



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-116
Track Ruidoso Downs
Ruling Date: 7/12/2019

Licensee: RAMIREZ, JR RAUL
License Type: 2017 3 Year Jockey Applicant Id: 9305
License Number: 285962

Ruling # 2019-RUI-116
Action Type: Initial Ruling
Ruling:

Jockey Raul Ramirez Jr. was summoned and appeared before the Board of Stewards on July 12, 2019, for failure to make sufficient effort to maintain his lane while aboard "FM TEMPTING ROCK", in the 13th race on July 6, 2019, at Ruidoso Downs Racetrack.

The Board of Stewards hereby fines Raul Ramirez Jr. in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before August 12, 2019, 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 and this ruling is written in accordance with:

15.2.5.13(E)(3)(d) NMAC: Post to Finish (d) In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse.

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys

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) Last Known Address/ 16.47.1.8(L)(1)(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 \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-117
Track Ruidoso Downs
Ruling Date: 7/13/2019

Licensee: RODRIGUEZ, MANUEL RODOLFO
License Type: 2017 3 Year Trainer Applicant Id: 9846
License Number: 288048

Ruling # 2019-RUI-117
Action Type: Initial Ruling
Ruling:

Trainer **Manuel Rodriguez** was issued a trainer's citation before the Board of Stewards on **July 12, 2019**. The citation was in regard to **Manuel Rodriguez** failing have **his** entry, **"JESS MY CANDY"** in the holding barn at the designated time for the **2nd race on July 4, at Ruidoso Downs**.

The Board of Stewards hereby fines **Manuel Rodriguez** in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **August 13, 2019**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

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

16.47.1.10 (C) (22) Trainer Responsibility The trainer is responsible for presenting his/her horse in the paddock at least 20 minutes before post time or at a time otherwise appointed before the race in which the horse is entered

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.

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) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-118
Track Ruidoso Downs
Ruling Date: 7/13/2019

Licensee: GAMA, GABRIEL

License Type: Applicant Id: 11071
License Number:

Ruling # 2019-RUI-118

Action Type: Initial Ruling

Ruling:

issued in error

15.2.3.8(B)(1)(e) Stewards Authority The stewards shall have the authority to amend, revoke, rescind or modify any ruling that they issued in error in accordance with the laws of this state and these rules.

By Order of The Ruidoso Downs Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-119
Track Ruidoso Downs
Ruling Date: 7/13/2019

Licensee: MARTINEZ, ERNESTO A.
License Type: 2016 3 Year Owner Applicant Id: 159137
License Number: 283203

Ruling # 2019-RUI-119
Action Type: Initial Ruling
Ruling:

Owner, **Ernesto A. Martinez** was duly notified, failed to appear or respond, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d) non-appearance**, before the Board of Stewards on **July 13, 2019**. The hearing was in regard to the confirmed positive of the **Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, clenbuterol, found in test sample #E316869 taken from the second place finisher (trained by Gabriel Gama), "ITY BITTY BLING", in the 4th race on June 2, 2019, at Ruidoso Downs**. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer **Gabriel Gama**.

Gabriel Gama, the **trainer** of record for horse "**ITY BITTY BLING**", was duly notified and **failed to appear for this hearing**. This is **Gabriel Gama's FIRST Class 3A medication violation in a LIFETIME**.

For, **Ernesto A. Martinez's FIRST Class 3A medication violation in a LIFETIME** the Board of Stewards hereby assess a penalty issued in accordance with **15.2.6.9 (B)(1) Penalty Recommendations**, as follows:

1. 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 "**ITY BITTY BLING**" is placed on the Stewards list for a period of 60 days (beginning **June 14, 2019**). 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.
2. Pursuant to **15.2.6.9 (B)(1) Penalty Recommendations "ITY BITTY BLING"** shall be placed on the veterinarian's list for 180 days and must pass a commission-approved examination before becoming eligible to be entered
3. In accordance with **15.2.5.13(E)(4)(d) Purse Redistribution**, The horse "**ITY BITTY BLING**" is hereby disqualified from **SECOND PLACE** and ordered unplaced from the **4th race on June 2, 2019, at Ruidoso Downs, for all but pari-mutuel wagering**. The purse redistribution is as follows.

1. Doce Menudos
2. Winners World
3. Spotted Vike
4. Bigg Dreams
5. Princess Regard
6. Jsy Jj Chips
7. Sweet Emmilou
8. Pheat of Gold

Unplaced "**ITY BITTY BLING**"

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 \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-120
Track: Ruidoso Downs
Ruling Date: 7/13/2019

Licensee: KLOEPPPEL, JR RICHARD JOSEPH
License Type: 2019 1 Year Jockey Ag Applicant Id: 28599
License Number: 293782

Ruling # 2019-RUI-120

Action Type: Initial Ruling

Ruling:

Jockey Agent **RICHARD JOSEPH KLOEPPPEL, JR** was duly notified and appeared for a hearing before Board of Stewards on **July 13, 2019**. The hearing was in regard to **RICHARD JOSEPH KLOEPPPEL, JR representing more than three jockeys at the draw on June 28, 2019, at Ruidoso Downs.**

The Board of Stewards hereby fines **RICHARD JOSEPH KLOEPPPEL, JR.** in the amount of **three hundred dollars (\$300.00)**. The fine is to be paid on or before **August 14, 2019**, in accordance with 15.2.3.8 (B)(3)(1) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

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

16.47.1.13 (B) Jockey Agent Limits on contracts: A jockey agent may serve as agent for no more than three jockeys and shall secure a license as a jockey agent. A jockey agent must register his/her riders with the stewards upon his/her arrival at each individual meet and must report any changes during the meet.

