



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87116

Ruling #: **2024-SUN-3**
Track: **Sunland Park**
Ruling Date: **1/12/2024**

Licensee: **BRAVO, MATITS MISAE**
License Type: **2024 1 Year Jockey** Applicant Id: **166060**
License Number: **311216**

Ruling # **2024-SUN-3**

Action Type: **Initial Ruling**

Ruling:

Jockey, **Matias Bravo**, having been summoned and having appeared before the Board of Stewards on **January 12, 2024**, for careless riding during the running of the **7th race on January 11, 2024, at Sunland Park Racetrack**, while aboard "Found My Ball". Mr. **Matias Bravo** allowed his mount to drop over into the path of # 5 Secret Potion and #6 Capital Joke causing the 2 riders to check their mounts. At the top of the stretch jockey Matias Bravo let his mount go from the middle of the track to the inside not steering his mount only flagging his mount right-handed not controlling his mount. (This is **Matias Bravo 1st offence in New Mexico.**)

For this violation, the Board of Stewards assessed **Matias Bravo**, a 3-day racing suspension, January 19th-25th & 26th. **Matias Bravo** 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,



New Mexico Racing Commission
4900 Alameda NE
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Ruling #: 2024-SUN-3
Track Sunland Park
Ruling Date: 1/12/2024

Licensee: BRAVO, MATITS MISAEL

License Type: 2024 1 Year Jockey Applicant Id: 166060
License Number: 311216

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 **January 22, 2024**.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4000 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-4
Track: Sunland Park
Ruling Date: 1/13/2024

Licensee: VALDEZ, JR MARTIN MANUEL
License Type: 2022 3 Year Trainer Applicant Id: 32891
License Number: 304820

Ruling # 2024-SUN-4

Action Type: Initial Ruling

Ruling:

Trainer, Martin Valdez-Cabral Jr having been duly notified, waived his right to a formal hearing before the Sunland Park Board of Stewards. **Martin Valdez-Cabral Jr** is hereby fined \$250.00. (Two Hundred Fifty dollars), Friday January 12, 2024. Trainer, **Mr. Martin Valdez-Cabral Jr**, failed to have an employee at the receiving barn to pick up the claimed horse in a timely fashion manner. 1st offense.

For this violations:

Trainer, Martin Valdez-Cabral Jr is fined \$250.00. (Fine to be paid on or before February 13, 2024.)

This ruling is written in accordance with:

16.47.1.8 GENERAL PROVISIONS: G. Employer responsibility:

(1) The employment of any unlicensed person under the jurisdiction of the commission is prohibited.

15.2.4.8 CLAIMING RACES:

G. Transfer of Claimed Horses: (3) Transfer of possession of a claimed horse shall take place immediately after the race has been run unless otherwise directed by the stewards. If the horse is required to be taken to the test barn for post-race testing, the original trainer or their representative shall maintain physical custody of the claimed horse and shall observe the testing procedure and sign the test sample tag. The successful claimant or their representative shall also accompany the horse to the test barn.

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

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) (2) License Required T. Knowledge of Rules:

(N) Last Known Address

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

15.2.3.8 FLAT RACING OFFICIALS GENERAL PROVISIONS: B. Stewards: (k) All fines imposed by the stewards shall be paid to the commission within 30 days after the ruling is issued, unless otherwise ordered. Fine to be paid on or before Tuesday, April 22, 2023.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-4**
Track: Sunland Park
Ruling Date: 1/13/2024

Licensee: VALDEZ, JR MARTIN MANUEL

License Type: 2022 3 Year Trainer Applicant Id: 32891
License Number: 304820

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 an appeal is January 23, 2024.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4000 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-5
Track: Sunland Park
Ruling Date: 1/13/2024

Licensee: ACOSTA, GABRIEL MORALES
License Type: 2023 3 Year Trainer
Applicant Id: 10183
License Number: 308985

Ruling # 2024-SUN-5

Action Type: Initial Ruling

Ruling:

Trainer Gabriel M Acosta having been duly notified and having waived his 10-day notice and formal hearing before the telephonically Board of Stewards on January 13, 2024, for failing to be present in the paddock to saddle his horse "Reining Pesos" in the 9th race on January 12, 2024, at Sunland 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. 1st offense.

The Board of Stewards hereby assesses penalty as follows:

1. A fine of Five Hundred Dollars (\$250.00) which must be paid on or before February 22, 2024.

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 September 17, 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

16.47.1.8(N) Last Known Address

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-6
Track Sunland Park
Ruling Date: 1/14/2024

Licensee: QUINTANILLA, JR. ARMANDO
License Type: 2023 3 Year Trainer Applicant Id: 34471
License Number: 309234

Ruling # 2024-SUN-6

Action Type: Initial Ruling

Ruling:

Trainer: Armando Quintanilla Jr. having been duly notified and appearing before the Board of Stewards on January 14, 2024. The hearing was regarding Armando Quintanilla Jr failing to report, as instructed, to the Zia Park Racetrack Test Barn Facility on December 6, 2023, with the horses "Alebrije", "Discodancinpatriot" and "Mariel" which were selected for out of competition testing.

Armando Quintanilla Jr was properly notified in accordance with 15.2.6.9 J (1) (a-e) OUT OF COMPETITION TESTING .

The Board of Stewards hereby access Armando Quintanilla Jr:

A penalty of One and a Half year(1.5) suspension of all NMRC licenses starting January 14, 2024, through July 14, 2025, inclusive.

The horses "Alebrije", "Discodancinpatriot" and "Mariel" are placed on the stewards list for a minimum of 120 days beginning 12/7/23 through 4/5/2024. These horses must pass a hair test before entry. May test on or after 4/5/2024.

Aggravating factors

1. Did not call or try to get in touch with the commission saying he did not have position of the horses.
2. Papers were still on file in his name in the racing office at Zia Park Racetrack.

Mitigating Factors :

- 1-Past record has not had a ruling since 2018.

During said time of applicable suspension Armando Quintanilla Jr is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21)(a-b). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of Armando Quintanilla Jr are ineligible to be entered or start in any race in this jurisdiction. per 15.2.1.9 (C)(21)(c) .

Licensee is found in violation of and in accordance with: 15.2.6.9 J (8) (a-b) All horses selected for testing must be presented to the commission veterinarian, or any licensed veterinarian or licensed veterinary technician authorized by the commission, at the time designated, unless the trainer or owner provides verification of an extenuating circumstance that makes it impossible. Penalties for violations of this subsection include: (a) any horse not presented for testing upon notification absent extenuating circumstances will be placed immediately on the steward's list for a minimum of 60 days and shall be subject to all the requirements set forth in Paragraph (8) of Subsection C of 15.2.6.9 NMAC; and b)



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Albuquerque, NM 87113

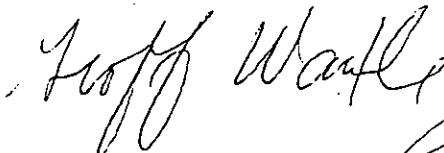
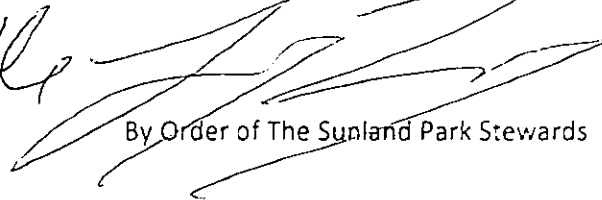

Ruling #: 2024-SUN-6
Track Sunland Park
Ruling Date: 1/14/2024

Licensee: QUINTANILLA, JR. ARMANDO
License Type: 2023 3 Year Trainer Applicant Id: 34471
License Number: 309234

the licensed trainer of a horse not presented for testing upon notification and absent extenuating circumstances is a minimum license suspension of one year.

