock will remain summarily suspended until the adjudicated final outcome of all pending cases. During his summary suspension, David Hancock is hereby excluded from all areas of the race track grounds under the jurisdiction of the NMRC, per 15.2.1.9 (C)(21)(a-c) (Exclusion).

16.47.1.10 TRAINERS: F. Program trainers:

(1) A program trainer, as defined in 15.2.1 NMAC, is a licensed trainer who, solely for the purposes of the official race program, is identified as the trainer of a horse that is actually under the control of, and trained by another person who may or may not hold a current trainer's license in any jurisdiction. Any trainer shall be deemed a program trainer if they:

- (a) enter into an agreement on behalf of an unlicensed, ineligible or suspended trainer for the sole purpose of completing an entry form for a race;
- (b) pay an entry, nomination or starter fee on behalf of an unlicensed, ineligible or suspended trainer;
- (c) receive a financial or beneficial interest from an unlicensed, ineligible or suspended trainer for the sole purpose of being listed as the trainer on the official race program; or
- (d) obtain official works within New Mexico's jurisdiction on behalf of an unlicensed, ineligible or suspended trainer; or
- (e) solicit or accepts a loan of anything of value from the unlicensed, ineligible or suspended trainer; or
- (f) use the firm or individual name of the unlicensed, ineligible or suspended trainer when billing customers; or
- (g) pay any compensation to the unlicensed, ineligible, or suspended trainer.

(2) A licensed trainer who violates Paragraph (1) of this subsection will be subject to the following penalties:

- (a) First offense - six month suspension and a \$5,000 fine.
- (b) Second offense - one year suspension and a \$10,000 fine.
- (c) Third offense - license revocation with a three year ban on re-application and \$20,000 fine.
- (d) A fourth or subsequent offense shall carry the same penalty as that imposed for a third offense, and



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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.

16.47.1.10 B. Absolute insurer: (1) The trainer is the absolute insurer of the condition of horses entered in an official workout or race and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horses. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by a commission-approved laboratory is prima facie evidence of a violation of this rule. The trainer is absolutely responsible regardless of the acts of third parties. (2) A trainer must prevent the administration of any drug or medication or other prohibited substance that may cause a violation of these rules. (3) A trainer whose horse has been claimed remains the absolute insurer for the race in which the horse is claimed.

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)(b)(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) A trainer is responsible for: (1) the condition and contents of stalls, tack rooms, feed rooms, sleeping rooms and other areas which have been assigned by the association;

By Order of The Sunland Park Stewards