



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-98**  
Track: Sunland Park  
Ruling Date: 3/24/2024

Licensee: **WINSOR, SEAN PATRICK**

License Type: **Applicant Id: 30354**  
**License Number:**

Ruling # 2024-SUN-98

Action Type: Initial Ruling

Ruling:

Racing Secretary: Sean Patrick Winsor having been duly notified and appearing before the Board of Stewards on March 24, 2024, at 9:00 a.m. at Sunland Park Racetrack, 1200 Futurity Drive, Sunland Park, NM 88063 regarding an improper entry made by him on Sunday March 10, 2024 for the horse "Masters Hand" for the "West Texas Futurity Trial race.

**Aggravating Factors:**

1. On March 10, 2024, Racing Secretary, Sean Patrick Winsor, took an entry by text message and did not see it until after all the races were drawn which necessitated a redrawing for all races.

2. After further investigation it was determined the trainer (Armando Castellanos) for "Masters Hand" did not send the text message for his entry from his phone number. Rather the text message came from a different number, an unknown person who stated he had nothing to do with racehorses. After reviewing Mr. Winsor's phone contacts, the unknown number was incorrectly listed as being trainer Castellanos' contact information. That resulted in Mr. Winsor failing to confirm the entry had in fact come from the trainer on file for the horse.

For this violations, the Board of Stewards assesses a Two Hundred Fifty Dollar fine. (\$250.00) This fine is to be paid on or before **April 23, 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:**

15.2.5.8(B)(2)(B)(4) ENTRIES AND NOMINATIONS: B. Procedure: (2) An entry shall be in the name of the horse's owner and made by the trainer or an assistant trainer. Any horse which is in a race or on the also-eligible list may not be sold or transferred until that obligation is completed, except with permission of the stewards. (4) An entry must be in writing, by telephone, electronically or facsimile machine to the racing secretary. The entry must be confirmed in writing should the stewards or the racing secretary so request.

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 Grounds for Disciplinary Measures and Jockey requirements 15.2.5.13. C. (3): 16.47.1.8 (i) Grounds for disciplinary measures for a licensee and refusal, denial, suspension, or revocation of a license: Knowledge of Rules 16.47.1.8. T. and whether a penalty or other disciplinary action should be imposed upon you for the alleged rule violations by the Board of

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



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Ruling #: **2024-SUN-98**  
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License Type:

Applicant Id: 30354

License Number:

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 reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit 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.

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

**15.2.3.8 B (1) (a-d) Stewards General Authority.**

**15.2.3.8 B (3) (a & e) Stewards Disciplinary Action.**

**15.2.3.8 B (3)(f) Stewards Disciplinary Action**

**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) 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 15.2.1 NMAC 14 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, cashier's check or a corporate check. Last date of appeal: **Last date of appeal April 3, 2024.**



New Mexico Racing Commission  
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Ruling #: **2024-SUN-99**  
Track: Sunland Park  
Ruling Date: 4/3/2024

Licensee: **ALFORTISH, SEAN DANIEL**  
License Type: **2023 3 Year Trainer**      Applicant Id: **165214**  
License Number: **308056**

Ruling #            2024-SUN-99

Action Type:      Initial Ruling

Ruling:

Owner/Trainer **Sean Alfortish** was duly notified and appeared via teams zoom before the Sunland Park Board of Stewards **on March 21, 2024. Mr. Alfortish represented himself.** The hearing was regarding his NMRC racing licenses. Both the lawyer for the NMRC and Mr. Alfortish presented their cases to the board of stewards. After long and care full deliberations, the stewards determined not to take action on Mr Alfortish's licenses. His NMRC licenses stays in good standing. Mr. Alfortish shall submit new fingerprints through the Identogo system within two weeks by April 13, 2024.