16.47.1.8(L)(1)(e)(i)(3) GROUNDS FOR DISCIPLINARY MEASURES FOR A LICENSEE AND REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE/ 15.2.6.9 J (7) (a)(b) OUT OF COMPETITION TESTING/ 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/ 15.2.3.8 B (3)(a)(i) 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)(i)(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 cash, a cashier's check, money order or personal check. Last date to Appeal 01/24/2024



By Order of The Sunland Park Stewards




New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-7
Track Sunland Park
Ruling Date: 1/16/2024

Licensee: GILES, FRANCISCO GUILLERMO

License Type: 2023 3 Year Jockey Applicant Id: 31073
License Number: 310624

Ruling # 2024-SUN-7

Action Type: Initial Ruling

Ruling:

Jockey Francisco Glies, having been summoned and appeared before the Board of Stewards on January 14, 2024, for **excessive use of whip**, while aboard "Jm Johnny B Good. in the 6th Race **January 13, 2024**, at Sunland Park Racetrack, is found to be in violation of Commission rules.

For this violation (first offense of 2024), the Board of Stewards assessed Jockey Francisco Glies a fine in the amount of Five Hundred Dollars. **(\$500.00)**. This fine is to be paid on or before **February 14, 2024**, 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 January 24, 2024.**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-8**
Track: Sunland Park
Ruling Date: 1/16/2024

Licensee: PARGA, JAIME

License Type: 2023 1 Year Jockey Applicant Id: 30593
License Number: 307760

Ruling # 2024-SUN-8

Action Type: Initial Ruling

Ruling:

Jockey Jamie Leos, having been summoned and having appeared before the Board of Stewards on January 14, 2024, for careless riding during the running of the 9th race on January 13, 2024, at Sunland Park Racetrack, while aboard 'Chi Chi Jima Raider'. (At the break (broke in hard) causing a chain reaction making the inside horses to check and alter course. because of his actions the #2 and #1 was caused a placing warranting a DQ of this mount. At that time Jamie Leos did not try to straighten his mount.

For this violation, the Board of Stewards assessed Jamie Leos seven (7) day suspension -1/22/2024 - 1/29/2024. Can ride designated race days.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-8**
Track: Sunland Park
Ruling Date: 1/16/2024

Licensee: PARGA, JAIME

License Type: 2023 1 Year Jockey

Applicant Id: 30593

License Number: 307760

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 **January 24, 2024**.

By Order of The Sunland Park Stewards



New Mexico Horse Racing Commission
8801 Alameda NE
Albuquerque, NM 87109

Ruling #: **2024-SUN-9**
Track Sunland Park
Ruling Date: 1/17/2024

Licensee: ASCENCIO, JR ARNULFO

License Type: 2021 3 Year Trainer Applicant Id: 23046
License Number: 302426

Ruling # 2024-SUN-9

Action Type: Initial Ruling

Ruling:

Issued in error

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-10**
Track: Sunland Park
Ruling Date: 1/17/2024

Licensee: **ASCENCIO, JR ARNULFO**

License Type: 2021 3 Year Trainer Applicant Id: 23046
License Number: 302426

Ruling # 2024-SUN-10

Action Type: Initial Ruling

Ruling:

Trainer **Arnulfo Ascencio Jr** having been duly notified and having failed to appear, had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance before Sunland Park Racetrack Board of Stewards (1200 Futurity Drive, Sunland Park NM 88063) on January 17, 2024 at 10.00am for a formal hearing, regarding a lab report from Industrial Laboratories (the Official testing laboratory for the NMRC) for a confirmed positive for the drug Clenbuterol (Class 3 penalty A) found in the blood for test sample E625994, obtained from the horse "Streakin Big Daddy" who finished 2nd place in the 3rd on October 4, 2023, at the Downs at Albuquerque Racetrack.

Aggravating Factors: Failure to guard.

- 1) Second medication violation in 365 days.
- 2) Did not show up for hearing.

Mitigating Factors: 1) None

Split Sample rights were afforded to the trainer. Split Sample E625994 was submitted to UC Davis at the request of the trainer and was confirmed positive for Clenbuterol.

Arnulfo Ascencio Jr is the trainer of record for "Streakin Big Daddy".

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

- 1) Mr. **Arnulfo Ascencio Jr** is hereby fined **\$50,000.00 (Fifty Thousand)**. Fine to be paid on or before January 27th, 2024, 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 Five (5) years**. The term will run consecutively with his 1-year suspension (2023-DAA-56) this suspension will start **October 19, 2024, through October 18, 2029**.
- 3) In addition, **Arnulfo Ascencio Jr** had accumulated "6" points prior to this ruling and "6" points in connection with this ruling for a current total of "12"- points, under the multiple medication violation point system.
- 4) Mr. Arnulfo Ascencio gets an additional 360 days (October 19, 2029 through October 14, 2030)
- 5) Mr. Arnulfo Ascencio Jr must take a written trainers test once he has served his penalty.

NMAC 16.19.20.67 SCHEDULE III

Miscellaneous (D)(3) Clenbuterol

15.2.5.13 e(4)(D) running of the race



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-10**
Track: Sunland Park
Ruling Date: 1/17/2024

Licensee: ASCENCIO, JR ARNULFO

License Type: 2021 3 Year Trainer Applicant Id: 23046
License Number: 302426

E. Post to finish

(4) Disqualification

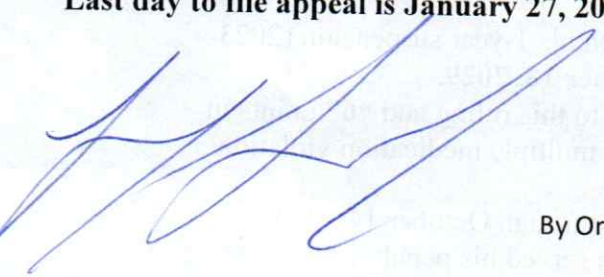
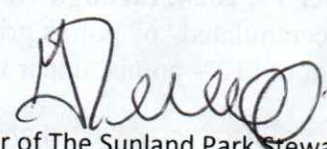
(d) The stewards may determine that a horse shall be unplaced for the purpose of purse distribution and trial qualification.

