



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SUN-50**
Track Sunland Park
Ruling Date: 2/4/2024

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

Ruling # 2024-SUN-50
Action Type: Final Outcome
Ruling:

RE: 2024-SUN-50 - Ruling Final Outcome

Trainer Dave Hancock having been duly notified, and having appeared before the Sunland Park Board of Stewards for his disciplinary hearing at Sunland Park Racetrack (1200 Futurity Drive, Sunland Park NM 88063) on Wednesday, March 27, 2024, at 10:00 a.m. regarding an incident involving an unlicensed person found with a needle and syringe while in the employ of Mr. Hancock's and Mr. Hancock's barn during pre-race inspection. On February 4, 2024, it was discovered that two in-today horses in the care custody and control of Mr. Hancock had puncture wounds and blood found on their necks at Sunland Park Racetrack. Furthermore, a second unlicensed person was found in the employ of Mr. Hancock and inside Mr. Hancock's barn.

Aggravating Factors:

1. Sanctioned for having unlicensed help violation at Sunland Park in 2023.(ruling 2023-SUN-37).
2. 1st Unlicensed help violation at Sunland Park on 2/4/2024 regarding unlicensed person found in possession of a needle and syringe in trainer Hancock's assigned barn while under the employ of trainer Hancock his barn.
3. 2nd Unlicensed help violation at Sunland Park on 2/4/2024 regarding a 2nd unlicensed person in the employ and in trainer Hancock's barn.
4. Having found (2) horses with visible puncture wounds and blood on their necks.
5. Due to the discovery of the 2 horses with puncture wounds and finding of a needle and syringe on the person of Mr. Hancock's unlicensed employee. This necessitated the late scratching of 5 horses from February 4,2024 race card at Sunland Park.

Mitigating Factors:

1. None.

For these violations, the Sunland Park Board of Stewards issues the following penalties:

1. For the employment of unlicensed persons, a fine of Five Hundred Dollars (\$500.00) for each of the two (2) separate unlicensed person violations for a total fine of \$1000.00 (One Thousand Dollars).The fine is to be paid on or before April 26,2024. Failure to do so shall result in immediate suspension.
2. For the improper possession of contraband. A six-month (6) suspension beginning from the date of the summary suspension February 4, 2024, and ending August 4, 2024, and a fine in the amount of One Thousand Five Hundred Dollars. (\$1,500.00).Therefore all fines total of \$2500.00 (Twenty-Five Hundred Dollars). All fines are to be paid on or before April 26, 2024, in accordance with Rule 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed shall result in immediate suspension.



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In accordance with Rule 15.2.1.9 (C)(21), Trainer Dave Hancock is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care, custody and control of Dave Hancock are ineligible to be entered or start in any race in this jurisdiction, per Rule 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained, owned, or in the care and custody of David Hancock must be done in accordance with Rule 15.2.6.9a(12)(A)(B) Medication and Prohibited Substances,

Licensee is found to be in violation of

This hearing is to determine whether you have violated 15.2.6.8 (B)(3)(a)(b) TREATMENT RESTRICTIONS, 15.2.6.9(H)(1) MEDICAL LABELING, 15.2.6.9(K)(1) CONTRABAND, 15.2.6.11 (A)(B) TRAINER RESPONSIBILITY, 16.47.1 U. PROTECTION OF HORSES, 16.47.1.10 B. ABSOLUTE INSURER, 16.47.1.8 L (e)(i) GENERAL PROVISIONS 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

16.47.1.8 (L)(1)(i) – CONDUCT Which states in pertinent part “The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing”

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

16.47.1.8 GENERAL PROVISION:

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

U. Protection of horse:

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

This hearing was conducted and the ruling is written in accordance with:

15.2.1.9(B)(8)(B) Due Process and Disciplinary Action.

15.2.1.9(B)(3)(a) Proceedings Before the Stewards:

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)

15.2.6.9 NMAC. Penalty Recommendations

KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority



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16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes in Application in.

15.2.1.9 DUE PROCESS AND DISCIPLINARY ACTION:

B. Proceedings before the stewards: (3) Summary suspension.

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 April 6, 2024.**

By Order of The Sunland Park Stewards