**This ruling written in accordance with:** 16.47.1.8(D) GENERAL PROVISIONS: D. Consent to investigation: The filing of an application for license shall authorize the commission and the board to investigate criminal and employment records, to engage in interviews to determine applicant's character and qualifications, and to verify information provided by the applicant. E. **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 March 7, 2024

  
By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2024-SUN-100  
Track: Sunland Park  
Ruling Date: 3/29/2024

Licensee: FOURNIER, IRVING JOEL  
License Type: 2022 3 Year Trainer      Applicant Id: 7130  
License Number: 307189

Ruling # 2024-SUN-100

Action Type: Initial Ruling

Ruling:

Trainer Irving Fournier appeared in before the Sunland Park Stewards on March 28,2024 and waived his 10-day notice and formal hearing on the matter of a medication violation. Specifically, confirmed positive test notification regarding sample E545975 for the horse "King Dreaming" for Omeprazole Sulfide (Class 5D drug) was received from the commission's official testing laboratory showing a positive confirmation in the blood at (15.7ng/ml) with the measurement of uncertainty of the testing method being at 1.4pg/ml at a threshold of 10ng/ml. The sample was collected from: "King Dreaming" on March 9,2024 following the 7th race at Sunland Park Racetrack in which the horse finished 1st.

For this violation the Sunland Board of Stewards issues the following penalty.

1. A written warning letter was issued to Irving Fournier pursuant to Rule 15.2.6 B (6). (Omeprazole Sulfide at a level of 15.7ng/ml)

Licensee is found in violation of and this ruling is written) in accordance with: Rules 15.2.3.8(B)(1)(3) (f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/15.2.6.9. 15.2.6.11(A)Trainer Responsibility/ 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/ 15.2.6.9(B)(3)Penalty Recommendations.

Rule 15.2.1.9. (b): 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, cashier's check or a corporate check. **Last date of appeal April 9, 2024.**

By Order of The Sunland Park Stewards



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Ruling #: **2024-SUN-101**  
Track: Sunland Park  
Ruling Date: 3/29/2024

Licensee: GILES, WESLEY TODD  
License Type: 2022 3 Year Trainer      Applicant Id: 21313  
License Number: 307158

Ruling # 2024-SUN-101

Action Type: Initial Ruling

Ruling:

Trainer Wesley Giles having been duly notified and having appeared before the Sunland Park Board of Stewards on **Friday March 29, 2024 for a hearing to consider the following.** The horse "Haute Taudi" fraudulently running at The Downs at Albuquerque on August 6th, 2022, in Race 10 when in fact "Haute Taudi" was listed in the official program as the horse "My Candy Girl" accompanied with the past performances of "My Candy Girl", in the official program.

This hearing was to determine whether Wesley Giles has violated Rules 15.2.5.12 (A)(4) Horse Ineligible, 15.2.6.11 (E)(I) 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:** Wesley Giles did not properly identify the horses upon arrival at his barn.

**Mitigating factor:** The horses "My Candy Girl " was not properly identified by the Veterinarian administering Lasix.

**Mitigating factor:** The horse "My Candy Girl " was not properly identified by the track's horse identifier.

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

The Board of Stewards hereby assess a penalty against Wesley Giles for his first violation in this category issued in accordance with Rule 15.2.3.8 (B) General Authority, as follows:

**A fine of One Thousand Five Hundred Dollars(\$1500.00) to be paid on or before April 27, 2024.** in accordance with Rule 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



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Ruling #: **2024-SUN-101**  
Track: Sunland Park  
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Licensee: GILES, WESLEY TODD  
License Type: 2022 3 Year Trainer      Applicant Id: 21313  
License Number: 307158

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)** 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 to file a notice of appeal: April 9, 2024**

  
By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: **2024-SUN-102**  
Track: Sunland Park  
Ruling Date: 3/29/2024

Licensee: HERNANDEZ, ALAN ALEXIS  
License Type: 2021 3 Year Jockey      Applicant Id: 161096  
License Number: 301635

Ruling # 2024-SUN-102

Action Type: Initial Ruling

Ruling:

Jockey **Alan Hernandez** having been summoned and having appeared before the Sunland Park Board of Stewards on March 29, 2024, for failure to honor or and be excused from his riding engagement for the 5th and the 8th race on Saturday March 23, 2024, at Sunland Park Racetrack.

For this violation, the Board of Stewards assess jockey **Alan Hernandez** a fine in the amount of Two Hundred and Fifty dollars, \$250.00. The fine is to be paid on or before April 28, 2024, in accordance with 15.2.3.8 (B) (3) (1). 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 (C)(1) (3) Jockey requirements: (1) Jockeys shall report to the jockeys' quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the jockeys' quarters, except to ride in scheduled races, until all their riding engagements of the day have been fulfilled except as approved by the stewards.