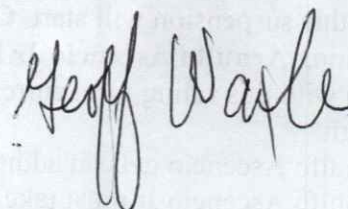
In accordance with **15.2.1.9 (C)(21)**, **Arnulfo Ascencio Jr** will be excluded from all areas and grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses **owned, trained, or under the care of Arnulfo Ascencio Jr are ineligible to be entered 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 Arnulfo Ascencio Jr** 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; 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)(B) (1) a through (e) (2,3)(a thru k) 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 January 27, 2024.



By Order of The Sunland Park Stewards


Geoff Waspe



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-11**
Track: Sunland Park
Ruling Date: 1/17/2024

Licensee: **ARROYO, JESUS MANUEL**

License Type: 2023 1 Year Owner Applicant Id: 32905
License Number: 309222

Ruling # 2024-SUN-11

Action Type: Initial Ruling

Ruling:

Owner Jesus Arroyo was duly notified and appeared via teams zoom before the Board of Stewards on January 17, 2024. The hearing was in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for the controlled substance and prohibited drug (class 3 penalty A) "clenbuterol" detected in the Blood of horse "Streakin big Daddy" (Test Sample #: E625994), who finished 2nd place in the 3rd race on October 4, 2023, at the Downs at Albuquerque. The drug clenbuterol was confirmed in the blood of the split sample sent to UC Davis.

Arnulfo Ascencio Jr, the trainer of record for horse "Streakin big Daddy" Jesus Arroyo, was duly notified. This is Jesus Arroyo FIRST Class 3A medication violation in a 365-day period.

For Jesus Arroyo FIRST Class 3A medication violation in a 365-day period, the Board of Stewards hereby assess a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty

Recommendations, as follows:

Pursuant to rules 15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d)List Removal Requirements, the horse "Streakin big Daddy" is placed on the Vets list for a period of 180 days (beginning October 18, 2023 through April 15, 2024). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.

In accordance with 15.2.5.13(E)(4)(d) Purse Redistribution, The horse "Streakin big Daddy" is hereby disqualified from 2nd PLACE and ordered unplaced from the 3rd race on October 4, 2023, at the Downs at Albuquerque, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. BREAKIN THE RULZ
2. ALBERTA MIKE
3. EYE AM THE ONE
4. PRINCE OF FAST
5. PDL RAIN
6. DADDYS HAMAZING GIRL
7. LA JULIA

UNPLACED: STREAKIN BIG DADDY



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-11**
Track: **Sunland Park**
Ruling Date: **1/17/2024**

Licensee: **ARROYO, JESUS MANUEL**

License Type: **2023 1 Year Owner** Applicant Id: **32905**
License Number: **309222**

Licensee is found in violation of and ruling written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/ 15.2.6.11(A) Trainer Responsibility/ 15.2.6.9(B)(2) Penalty Recommendations /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**15.2.1.9(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 cash, a cashier's check, money order or personal check. "Last Date to appeal January 27,2024

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-12**
Track: Sunland Park
Ruling Date: 1/18/2024

Licensee: MARTINEZ, KRISTI ROSE
License Type: 2023 3 Year Owner Applicant Id: 165070
License Number: 307465

Ruling # 2024-SUN-12

Action Type: Initial Ruling

Ruling:

Owner: Kristi Rose Martinez is hereby summarily suspended, effective immediately, January 18, 2024, pending the outcome of her summary suspension hearing scheduled for January 24, 2024, at 1:00 p.m. in the office of the board of Stewards at Sunland Racetrack(1200 Futurity Drive Sunland NM 88063), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension is in regard to her mother (Allision Martinez) being suspended and no authorized agent on file for minor.

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

(12) Procedures shall be established to ensure that a licensed trainer is not able to benefit financially during the period for which the individual has been suspended. This includes, but is not limited to, ensuring that horses are not transferred to a licensed person within the first degree of affinity (marriage relationship) or first degree of consanguinity (blood relationship)

(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.

16.47.1.11 OWNER'S AUTHORIZED AGENTS: (6) All authorized agent appointments shall expire December 31st each year or when terminated by the owner in writing, acknowledged before a notary public, and filed with the commission office whereupon the agency appointment shall not be valid.

Kristi Rose Martinez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspensions 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:

15.2.6.9(B)(1) Penalty Recommendations

15.2.6.9(A)(12)(a)(b)(c) Infinity Rule

16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license

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

15.2.1.8(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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-13**
Track **Sunland Park**
Ruling Date: **1/20/2024**

Licensee: **BECERRA, JR SERGIO**
License Type: **2023 3 Year Jockey** Applicant Id: **32539**
License Number: **307992**

Ruling # **2024-SUN-13**

Action Type: **Initial Ruling**

Ruling:

Jockey, **Sergio Becerra Jr.**, having been summoned and having appeared before the Board of Stewards on **January 20, 2024**, for careless riding during the running of the **9th race on January 14, 2024, at Sunland Racetrack**, while aboard **"Pick Your Pour"**. (broke in. into the path of #6 Flash Divine, and #7 Jesses Dinero causing a change reaction and altering course, costing them the opportunity of a better placing, resulting in the disqualification of his mount.)

For this violation, the Board of Stewards assessed **Sergio Becerra Jr.** a 7-day suspension. January 28, 2024 through February 3, 2024. Mr. Becerra 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 **January 30, 2024**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-14**
Track: Sunland Park
Ruling Date: 1/20/2024

Licensee: **ORONA,SR MARTIN RODRIGUEZ**
License Type: 2022 3 Year Trainer Applicant Id: 19384
License Number: 306901

Ruling # 2024-SUN-14

Action Type: Initial Ruling

Ruling:

Trainer, Martin Orona Sr having been duly notified, waived his right to a formal hearing before the Sunland Park Board of Stewards. **Martin Orona Sr** is hereby fined \$250.00. (Two Hundred Fifty dollars), Friday January 19, 2024, Trainer. Mr. **Martin Orona Sr**, failed to have an employee at the Test barn to pick up the claimed horse in a timely fashion manner. 1st offense.

For these violations:

Trainer, Martin Orona Sr is fined \$250.00. (Fine to be paid on or before February 20, 2024.)

This ruling in written in accordance with:

16.47.1.8 GENERAL PROVISIONS: G. Employer responsibility:

(1) The employment of any unlicensed person under the jurisdiction of the commission is prohibited.

15.2.4.8 CLAIMING RACES:

G. Transfer of Claimed Horses: (3) Transfer of possession of a claimed horse shall take place immediately after the race has been run unless otherwise directed by the stewards. If the horse is required to be taken to the test barn for post-race testing, the original trainer or their representative shall maintain physical custody of the claimed horse and shall observe the testing procedure and sign the test sample tag. The successful claimant or their representative shall also accompany the horse to the test barn.

