



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-SRP-10**
Track SunRay Park
Ruling Date: 4/21/2024

Licensee: DURAN SMITH, JESSE STEVEN
License Type: 2023 1 Year Assistant S Applicant Id: 165598
License Number: 309577

Ruling # 2024-SRP-10
Action Type: Modified Ruling
Ruling:
RE: 2024-SRP-10 - Modified Ruling

Assistant Starter Jesse Smith Duran summarily suspended, effective April 20, 2024, having failed a drug (urine) test on April 20, 2024, and having possession of drug paraphernalia at Sunray Park, per NMAC Rule (16.47.1.17 B(5)(7). A summary suspension hearing was held *in absentia* on April 27, 2024, before the Board of Stewards at SunRay Park. Jesse Smith Duran will remain suspended (per 15.2.1.9 (A)(3)(b) (Summary Suspension) **for being in possession of drug paraphernalia and pending the outcome of the urine analysis taken on April 20, 2024.** Jesse Smith Duran is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, per 15.2.1.9 (B)(21) (a-b) Exclusion.

Licensee is found in violation and this ruling is written in accordance with NMAC:
15.2.1.9(A)(3)(b) Proceedings Before The Stewards: 15.2.3.8 B.(1)(2)(f) 16.47.1.8(E) CONSENT TO SEARCH AND SEIZURE 15.2.2.8(V)(1) EJECTION AND EXCLUSION 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 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
15.2.1.9 (A)(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
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(E) Consent to search and seizure
16.47.1.17 (B)(5)(7) Restricted Activities
16.47.1.18 (A)(1)(2)(3)(5)(7)(8) Controlled Substance and Drug Testing
15.2.2.8(V)(1) EJECTION AND EXCLUSION



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By Order of The SunRay Park Stewards