(3) Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the stewards. Failure to fulfill riding engagements may result in disciplinary action.

**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



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Ruling #: **2024-SUN-102**  
Track: Sunland Park  
Ruling Date: 3/29/2024

Licensee: **HERNANDEZ, ALAN ALEXIS**  
License Type: 2021 3 Year Jockey      Applicant Id: 161096  
License Number: 301635

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 April 9, 2024.**

By Order of The Sunland Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87116

Ruling #: **2024-SUN-103**  
Track: Sunland Park  
Ruling Date: 3/29/2024

Licensee: HERNANDEZ, ALAN ALEXIS  
License Type: 2021 3 Year Jockey      Applicant Id: 161096  
License Number: 301635

Ruling # 2024-SUN-103

Action Type: Initial Ruling

Ruling:

Jockey **Alan Hernandez**, having been summoned and having appeared before the Sunland Park Board of Stewards on March 29, 2024, for failure to honor or and be excused from his riding engagement for the 9th race on Saturday March 24, 2024, at Sunland Park Racetrack.

For this violation, the Board of Stewards assess jockey **Alan Hernandez** a fine in the amount of Two Hundred and Fifty dollars, \$250.00. The fine is to be paid on or before April 28, 2024, in accordance with 15.2.3.8 (B) (3) (1). 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 (C)(1) (3) Jockey requirements: (1) Jockeys shall report to the jockeys' quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the jockeys' quarters, except to ride in scheduled races, until all their riding engagements of the day have been fulfilled except as approved by the stewards.

(3) Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the stewards. Failure to fulfill riding engagements may result in disciplinary action.

**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



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Ruling #: **2024-SUN-103**  
Track: Sunland Park  
Ruling Date: 3/29/2024

Licensee: HERNANDEZ, ALAN ALEXIS  
License Type: 2021 3 Year Jockey      Applicant Id: 161096  
License Number: 301635

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 April 9, 2024.**

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-104**  
Track: Sunland Park  
Ruling Date: 3/30/2024

Licensee: **FOURNIER, IRVING JOEL**  
License Type: 2022 3 Year Trainer      Applicant Id: 7130  
License Number: 307189

Ruling #            2024-SUN-104

Action Type:      Initial Ruling

Ruling:

Trainer, **Irving Fournier**, having been duly notified, and having appeared before the Sunland Park Board of Stewards on March 28, 2024, and waived both his 10 day notice and disciplinary hearing resulting from an Affidavit from Industrial Laboratories (The official testing laboratory for the NMRC), which confirmed a positive result for the drug, Triamcinolone Acetonide (Class 4 drug C penalty) in the blood for test sample E545975 taken from the horse "King Dreaming" in race 7, on March 9, 2024 at the Sunland Park Racetrack.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to Mr. **Irving Fournier** and he declined the opportunity to have the split sample tested.

Irving Fournier was the trainer of record and Juan Poblano was the owner of record for the horse "King Dreaming" at the time of the race.

For **Irving Fournier** 1st Class 4-C medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Sunland Park Board of Stewards assess a penalty as follows:

1. A One-Thousand-dollar (\$1,000.00) fine to be paid on or before April 27, 2024, in accordance with Rule 15.2.3.8 (B)(3)(I) NMAC. Failure to pay the fine in prescribed time will result in an immediate suspension.
2. In addition, **Irving Fournier** has accumulated "0" points prior to this Ruling and "0.5" points in connection with this Ruling for a current total of "0.5", under the multiple medication violation point system.

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: 15.2.6.9(C)(1)(4) Medication Restrictions: 15.2.6.9, 15.2.6.11(A) Trainer Responsibility 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/ 15.2.6.9(B) Penalty Recommendations.