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

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) (2) License Required T. Knowledge of Rules:

(N) Last Known Address

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

15.2.3.8 FLAT RACING OFFICIALS GENERAL PROVISIONS: B. Stewards: (k) All fines imposed by the stewards shall be paid to the commission within 30 days after the ruling is issued, unless otherwise ordered. Fine to be paid on or before Tuesday, April 22, 2023.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-14**
Track: Sunland Park
Ruling Date: 1/20/2024

Licensee: **ORONA, SR MARTIN RODRIGUEZ**

License Type: 2022 3 Year Trainer Applicant Id: 19384
License Number: 306901

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 an appeal is January 30, 2024.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-15**
Track: Sunland Park
Ruling Date: 1/21/2024

Licensee: **BENAVIDES, MANUEL MOLINA**
License Type: **2023 1 Year Jockey** Applicant Id: **165465**
License Number: **308992**

Ruling # **2024-SUN-15**

Action Type: **Initial Ruling**

Ruling:

Jockey Manuel Benavides, having been summoned and appeared before the Board of Stewards on January 20, 2024, for **excessive use of whip**, while aboard "Pevs Charley" in the 8th Race **January 14, 2024**, at Sunland Park Racetrack, is found to be in violation of Commission rules.

For this violation (first offense of 2024), the Board of Stewards assessed Jockey Manuel Benavides (1st offense) a fine in the amount of Five Hundred Dollars. **(\$500.00)**. This fine is to be paid on or before **February 20, 2024**, in accordance with **15.2.3.8 (B)(3)(l)**. 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 January 30, 2024.**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-16
Track Sunland Park
Ruling Date: 1/20/2024

Licensee: MARTINEZ, LUIS MARIO
License Type: 2023 3 Year Jockey Applicant Id: 161541
License Number: 310620

Ruling # 2024-SUN-16

Action Type: Initial Ruling

Ruling:

Jockey, Luis Martinez, having been summoned and having appeared before the Board of Stewards on January 20, 2024, for careless riding during the running of the 4th race on January 14, 2024, at Sunland Racetrack, while aboard "Jus Daddys Popeye". (broke out, into the path of #2 Robbed at Midnight, causing a change reaction and altering course, costing an the opportunity of a better placing, resulting in the disqualification of his mount.)

For this violation, the Board of Stewards assessed Luis Martinez, a 7-day suspension, January 28, 2024 through February 3, 2024. Mr. Luis Martinez 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 January 30, 2024.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-17
Track Sunland Park
Ruling Date: 1/21/2024

Licensee: DURBIN, KENNETH A
License Type: 2022 3 Year Trainer Applicant Id: 17921
License Number: 303825

Ruling # 2024-SUN-17
Action Type: Initial Ruling
Ruling:

Trainer Kenneth Durbin having been duly notified and having waived his 10-day notice and formal hearing telephonically before the Board of Stewards on January 21, 2024, failure to have a flipping halter on the horse "American Favorite" (1st offense) in the 3rd race on January 20, 2024, necessitating a late scratch and mutuel refund at Sunland PARK 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 February 20, 2024.

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 January 31, 2024.**

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-18
Track Sunland Park
Ruling Date: 1/21/2024

Licensee: ITURRALDE, OSMAN

License Type: 2022 3 Year Trainer Applicant Id: 33054
License Number: 305026

Ruling # 2024-SUN-18

Action Type: Initial Ruling

Ruling:

Trainer Osman Iturralde having been duly notified and having waived his 10-day notice and formal hearing telephonically before the Board of Stewards on January 14, 2024, failure to have a flipping halter on the horse "Bigeaglecartel"(1st offense) in the 3rd race on January 13, 2024, necessitating a late scratch and mutuel refund at Sunland PARK 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 February 14, 2024.

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 January 24, 2024.**

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-19
Track: Sunland Park
Ruling Date: 1/21/2024

Licensee: GILES, FRANCISCO GUILLERMO

License Type: Applicant Id: 31073
License Number:

Ruling # 2024-SUN-19

Action Type: Initial Ruling

Ruling:

Jockey, **Francisco Giles**, having been summoned and having appeared before the Board of Stewards on **January 21, 2024**, for careless riding during the running of the **3rd race on January 20, 2024, at Sunland Racetrack**, while aboard **"Popes Cartel"**. (Dropped over mid-stretch causing the #2 (New Cut Road) to check up hard.

For this violation, the Board of Stewards assessed **Francisco Giles**, a 7-day suspension, January 29, 2024 through February 4, 2024. Mr. **Francisco Giles** 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 **January 31, 2024**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-20
Track Sunland Park
Ruling Date: 1/21/2024

Licensee: HERNANDEZ, JORGE LUIS
License Type: 2021 3 Year Trainer Applicant Id: 45724
License Number: 303118

Ruling # 2024-SUN-20

Action Type: Initial Ruling

Ruling:

Trainer Jorge Luis Hernandez having been duly notified and responded telephonically, waived his 10-day notice and formal hearing before the Board of Stewards on January 21, 2024, for failure to have at least one workout 660 or farther for an 870 race for the first time (30) days prior to the time of entry on the horse "Moonflasheagle" in the 2nd race on January 27, 2024, necessitating a scratch at Sunland Park Racetrack.

The Board of Stewards hereby assesses penalty as follows:

1.A fine of Two Hundred Fifty Dollars (\$250.00) which must be paid on or before February 21, 2024.

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

15.2.5.11 (A)(3) Workout Requirements: (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.

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 January 31, 2024.**

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-21**
Track: Sunland Park
Ruling Date: 1/24/2024

Licensee: **WOOD, STERLEN TREY**

License Type: 2022 3 Year Trainer Applicant Id: 32499
License Number: 305338

Ruling # 2024-SUN-21

Action Type: Initial Ruling

Ruling:

Trainer Trey Wood appeared via teams zoom represented by his lawyer Billy Blackburn before the Sunland Park Board of Stewards on **Wednesday January 24, 2024**, beginning at **10:00am MST** to consider the following: The Horses "My Candy Girl" and "Haute Taudi" both ran in races at Ruidoso Downs as different horses: July 30th, 2021 "My Candy Girl" ran as "Haute Taudi" & August 21st, 2021 Race 2 "Haute Taudi" ran as "My Candy Girl," and Race 6 "My Candy Girl" ran as "Haude Taudi."

This hearing was to determine whether Trey Wood has violated 15.2.5.12 (A)(4) Horse Ineligible, 15.2.6.11 (E)(1) Trainer Responsibility, 16.47.1.8 (L)(e)(i) GENERAL PROVISIONS, 16.47.1.8, T. Knowledge of Rules, 16.47.1.10 TRAINERS (C)(5) and whether a penalty or other disciplinary action should be imposed.

Aggravating factor: Trey Wood did not properly identify the horses upon arrival to his Barn.

Aggravating factor: Failure to notify the NMRC when aware of the incident.

Mitigating factor: The horses "My Candy Girl and Haute Taudi" were not properly identified by the Vet administering Lasix.

Mitigating factor: The horse "My Candy Girl and Haute Taudi" was not properly identified by the track identifier.

Note: No evidence was presented to disprove the findings of the New Mexico Racing Commission.

