



Ruling #: 2024-SRP-18
Track SunRay Park
Ruling Date: 4/27/2024

Licensee: GONZALEZ, ANDRES SIJIFREDO
License Type: 2023 3 Year Trainer Applicant Id: 28171
License Number: 308408

Ruling # 2024-SRP-18
Action Type: Final Outcome
Ruling:

RE: 2024-SRP-18 - Ruling Final Outcome

Trainer Andres Gonzalez, currently under summary suspension since April 27, 2024, and having been duly notified and having represented the horse's owner, Adrian Zapata, appeared via Teams before the Ruidoso Downs Board of Stewards, for his disciplinary hearing in the office of the Board of Stewards on Monday, June 3, 2024, at 9 a.m. This hearing is regarding a drug violation on March 2, 2024, at Sunland Park, involving the first-place finisher of the 8th race (The WEST TEXAS DERBY G3), "One Little Liar", for the drug 3-hydroxyidocaine, a Class 2 Penalty B drug, found in blood sample #E545918, confirmed by Industrial Laboratories, the official lab of the NMRC. at 926 pg/mL +/- 2.9 pg/mL at the threshold of 20 pg/mL

Trainer Andres Gonzalez and owner Adrian Zapata were offered a split sample test and declined.

Aggravating circumstances:

1. Level of 3-hydroxyidocaine 926 pg/mL +/- 2.9 pg/mL well above the threshold level 20 pg/mL;
2. A HISA medication violation on February 1, 2024, at Sunland Park.

For this violation the Board of Stewards issues the following penalties:

1. A 60-day suspension retroactive from the initial summary suspension commencing on April 27, 2024, through June 26, 2024.
2. A fine of One Thousand Dollars (\$1,000.00) which must be paid on or before June 21, 2024, in accordance with NMAC 15.2.3.8 (B)(3)(e). Failure to pay the fine within the prescribed time may result in immediate suspension. Pursuant to NMAC 15.2.1.9(A)(7)(f) all fines imposed by the Stewards shall be paid to the Commission within 14 days after the Ruling is issued, unless otherwise ordered.
3. The return of any award or prize given to Mr. Gonzalez for winning The WEST TEXAS DERBY G3

In addition, and pursuant to Rule 15.2.6.9(B)(1-7), trainer Andres Gonzalez has accumulated a total of "4 points" for this violation. (2 points HISA and 2 points ARCI) Licensee is found in violation of NMAC:

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87116

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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 Rule 15.2.3.8(B)(3)(e), Andres Gonzalez 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 Andres Gonzalez are ineligible to be entered or start in any race in this jurisdiction, per Rule 15.2.5.12(A)(1) HORSES INELIGIBLE. All transfers and sales of horses trained, owned, or in the care and custody of Andres Gonzalez must be done in accordance with 16.47.1.10(C)(26) OTHER RESPONSIBILITY.

This Ruling is written in accordance with:

- 15.2.6.9(C)(1) MEDICATION RESTRICTIONS
- 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) 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.
- 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY
- 15.2.1.9(A)(4)(c) Last Known Address
- 15.2.3.8 B(3)(a)(f) Stewards Disciplinary Action
- 15.2.3.8 B(1)(a)(c)(d) Stewards General Authority
- 15.2.5.14 d (7) Protests, Objections and Inquiries
- 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
- 15.2.1.9(A)(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 **June 17, 2024.**

By Order of The SunRay Park Stewards

Geoffrey Waples

Reese "Rug" Howard

Walt Smith