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: April 8, 2024.**



New Mexico Racing Commission  
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Ruling #: **2024-SUN-104**  
Track: Sunland Park  
Ruling Date: 3/30/2024

Licensee: FOURNIER, IRVING JOEL

License Type: 2022 3 Year Trainer      Applicant Id: 7130  
License Number: 307189

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
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Ruling #: **2024-SUN-105**  
Track: Sunland Park  
Ruling Date: 3/30/2024

Licensee: POBLANO, JUAN ERNESTO  
License Type: Owner                      Applicant Id: 35356  
   License Number: 306484

Ruling #                      2024-SUN-105

Action Type:              Initial Ruling

Ruling:

Owner: Juan Poblano having been duly notified and represented by his trainer Irving Fournier before the Sunland Park Board of Stewards on March 28, 2024, waived both his 10 day notice and disciplinary hearing regarding a medication rule violation based on an affidavit from Industrial Laboratories, the official testing laboratory for the NMRC, for a confirmed positive for the drug Triamcinolone Acetonide(Class 4 penalty C drug) in the blood detected in test sample E545975 taken from the 1st place finisher "King Dreaming" following the 7th race, on March 9, 2024, at Sunland Park Racetrack.

Split sample testing rights as provided in Rule 15.2.6.10 (D) NMAC, were afforded to the trainer and owner and neither licensee requested a split sample test.

Irving Fournier was the trainer of record for the horse "King Dreaming" at the time of the violation  
Juan Poblano was the owner of record for the horse "King Dreaming" at the time of the violation.

In accordance with Rule 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, this is Owner Juan Poblano first Class 4C medication violation in a 365-day period. The Sunland Park Board of Stewards hereby assess penalty as follows:

1) The horse "King Dreaming" is hereby disqualified from 1st place and ordered unplaced from the 7th race March 9, 2024, at the Sunland Park Racetrack for all but pari-mutuel wagering.

The purse redistribution is as follows:

- 1) JES CHARGE N GO
- 2) OSBALDO LUCKY BOY
- 3) TAP THIS CHICK
- 4) IMA HANDSOME MAN
- 5) MY BIG DADDY
- 6) MISTICAL CYNS
- 7) RONAS RYON HEARTS
- 8) CHAMUKOS TEN JR
- 9) LA SIERRA LEGACY

Unplaced: King Dreaming



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Ruling #: **2024-SUN-105**  
Track: Sunland Park  
Ruling Date: 3/30/2024

Licensee: POBLANO, JUAN ERNESTO  
License Type: Owner      Applicant Id: 35356  
License Number: 306484

2. The horse "King Dreaming" must pass a commission approved examination before being eligible to enter.

*Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3) (f)(g)(j) Stewards :15.2.6.9(C)(1) Medication Restrictions : 15.2.6.9(F)Permissible: 15.2.6.9 NMAC Attachment 2/ Medications with Acceptable Levels 15.2.6.9(B)(4) Penalty Recommendations: 15.2.3.8(B)(3)(k) Redistribution of Prizes: 15.2.5.13(E)(4)(d) NMAC*

**15.2.1.9(b):** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$400.00. The fee must be in the form of a cashier's check, money order." **The last day to file an appeal: April 8, 2024.**

By Order of The Sunland Park Stewards



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Ruling #: **2024-SUN-106**  
Track: Sunland Park  
Ruling Date: 3/30/2024

Licensee: RAMIREZ, MARC ANTHONY  
License Type: 2023 1 Year Groom      Applicant Id: 163241  
License Number: 309147

Ruling #            2024-SUN-106

Action Type:      Initial Ruling

Ruling:

Marc Ramirez license as groom is hereby rescinded without prejudice. he no longer works in this capacity.

Marc Ramirez was issued a trainers license.

This ruling is in accordance with:

16.47.1.8 (M)(2) Duration Of License A license is valid only under the condition that the licensee remains eligible to hold such a license.

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information 16.47.1.8(L) (1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal

*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 April 10 2024.**

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-107**  
Track: Sunland Park  
Ruling Date: 3/30/2024

Licensee: **MORALES, RICARDO**  
License Type: **2021 3 Year Owner**      Applicant Id: **136929**  
License Number: **302527**

Ruling #            2024-SUN-107

Action Type:      Initial Ruling

Ruling:

Owner Mr. Ricardo Morales, having been duly notified regarding the date, time and place of his proceeding and having failed to appear, had his hearing held in absentia, in accordance with Rule 15.2.1.9(B)(4)(d) (non-appearance) before Sunland Park Racetrack Board of Stewards (1200 Futurity Drive, Sunland Park NM 88063) on Wednesday, March 27, 2024. The hearing was regarding Mr. Ricardo Morales being on property specifically Sunland Park Racetrack, on March 10, 2024 while under current suspension. (Ruling 2023-RUI-102).