The Board of Stewards hereby assess a penalty for Trey Wood first violation in this category issued in accordance with 15.2.3.8 (B) General Authority, as follows:

A (1,500.00) One Thousand Five Hundred dollar per race July 30, 2021 (Race 3) & August 21, 2021 (Race 2 & 6) for a combined total of (\$4,500.00) Four Thousand Five Hundred dollars to be paid on or before February 23, 2024. in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine in the prescribed time shall result in an immediate suspension.

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

NMAC 15.2.3.8 B. (1) (3) (f) (g) (j) STEWARDS:

General Authority. The stewards for each meeting shall be responsible to the commission for the conduct of the race meeting in accordance with the laws of this state and these rules. (f) The stewards may impose any of the following penalties on a licensee for a violation of the act or these rules: issue a reprimand; assess a fine; require forfeiture or redistribution of purse or award, when specified by applicable rules and at their discretion; place a licensee on probation; suspend a license or racing privileges; revoke a license; exclude from grounds under the jurisdiction of the commission. **15.2.5.12 A (4) HORSES INELIGIBLE: (A)** A horse shall be ineligible to start in a race when it has been fraudulently entered or raced in any jurisdiction under a different name. **15.2.6.11 E (1) TRAINER RESPONSIBILITY:** The purpose of this subsection is to identify responsibilities of the trainer that pertain specifically to the health and wellbeing of horses in their care. (E)



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

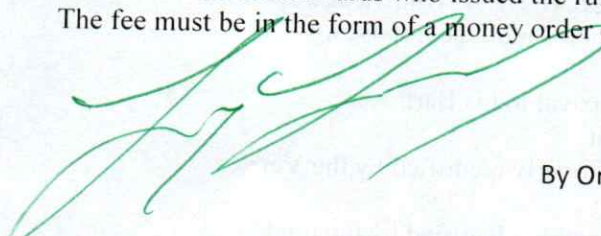
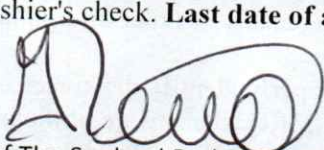
Ruling #: **2024-SUN-21**
Track: Sunland Park
Ruling Date: 1/24/2024

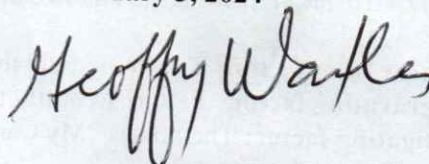
Licensee: **WOOD, STERLEN TREY**

License Type: **2022 3 Year Trainer** Applicant Id: **32499**
License Number: **305338**

Additionally, with respect to horses in their care or custody, **the trainer is responsible for the proper identity, custody, care, health, condition and safety of horses;** **16.47.1.8 GENERAL PROVISIONS:(L)** Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license: If (e) has been found in violation of rules governing racing in this state or other jurisdictions; (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; **16.47.1.8. T KNOWLEDGE OF RULES:**

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 of appeal: February 3, 2024**



By Order of The Sunland Park Stewards


Geoffry Warkles



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-22**
Track Sunland Park
Ruling Date: 1/24/2024

Licensee: NEUGEBAUER, MELVIN D.

License Type: 2023 3 Year Owner Applicant Id: 16378
License Number: 309092

Ruling # 2024-SUN-22

Action Type: Initial Ruling

Ruling:

Owner, Melvin Neugebauer appeared before the Sunland Park Board of Stewards via teams zoom on Wednesday, January 24, 2024, at 10:00 A.M. to hear the facts and consider the following: Purse Redistribution, after the horse (My Candy Girl) and "Haute Taudi" both ran incorrect race at Ruidoso Downs on August 21, 2021 (Haute Taudi in race 2 and my Candy Girl in race 6).

After hearing all the facts presented by Investigator Garcia. Then considering the testimony provided along with the outcome of a hearing held for Trainer, Mr. Trey Wood in this same matter. The Sunland Park Board of Stewards have determined that in fact the two horses were entered and participated under the wrong identification. The horse that ran as "My Candy Girl" was in fact the horse "Haute Taudi" and is hereby disqualified and unplaced: Owner Melvin Neugebauer will be required to repay these purses to the appropriate bookkeeping offices no later than 90 days from today, (Wednesday, January 24, 2024).

Ruidoso Downs August 21, 2021 Race 2

Futurity Trail All American Futurity Trial-Quarter Horse

FOR TWO YEAR OLDS THAT WERE NOMINATED AND REMAIN ELIGIBLE TO THE
2021 ALL AMERICAN QUARTER HORSE FUTURITY.

1st POLITICAL ROSE

2nd FAMOUS CARMILITA

3rd FAVORITE WILD GIRL

4th TAKIN JACQUE

5th B ME

6th GOLDEN TICKET

7th FIRST PLACE FAME

8th SWEET ANNE

9th FAMOUS STARFLY ONE

Disqualified - MY CANDY GIRL (Haute Taudi)

(Amount to be repaid \$160.00 to Ruidoso Downs)

15.2.5.12 (A)(4) HORSE INELIGIBLE,

16.47.1.8 (L)(1)(e)(i) GENERAL PROVISIONS,

16.47.1.8 (T) KNOWLEDGE OF RULES, 15.2.5.13 E (4) (d) Disqualification and purse distribution and NMSA Section 60-1A-5 (C) Commission rules; all licenses; suspension, revocation or denial of licenses; penalties. (Repealed effective July 1, 2022.) and if so, whether a penalty or other disciplinary action should be imposed upon you for the alleged rule violation(s) by the Board of Stewards.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-22
Track Sunland Park
Ruling Date: 1/24/2024

Licensee: NEUGEBAUER, MELVIN D.

License Type: 2023 3 Year Owner Applicant Id: 16378
License Number: 309092

NMAC 15.2.3.8 B. (1) (3) (f) (g) (j) STEWARDS: (1) General Authority. The stewards for each meeting shall be responsible to the commission for the conduct of the race meeting in accordance with the laws of this state and these rules. (3) (e) The stewards may impose any of the following penalties on a licensee for a violation of the act or these rules: issue a reprimand; assess a fine; require forfeiture or redistribution of purse or award, when specified by applicable rules and at their discretion; place a licensee on probation; suspend a license or racing privileges; revoke a license; exclude from grounds under the jurisdiction of the commission. (f) (i)

15.2.5.12 A (4) HORSES INELIGIBLE: A. A horse shall be ineligible to start in a race when: (4) it has been fraudulently entered or raced in any jurisdiction under a different name, with an altered registration certificate, altered lip tattoo, altered or manipulated microchip (ISO11784), or freeze brand;

15.2.5.13 (E)(4)(d) RUNNING OF THE RACE: E. Post to finish: (4) Disqualification.