For this rule violation, the Board of Stewards assesses against Ricardo Morales a penalty in the amount of **Five Thousand Dollars (\$5000.00)**. This fine is to be paid on or before **April 6th, 2024** in accordance with Rule 15.2.3.8(B)(3)(1) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

In addition a one-year (1) suspension is assessed against Mr. Morales to run consecutively with Ruling(2023-RUI-102) for the dates of August 18, 2024 through August 18, 2025.

**Licensee is found to be in violation of:**

**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)(f)(i)(g)(o) GROUND FOR disciplinary measures for a licensee and REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE.

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 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.** The stewards have the authority to interpret the rules and to decide all questions of racing not specifically covered by the rules. Whenever the stewards find any person culpable for any act or omission in violation of these regulations or any violation of the Horse Racing Act, the person shall be subject to disciplinary action, which could include a fine, suspension, or revocation/denial of license or any combination of these penalties.

**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**





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-107**  
Track: Sunland Park  
Ruling Date: 3/30/2024

Licensee: **MORALES, RICARDO**  
License Type: 2021 3 Year Owner      Applicant Id: 136929  
License Number: 302527

**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 cash, a cashier's check, money order or personal check."

**The last day to appeal is April 8, 2024.**

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-108**  
Track: Sunland Park  
Ruling Date: 3/31/2024

Licensee: DANLEY, FRED IKE

License Type: 2022 3 Year Trainer      Applicant Id: 24866  
License Number: 303693

Ruling # 2024-SUN-108

Action Type: Initial Ruling

Ruling:

Trainer Fred Danley having been duly notified and having waived his 10-day notice and formal hearing before the Board of Stewards on March 31, 2024, failure to have a flipping halter on the horse "Heza Classy Now"(1st offense) in the 3rd race on March 30, 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 April 129, 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 April 9, 2024.

This ruling in 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-109**  
Track: Sunland Park  
Ruling Date: 4/2/2024

Licensee: NEUGEBAUER, MELVIN D.  
License Type: 2023 3 Year Owner      Applicant Id: 16378  
License Number: 309092

Ruling # 2024-SUN-109

Action Type: Initial Ruling

Ruling:

Owner, Melvin Neugebauer having been properly noticed, appeared by teams video before the Sunland Park Board of Stewards on Friday, March 29, 2024, at 8:30 A.M. to hear the facts and consider the following: Purse Redistribution, after the horse "Haute Taudi" ran at the DAA on August 6th, 2022 in race 10 in place of the horse (My Candy Girl); which was the horse named in the program.. Mr. Melvin Neugebauer was the owner of record for the horse " My Candy Girl." Wesley Giles was trainer of record for the horse (My Candy Girl)

After hearing all the facts presented by NMRC State Investigator Elizabeth Garcia and Wesley Giles, and considering the testimony provided along with the outcome of a hearing held for Trainer Wesley Giles in this same matter. The Sunland Park Board of Stewards have determined that in fact the horse "My Candy Girl" was entered and participated under the wrong identification in Race 10 at The Downs of Albuquerque on August 6, 2022. The horse that ran as " My Candy Girl " was in fact the horse " Haute Taudi " and is hereby disqualified and unplaced:

**DAA - August 6, 2022, Race 10 MAIDEN-Quarter Horse**  
FOR MAIDEN, FILLIES and Mares THREE YEARS OLD AND UPWARD. Three Year Olds.  
126lbs: Older, 128lbs.

Official Order of finish

1st APOLLITICAL ASSASSIN  
2nd FAST MOONFLASH  
3rd SOLID WAGER  
4th SHEZA WINTERHAWK  
5th MADONNA MADONNA  
6th ONE FAMOUS DELUXE  
7th GAIA RISING  
8th KIDDY HUSH  
9th BEST QUEENS CARD DQ FROM 2nd and PLACED 9th  
Disqualified - UNPLACED: #1 MY CANDY GIRL

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-109**  
Track: Sunland Park  
Ruling Date: 4/2/2024

Licensee: NEUGEBAUER, MELVIN D.  
License Type: 2023 3 Year Owner      Applicant Id: 16378  
License Number: 309092

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.