16.47.1.8 L(e)(i) GENERAL PROVISIONS:

16.47.1.8. T KNOWLEDGE OF RULES:

15.2.6.9(B)(4) PENALTY RECOMMENDATIONS 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 cash, a cashier's check, money order or personal check." Last day to appeal February 3, 2024



By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-23**
Track: Sunland Park
Ruling Date: 1/24/2024

Licensee: WHITMIRE, LAINIE KAT

License Type: 2023 1 Year Duplicate Applicant Id: 160117
License Number: 309153

Ruling # 2024-SUN-23

Action Type: Initial Ruling

Ruling:

Owner, Lainie Whitmire et al (Whitmire Ranch) did not appear before the Sunland Park Board of Stewards via teams zoom on Wednesday, January 24, 2024, at 10:00 A.M. to hear the facts and consider the following(hearing was held in absentia); Purse Redistribution, after the horse (My Candy Girl) and "Haute Taudi" both ran incorrect race at Ruidoso Downs on August 21, 2021 (Haute Taudi in race 2 and my Candy Girl in race 6).

After hearing all the facts presented by Investigator Garcia. Then considering the testimony provided along with the outcome of a hearing held for Trainer, Mr. Trey Wood in this same matter. The Sunland Park Board of Stewards have determined that in fact the two horses were entered and participated under the wrong identification. The horse that ran as "Haute Taudi" was in fact the horse " My Candy Girl " and is hereby disqualified and unplaced: Owner Lainie Whitmire et al (Whitmire Ranch) will be required to repay these purses to the appropriate bookkeeping offices no later than 90 days from today, (Wednesday, January 24, 2024).(NO MONEY EARNED)

Ruidoso Downs August 21, 2021 Race 6

Futurity Trail All American Futurity Trial-Quarter Horse

FOR TWO YEAR OLDS THAT WERE NOMINATED AND REMAIN ELIGIBLE TO THE 2021 ALL AMERICAN QUARTER HORSE FUTURITY.

1st WIN IN DOUBT

2nd LEGENDE

3rd TIME HEIST

4th CONSIDER IT DONE B

5th VEE AYE PEA

6th POLITICAL THINKER

7th SALTWATER TAFFI

8th CONFIDENTIAL DASH

Disqualified - UNPLACED: HAUTE TAUDI (MY CANDY GIRL)

(Amount to be repaid NONE NO MONEY EARNED)

15.2.5.12 (A)(4) HORSE INELIGIBLE,

16.47.1.8 (L)(1)(e)(i) GENERAL PROVISIONS,

16.47.1.8 (T) KNOWLEDGE OF RULES, 15.2.5.13 E (4) (d) Disqualification and purse distribution and NMSA Section 60-1A-5 (C) Commission rules; all licenses; suspension, revocation or denial of licenses; penalties. (Repealed effective July 1, 2022.) and if so, whether a penalty or other disciplinary action should be imposed upon you for the alleged rule violation(s) by the Board of Stewards.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-23
Track Sunland Park
Ruling Date: 1/24/2024

Licensee: WHITMIRE, LAINIE KAT

License Type: 2023 1 Year Duplicate Applicant Id: 160117
License Number: 309153

NMAC 15.2.3.8 B. (1) (3) (f) (g) (j) STEWARDS: (1) General Authority. The stewards for each meeting shall be responsible to the commission for the conduct of the race meeting in accordance with the laws of this state and these rules. (3) (e) The stewards may impose any of the following penalties on a licensee for a violation of the act or these rules: issue a reprimand; assess a fine; require forfeiture or redistribution of purse or award, when specified by applicable rules and at their discretion; place a licensee on probation; suspend a license or racing privileges; revoke a license; exclude from grounds under the jurisdiction of the commission. (f). (i)

15.2.5.12 A (4) HORSES INELIGIBLE: A. A horse shall be ineligible to start in a race when: (4) it has been fraudulently entered or raced in any jurisdiction under a different name, with an altered registration certificate, altered lip tattoo, altered or manipulated microchip (ISO11784), or freeze brand;

15.2.5.13 (E)(4)(d) RUNNING OF THE RACE: E. Post to finish: (4) Disqualification.

16.47.1.8 L(e)(i) GENERAL PROVISIONS:

16.47.1.8. T KNOWLEDGE OF RULES:

15.2.6.9(B)(4) PENALTY RECOMMENDATIONS 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 cash, a cashier's check, money order or personal check." Last day to appeal February 3, 2024

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-24**
Track: Sunland Park
Ruling Date: 1/24/2024

Licensee: WHITMIRE, LAINIE KAT

License Type: 2023 1 Year Duplicate Applicant Id: 160117
License Number: 309153

Ruling # 2024-SUN-24

Action Type: Initial Ruling

Ruling:

Owner, Lainie Whitmire et al (Whitmire Ranch) did not appear before the Sunland Park Board of Stewards via teams zoom on Wednesday, January 24, 2024, at 10:00 A.M. to hear the facts and consider the following(hearing was held in absentia); Purse Redistribution, after the horse "Haute Taudi " was actually (My Candy Girl) ran incorrect race at Ruidoso Downs on July 30,2021 (Haute Taudi) in race 3.

After hearing all the facts presented by Investigator Garcia. Then considering the testimony provided along with the outcome of a hearing held for Trainer, Mr. Trey Wood in this same matter. The Sunland Park Board of Stewards have determined that in fact the horse was entered and participated under the wrong identification. The horse that ran as "Haute Taudi" was in fact the horse " My Candy Girl " and is here by disqualified and unplaced:

Owner Lainie Whitmire et al (Whitmire Ranch) will be required to repay these purses to the appropriate bookkeeping offices no later than 90 days from today, (Wednesday, January 24, 2024).(NO MONEY EARNED)

Ruidoso Downs July 30,2021 Race 3

MAIDEN-Quarter Horse

FOR MAIDENS, TWO YEARS OLD

1st SMOKY ICE

2nd NAMGIS KISSINMISCHKA

3rd FIRST SEIS DOWN

4th EC BELIEVER

5th BABY I GOT THIS

6th SUNDANZ

7th HES FLYIN RYAN

8th WHERE'S MY BUD

9th RIGAMARO

Disqualified - UNPLACED: HAUTE TAUDI (MY CANDY GIRL)
(Amount to be repaid NONE NO MONEY EARNED)

15.2.5.12 (A)(4) HORSE INELIGIBLE,

16.47.1.8 (L)(1)(e)(i) GENERAL PROVISIONS,

16.47.1.8 (T) KNOWLEDGE OF RULES, 15.2.5.13 E (4) (d) Disqualification and purse distribution and NMSA Section 60-1A-5 (C) Commission rules; all licenses; suspension, revocation or denial of licenses; penalties. (Repealed effective July 1, 2022.) and if so, whether a penalty or other disciplinary action should be imposed upon you for the alleged rule violation(s) by the Board of Stewards.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-24
Track Sunland Park
Ruling Date: 1/24/2024

Licensee: WHITMIRE, LAINIE KAT

License Type: 2023 1 Year Duplicate Applicant Id: 160117
License Number: 309153

NMAC 15.2.3.8 B. (1) (3) (f) (g) (j) STEWARDS: (1) General Authority. The stewards for each meeting shall be responsible to the commission for the conduct of the race meeting in accordance with the laws of this state and these rules. (3) (e) The stewards may impose any of the following penalties on a licensee for a violation of the act or these rules: issue a reprimand; assess a fine; require forfeiture or redistribution of purse or award, when specified by applicable rules and at their discretion; place a licensee on probation; suspend a license or racing privileges; revoke a license; exclude from grounds under the jurisdiction of the commission. (f). (i)

15.2.5.12 A (4) HORSES INELIGIBLE: A. A horse shall be ineligible to start in a race when: (4) it has been fraudulently entered or raced in any jurisdiction under a different name, with an altered registration certificate, altered lip tattoo, altered or manipulated microchip (ISO11784), or freeze brand;

15.2.5.13 (E)(4)(d) RUNNING OF THE RACE: E. Post to finish: (4) Disqualification.