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) The stewards may order that a person be ineligible for licensing; or they may deny a license to an applicant on grounds set forth by these rules. (i) The stewards may refer any matter to the commission and may include recommendations for disposition. The absence of a steward's referral shall not preclude the commission action in any matter.

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

16.47.1.8 L(e)(i) GENERAL PROVISIONS:

16.47.1.8. T KNOWLEDGE OF RULES:

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 money order or cashiers' check. Last date to file a notice of appeal: April 9, 2024

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-110**  
Track Sunland Park  
Ruling Date: 4/3/2024

Licensee: MUNOZ, JR GUADALUPE

License Type: 2023 3 Year Trainer      Applicant Id: 21993  
License Number: 308633

Ruling # 2024-SUN-110

Action Type: Initial Ruling

Ruling:

Trainer Guadalupe Munoz Jr is hereby summarily suspended, effective immediately Sunday, March 31, 2024, pending the outcome of his summary suspension hearing scheduled on April 6th, 2024, at 10:30 A.M. in the offices of the Board of Stewards at Sunland Park Racetrack, (1200 Futurity Drive Sunland Park NM 88063) pursuant to Rule 15.2.1.9 (B)(3)(b) (Summary Suspension). The summary suspension is based on two horses trained by Mr. Munoz competing in a race at Sunland Park on separate days within an 8 day span of time and both horses died after their respective races. This resulted in Mr. Munoz's assigned barn being searched on Sunday March 31, 2024, resulting in the finding of prescription medications with no prescription labels on them as well as a controlled substance. Furthermore, the medical records of each horse were required to be submitted for deceased horses, Faithful Fortune and Flash Me the Price. During said time of applicable suspension, Guadalupe Munoz Jr 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-b) Proceedings Before The Stewards:

15.2.6.8 (B)(1) TREATMENT RESTRICTIONS:

15.2.6.8.D.(1-3) Veterinarian's reports:

15.2.6.9 A. (12)(a-c) Medications and Prohibited Substances

15.2.6.9 C.(3) Medication restrictions

15.2.6.9 H.(1-5) Medical labeling:

15.2.6.9 K.( 1-4) Contraband:

15.2.6.11 A.-E. (1,2,3,5,6,7,8,9,10,15,16) 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.

15.2.6.12 C. (1-9) Postmortem examination:

16.47.8 L. (1) ( c) ( d) ( e) ( i) ( o) and (4) (a-c) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license:

16.47.1.8. U. Protection of horses:

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.

16.47.1.10 B. (1-3) Absolute insurer:

16.47.1.10 C (1-26) Other Responsibility:

16.47.1.8 (D)(E): D Consent to investigation: The filing of an application for license shall authorize the commission and the board to investigate criminal and employment records, to



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-110**  
Track: Sunland Park  
Ruling Date: 4/3/2024

Licensee: MUNOZ, JR GUADALUPE  
License Type: 2023 3 Year Trainer      Applicant Id: 21993  
License Number: 308633

engage in interviews to determine applicant's character and qualifications, and to verify information provided by the applicant.

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.

COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information 15.2.2.8(V)(1) EJECTION AND EXCLUSION An association shall immediately eject from the association grounds a person who is subject to such an exclusion order of the commission or stewards and notify the commission of the ejection. Trainers 16.47.1.10.C(1)

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-111**  
Track: Sunland Park  
Ruling Date: 4/4/2024

Licensee: MERAZ, JOSE EFREN

License Type: 2022 3 Year Trainer      Applicant Id: 35556  
License Number: 306175

Ruling #            2024-SUN-111

Action Type:      Initial Ruling

Ruling:

Trainer, Jose Efren Meraz, is hereby summarily suspended, effective immediately, April 4, 2024, pending the outcome of his summary suspension hearing scheduled for Saturday April 13, 2024, at 9:00 a.m. in the office of the Board of Stewards at Sunray Park Racetrack (39 Rd 5568, Farmington, NM 87401), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension is regarding a medication violation on Sunday, March 17, 2024 at Sunland Park Racetrack: "Heart of Eagle" Sample E546049 tested positive for the drug Albuterol a class 3 penalty A drug. An affidavit from Industrial Laboratories (the official laboratory for the NMAC.) on April 3, 2024, reported the presence of Albuterol confirmed in urine. (Jose Efren Meraz was listed as the Trainer of Heart of Eagle at the time of this race.)