16.47.1.8 L(e)(i) GENERAL PROVISIONS:

16.47.1.8. T KNOWLEDGE OF RULES:

15.2.6.9(B)(4) PENALTY RECOMMENDATIONS 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 cash, a cashier's check, money order or personal check." Last day to appeal February 3, 2024

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-25
Track Sunland Park
Ruling Date: 1/25/2024

Licensee: CHAVEZ, JOE RAY

License Type: 2023 3 Year Trainer Applicant Id: 26737
License Number: 307657

Ruling # 2024-SUN-25

Action Type: Initial Ruling

Ruling:

Trainer Joe Ray Chavez having been duly notified, appeared telephonically before the Board of Stewards, and waived his right to a 10-day notice and formal hearing before the Sunland Park Board of Stewards on January 25, 2024, for entering an ineligible horse "A Classy Ruler" into Race 1 on Sunday January 28, 2024.

The Board of Stewards hereby assesses penalty as follows:

1.A fine of Two Hundred Fifty Dollars (\$250.00) which must be paid on or before February 24, 2024.

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

15.2.5.12 A (22) Horse Eligibility

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)(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. The last day to file an appeal is February 4, 2024.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-26**
Track: Sunland Park
Ruling Date: 1/25/2024

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

Ruling # 2024-SUN-26

Action Type: Initial Ruling

Ruling:

Jockey Alejandro Medellin, having been summoned and appeared before the Board of Stewards on January 25, 2024, for **excessive use of whip**, while aboard "Carters Kissin Cindi. in the 4th Race **January 21, 2024**, at Sunland Park Racetrack, is found to be in violation of Commission rules.

For this violation (first offense of 2024), the Board of Stewards assessed Jockey Alejandro Medellin (1st offense) a fine in the amount of Five Hundred Dollars. **(\$500.00)**. This fine is to be paid on or before **February 24, 2024**, 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 February 4, 2024.**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4600 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-27**
Track: **Sunland Park**
Ruling Date: **1/26/2024**

Licensee: **MCARTHUR, DONNA WILKEN**

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

Ruling # **2024-SUN-27**

Action Type: **Initial Ruling**

Ruling:

Trainer Donna McArthur having been duly notified, appeared telephonically before the Board of Stewards and waived her right to a 10-day notice and formal hearing before the Sunland Park Board of Stewards on January 26, 2024, for entering an ineligible horse "Dragonfly Chaser" into Race 1 on Sunday January 28, 2024.

The Board of Stewards hereby assesses penalty as follows:

1. A fine of Two Hundred Fifty Dollars (\$250.00) which must be paid on or before February 25, 2024.

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

15.2.5.12 (A)(22) Horse Ineligibility

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)(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. The last day to file an appeal is February 5, 2024.

Heoffy Wafle
[Signature]
By Order of The Sunland Park Stewards *[Signature]*



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-28**
Track: Sunland Park
Ruling Date: 1/26/2024

Licensee: SUMMERS, NANCY NICHOLS

License Type: 2022 3 Year Trainer Applicant Id: 30144
License Number: 304178

Ruling # 2024-SUN-28

Action Type: Initial Ruling

Ruling:

Trainer Nancy Summers having been duly notified, appeared before the Board of Stewards and waived her right to a 10-day notice and formal hearing before the Sunland Park Board of Stewards on January 26, 2024, for failure to have her horse "Two Step Jack" present in the paddock for the 9th race on January 25, 2024, causing a late program scratch at Sunland Park 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 February 25, 2024.

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

15.2.5.9 B(4) DECLARATIONS AND SCRATCHES

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)(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. Last day to file an appeal is February 5, 2024.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-29**
Track: Sunland Park
Ruling Date: 1/27/2024

Licensee: SMITH, JEFFREY LOREN

License Type: 2022 1 Year Assistant S Applicant Id: 22085
License Number: 307240

Ruling # 2024-SUN-29

Action Type: Initial Ruling

Ruling:

Asst Starter Jeffrey Smith was duly notified and was relieved of his duties on the starting gate and required to present himself before the Board of Stewards prior to returning to work after he tested positive for a random BAT (Breath Alcohol Test) on January 26th, 2024. Jeffrey Smith appeared before the Board of Stewards on January 27th, 2024, at Sunland PARK.

For Jeffrey Smith FIRST violation in a 365-day period, the Board of Stewards hereby issues the following:

1. Written Warning

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/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.17 (A)(C)(3)(7)/16.47.1.18 (A)(1)(2)(3) Testing Procedures

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: February 5, 2024.**

By Order of The Sunland Park Stewards



New Mexico State Racing Commission
4200 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-30**
Track: **Sunland Park**
Ruling Date: **1/27/2024**

Licensee: **COBOS-BARRAZA, BRIAN**
License Type: **2022 3 Year Jockey** Applicant Id: **161317**
License Number: **306144**

Ruling # **2024-SUN-30**

Action Type: **Initial Ruling**

Ruling:

Jockey Brian Barraza, having been summoned and appeared before the Board of Stewards on January 27, 2024, for **excessive use of whip**, while aboard "Wm Rushmore, in the 4th Race **January 21, 2024**, at Sunland Park Racetrack, is found to be in violation of Commission rules.

For this violation (first offense of 2024), the Board of Stewards assessed Brian Barraza (1st offense) a fine in the amount of Five Hundred Dollars. **(\$500.00)**. This fine is to be paid on or before **February 27, 2024**, 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)(c) 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(h): 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 February 6, 2024.**

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-31**
Track: Sunland Park
Ruling Date: 1/27/2024

Licensee: O'NEILL, EUGENE STEPHAN
License Type: 2023 1 Year Exercise P Applicant Id: 10081
License Number: 309640

Ruling # 2024-SUN-31

Action Type: Initial Ruling

Ruling:

Exercise, Pony Person, Eugene Stephan O'Neill is hereby summarily suspended, effective immediately January 27, 2024, pending the outcome of his summary suspension hearing on February 3, 2024, @ 8:45 a.m. in the offices of the Board of Stewards at Sunland Park Racetrack (1202 Futurity Dr, Sunland Park NM 88063) per 15.2.1.9 (B)(3)(b) Summary Suspension is due to his failure to provide a human urine sample as directed by the Stewards. Eugene Stephan O'Neill was verbally noticed that he is to appear before the Stewards at Sunland Park on February 3, 2024, at 8:45 a.m. This is Eugene Stephan O'Neill first violation. regarding actions contrary to the best interest of horse racing. Exhibiting conduct that may adversely reflect on the honesty and integrity of horse racing adversely reflect on the honesty and integrity of horse racing. During said time of applicable suspension Eugene Stephan O'Neill 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

16.47.1.17 (A)(1) TESTING PROCEDURES At its discretion, the commission may conduct random or episodic random drug testing, as well as testing based on reasonable suspicion, in order to ensure safety on the racetrack.