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

(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;

In accordance with 15.2.1.9 (C)(21), Jose Efren Meraz is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Judith Allison Martinez 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 Jose Efren Meraz must be done in accordance with 15.2.6.9a(12)(A)(B) Medication and Prohibited Substances, 16.47.1.10 (D)(5) Assistant Trainers And 15.2.1.9(B)(8)(B) Due Process and Disciplinary Action.

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

16.47.1.8 (U)(1)(2) Protection of Horses

16.47.1.10(B)(1)(2) Absolute Insurer

16.47.1.8 (L)(1)(i) (o)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,



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-111**  
Track: Sunland Park  
Ruling Date: 4/4/2024

Licensee: **MERAZ, JOSE EFREN**

License Type: 2022 3 Year Trainer      Applicant Id: 35556  
License Number: 306175

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) 15.2.6.9 NMAC. Penalty Recommendations  
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 in.

By Order of The Sunland Park Stewards

By Order of The Sunland Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2024-SUN-112  
Track Sunland Park  
Ruling Date: 4/5/2024

Licensee: QUIROZ, FILIBERTO TEJEDA  
License Type: 2023 3 Year Trainer Applicant Id: 159461  
License Number: 308535

Ruling # 2024-SUN-112

Action Type: Initial Ruling

Ruling:

Trainer Filiberto Quiroz, having been duly notified and having appeared before the Sunland Park Board of Stewards on April 4, 2024 and having waived his right to a 10-day notice and a formal hearing, regarding a late scratch in the 3rd race on April 4, 2024. Mr. Quiroz failed to have his owner licensed to run the horse, "Mango Moon" for having an unlicensed owner for the horse "Mango Moon" causing a late scratch and pari-mutuel refunds 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 May 5, 2024., in accordance with Rule 15.2.3.8 (B)(3)(I) NMAC. Failure to pay the fine in the prescribed time will result in an immediate suspension.

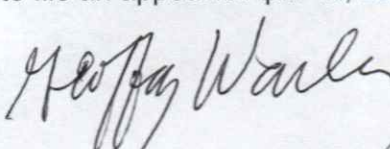

Trainer Filiberto Quiroz

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
- 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 April 15, 2024.

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-113**  
Track: Sunland Park  
Ruling Date: 4/5/2024

Licensee: **CHAVEZ, ALEJANDRO**  
License Type: **2021 3 Year Trainer**      Applicant Id: **31113**  
License Number: **303086**

Ruling #            2024-SUN-113

Action Type:      Initial Ruling

Ruling:

Trainer Alejandro Chavez having been duly notified and having appeared before the Sunland Park Board of Stewards on April 5, 2024, waived his right to a 10-day notice and formal hearing for failure to have his horse "Rappers Thief" present in the paddock for the 8th race on April 4, 2024, necessitating a late scratch and pari-mutuel refunding at Sunland Park Racetrack.

The Board of Stewards hereby assesses penalty as follows:  
A fine of Five Hundred Dollars (\$500.00) which must be paid on or before May 5, 2024. Failure to pay the fine within that time shall result in immediate suspension.

This Ruling is written in accordance with the following Rules:

- 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
- Licensee is found to be in violation of the following Rules:
- 15.2.5.13(D)(9) Paddock to post
  - 15.2.5.9(B)(4) DECLARATIONS AND SCRATCHES
  - 16.47.1.8. T. Knowledge of Rules:
  - 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 April 15, 2024.