16.47.1.17 (A)(2) TESTING PROCEDURES When conducted, random drug testing shall apply, equally, to all licensees who are, at the time of the random testing, exercising the privileges of their license in such ways as may affect the outcome of a race or diminish the conditions of safety or decorum required in restricted areas.

16.47.1.17 (C)(6) Human Drug Testing/ Restricted Activities It shall be an offense to exercise the privileges granted by a license from this commission if the licensee: refuses to submit to urine or drug testing, when notified that such testing is based on a random drug testing procedure, is based on reasonable suspicion that the person is using drugs or alcohol or is based on the licensee's acting as if in an impaired condition.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-31**
Track: Sunland Park
Ruling Date: 1/27/2024

Licensee: O'NEILL, EUGENE STEPHAN

License Type: 2023 1 Year Exercise P Applicant Id: 10081
License Number: 309640

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.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-32**
Track: Sunland Park
Ruling Date: 1/28/2024

Licensee: **QUINONEZ, GERARDO**

License Type: 2023 1 Year Trainer Applicant Id: 162362
License Number: 310615

Ruling # 2024-SUN-32

Action Type: Initial Ruling

Ruling:

Trainer, Gerardo Quinonez, having been duly notified, waived his right to a formal hearing before the Sunland Park Board of Stewards. **Gerardo Quinonez** is hereby fined \$250.00. (Two Hundred Fifty dollars), Saturday January 27, 2024, Trainer. Mr. **Gerardo Quinonez**, failed to have an employee at the Test barn to pick up the claimed horse in a timely fashion manner. 1st offense.

For these violations:

Trainer, Gerardo Quinonez, is fined \$250.00. (Fine to be paid on or before February 27, 2024.)

This ruling in written in accordance with:

16.47.1.8 GENERAL PROVISIONS: G. Employer responsibility:

(1) The employment of any unlicensed person under the jurisdiction of the commission is prohibited.

15.2.4.8 CLAIMING RACES:

G. Transfer of Claimed Horses: (3) Transfer of possession of a claimed horse shall take place immediately after the race has been run unless otherwise directed by the stewards. If the horse is required to be taken to the test barn for post-race testing, the original trainer or their representative shall maintain physical custody of the claimed horse and shall observe the testing procedure and sign the test sample tag. The successful claimant or their representative shall also accompany the horse to the test barn.

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

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) (2) License Required T. Knowledge of Rules:

(N) Last Known Address

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

15.2.3.8 FLAT RACING OFFICIALS GENERAL PROVISIONS: B. Stewards: (k) All fines imposed by the stewards shall be paid to the commission within 30 days after the ruling is issued, unless otherwise ordered.

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-32**
Track **Sunland Park**
Ruling Date: **1/28/2024**

Licensee: **QUINONEZ, GERARDO**

License Type: **2023 1 Year Trainer** Applicant Id: **162362**
License Number: **310615**

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 an appeal is February 7, 2024.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-33**
Track: Sunland Park
Ruling Date: 1/28/2024

Licensee: MARTINEZ, FRANKIE HAROLD
License Type: 2021 3 Year Trainer Applicant Id: 16525
License Number: 302456

Ruling # 2024-SUN-33
Action Type: Initial Ruling
Ruling:
Void issued in error

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2024-SUN-34
Track Sunland Park
Ruling Date: 1/28/2024

Licensee: GUTIERREZ, LEONARD JOHN

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

Ruling # 2024-SUN-34

Action Type: Initial Ruling

Ruling:

Trainer Lee J Gutierrez having been duly notified and having waived his 10-day notice and formal hearing before the telephonically Board of Stewards on January 28, 2024, for failing to be present in the paddock to saddle his horse "Whiskey Myers" in the 2nd race on January 27, 2024, at Sunland 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. 1st offense.

The Board of Stewards hereby assesses penalty as follows:

1. A fine of Two Hundred fifty Dollars (\$250.00) which must be paid on or before February 27, 2024.

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 February 6, 2024.**

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



New Mexico Horse Racing Commission
4500 Sunland Blvd. NE
Albuquerque, NM 87109

Ruling #: **2024-SUN-35**
Track: Sunland Park
Ruling Date: 1/28/2024

Licensee: GUTIERREZ, LEONARD JOIN

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

Ruling # 2024-SUN-35

Action Type: Initial Ruling

Ruling:

issued in error

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-36**
Track: Sunland Park
Ruling Date: 1/28/2024

Licensee: FLORES-GARCIA, LUIS ANGEL

License Type: 2021 3 Year Jockey Applicant Id: 163497
License Number: 300680

Ruling # 2024-SUN-36

Action Type: Initial Ruling

Ruling:

Jockey Luis Flores-Garcia, having been summoned and appeared before the Board of Stewards on January 28, 2024, for excessive use of whip, while aboard "Mm the Gray Rocket" in the 9th Race January 28, 2024, at Sunland Park Racetrack, is found to be in violation of Commission rules.

For this violation (first offense of 2024), the Board of Stewards assessed Jockey Luis Flores-Garcia, (1st offense of 2024) a fine in the amount of Five Hundred Dollars. (\$500.00). This fine is to be paid on or before February 28, 2024, 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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-36**
Track: **Sunland Park**
Ruling Date: **1/28/2024**

Licensee: **FLORES-GARCIA, LUIS ANGEL**

License Type: **2021 3 Year Jockey** Applicant Id: **163497**
License Number: **300680**

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 February 7, 2024.

By Order of The Sunland Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-37**
Track Sunland Park
Ruling Date: 1/28/2024

Licensee: ENRIQUEZ, JOSE LUIS

License Type: 2023 3 Year Jockey Applicant Id: 86484
License Number: 309500

Ruling # 2024-SUN-37

Action Type: Initial Ruling

Ruling:

Jockey Jose Enriquez, having been summoned and appeared before the Board of Stewards on January 28, 2024, for excessive use of whip, while aboard "Babes" in the 6th Race January 21, 2024, at Sunland Park Racetrack, is found to be in violation of Commission rules.

For this violation (first offense of 2024), the Board of Stewards assessed Jockey Jose Enriquez, (1st offense of 2024) a fine in the amount of Five Hundred Dollars. (\$500.00) and a seven-day (7) suspension starting February 6, 2024 through February 12, 2024. This fine is to be paid on or before February 28, 2024, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed shall result in immediate suspension. May ride in designated races.

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 day 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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-37**
Track: Sunland Park
Ruling Date: 1/28/2024

Licensee: ENRIQUEZ, JOSE LUIS

License Type: 2023 3 Year Jockey Applicant Id: 86484
License Number: 309500

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 February 7, 2024.

By Order of The Sunland Park Stewards