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-114**  
Track: Sunland Park  
Ruling Date: 4/6/2024

Licensee: **YOUNG, DON ALLAN**  
License Type: **2022 3 Year Trainer**      Applicant Id: **11785**  
License Number: **303963**

Ruling #            2024-SUN-114

Action Type:        Initial Ruling

Ruling:

Trainer Don Young having been duly notified and having appeared before the Board of Stewards on April 4, 2024 and having waived his right to a 10-day notice and formal hearing before the Sunland Park Board of Stewards on April 4, 2024, for failure to have his horse "Morning Stroll" properly verified with a microchip digital tattoo prior to the 5th race on April 4, 2024, necessitating a late scratch and pari-mutuel refunds 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 May 6, 2024. Failure to pay the fine in the prescribed time shall result in an immediate suspension.

Trainer Don Young.

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

- 15.2.5.12 (A)(3) Horses Ineligible
- 15.2.6.11 (E)(1) Trainer Responsibility
- 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
- 16.47.1.10(C)(5) Other
- 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 April 16, 2024.

By Order of The Sunland Park Stewards

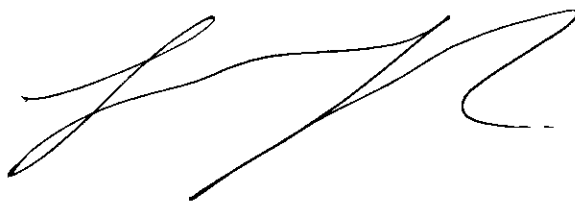




New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-114**  
Track: Sunland Park  
Ruling Date: 4/6/2024

Licensee: YOUNG, DON ALLAN

License Type: 2022 3 Year Trainer      Applicant Id: 11785  
License Number: 303963



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: **2024-SUN-115**  
Track: Sunland Park  
Ruling Date: 4/6/2024

Licensee: **FOURNIER, IRVING JOEL**  
License Type: **2022 3 Year Trainer**      Applicant Id: **7130**  
License Number: **307189**

Ruling #            2024-SUN-115

Action Type:      Initial Ruling

Ruling:

Trainer Irving Fournier having been duly notified and having waived his 10-day notice and formal hearing before the Sunland Park Board of Stewards on April 6, 2024, for failure to have a flipping halter on the horse "Racey for Candy" (1st offense) in the 5th race on April 5, 2024, necessitating a late scratch and pari-mutuel refunds 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 May 6, 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 April 16, 2024.

This ruling in 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  
1910 Alameda NE  
Albuquerque, NM 87102

Ruling #: 2024-SUN-116  
Track: Sunland Park  
Ruling Date: 4/7/2024

Licensee: TAPIA, EMILIO MANUEL

License Type: 2023 3 Year Jockey      Applicant Id: 30412  
License Number: 308747

Ruling # 2024-SUN-116

Action Type: Initial Ruling

Ruling:

Jockey Emilio Tapia, having been summoned and having appeared before the Sunland Park Board of Stewards on April 7, 2024, for excessive use of whip, while aboard #8 "Fiona Is Toxic" in the 5th Race April 6, 2024, at Sunland Park Racetrack, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed Jockey Emilio Tapia (1st offense) a fine in the amount of Five Hundred Dollars. (\$500.00). This fine is to be paid on or before May 7, 2024, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine in the prescribed time shall result in an 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 April 17, 2024.

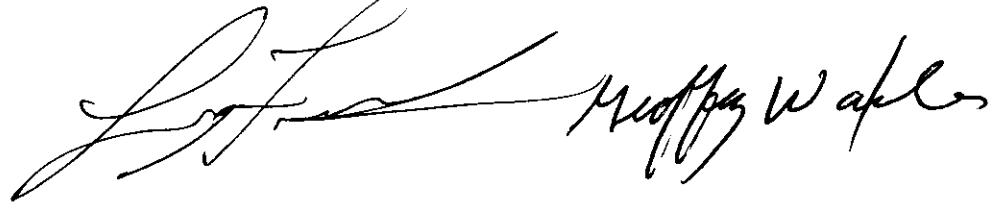


New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2024-SUN-116  
Track Sunland Park  
Ruling Date: 4/7/2024

Licensee: TAPIA, EMILIO MANUEL

License Type: 2023 3 Year Jockey      Applicant Id: 30412  
License Number: 308747



By Order of The Sunland Park Stewards