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/ 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 \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.



New Mexico Racing Commission
4900 Alameda NE
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Ruling #: 2019-RUI-121
Track: Ruidoso Downs
Ruling Date: 7/13/2019

Licensee: MARTINEZ, BOBBY R.
License Type: 2018 3 Year Trainer Applicant Id: 12457
License Number: 292473

Ruling # 2019-RUI-121

Action Type: Initial Ruling

Ruling:

Owner/Trainer, **Bobby Martinez**, is hereby summarily suspended, **effective immediately, July 13, 2019**, pending the outcome of **his** hearing on **July 21, 2019, @ 9:00 a.m** in the offices of the **Board of Stewards at Ruidoso Downs Racetrack (26225 US-70, Ruidoso NM 88346)** per **15.2.1.9 (B)(3)(b) Summary Suspension**. The summary suspension was in regard to the detection of the **Class 1 Penalty A substance (15.2.6.9(A)(4)MEDICATIONS AND PROHIBITED SUBSTANCES Penalties), Ostarine, found in test samples #E329203 and#E329220. Test sample #E329203 was taken from the 1st place finisher, "FM DYNASTY ROCK ", following the 10th race on July 5, 2019, at Ruidoso Downs Racetrack. Test sample #E329220, was taken from the 1st place finisher, "FM EASE ROCK ", following the 4th race on July 6, 2019, at Ruidoso Downs Racetrack.**

In accordance with **15.2.1.9 (C)(21), Bobby Martinez** 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 Bobby 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 Bobby Martinez** 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:

15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d)Medication Restrictions

15.2.6.9(A)(4)MEDICATIONS AND PROHIBITED SUBSTANCES Penalties Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

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.

16.47.1.8 (U)(1) PROTECTION OF HORSES Each person licensed by the commission shall do all that is reasonable and within their power and scope of duty to guard against and prevent the administration of any drug, medication or other substance, including permissible medication in excess of the maximum allowable level, to any horse entered or to be entered in an official workout or race, as prohibited by these rules.

16.47.1.8(U)(2) Protection of horses No licensee or other person under the jurisdiction of the commission shall subject or permit any animal under their control, custody or supervision to be subjected to or to incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care.

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 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.

15.2.1.9(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 **15.2.6.9(B)(1)Penalty Recommendations /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**



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-122
Track Ruidoso Downs
Ruling Date: 7/14/2019

Licensee: RAMIREZ, PAUL
License Type: 2019 1 Year Assistant Applicant Id: 162119
License Number: 294414

Ruling # 2019-RUI-122
Action Type: Initial Ruling
Ruling:

Per **16.47.1.10(D)(1) Trainers: Assistant Trainers**, Assistant Trainer **Paul Ramirez (assistant for Trainer, Bobby Martinez)**, is hereby summarily suspended, **effective immediately, July 13, 2019**, pending the outcome of **his** hearing on **July 21, 2019, @ 9:00 a.m** in the offices of the **Board of Stewards at Ruidoso Downs Racetrack (26225 US-70, Ruidoso NM 88346)** per **15.2.1.9 (B)(3)(b) Summary Suspension**. The summary suspension was in regard to the detection of the **Class 1 Penalty A substance (15.2.6.9(A)(4) MEDICATIONS AND PROHIBITED SUBSTANCES Penalties), Ostarine, found in test samples #E329203 and #E329220. Test sample #E329203 was taken from the 1st place finisher, "FM DYNASTY ROCK", following the 10th race on July 5, 2019, at Ruidoso Downs Racetrack. Test sample #E329220, was taken from the 1st place finisher, "FM EASE ROCK", following the 4th race on July 6, 2019, at Ruidoso Downs Racetrack.**

In accordance with **15.2.1.9 (C)(21), Paul Ramirez** 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 Paul Ramirez** 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 Paul Ramirez** 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:

16.47.1.10(D)(1) Trainers: Assistant Trainers A trainer may employ an assistant trainer, who shall be equally responsible with the employing trainer for the condition of the horses in their care. The name of the assistant trainer shall be shown on the official program along with that of the employing trainer.

15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions/ 15.2.6.9(A)(4) MEDICATIONS AND PROHIBITED SUBSTANCES Penalties Any drug or metabolite thereof found to be presenting a pre- or post-race sample which is not classified in the association of racing commissioners international uniform classification guidelines for foreign substances shall be assumed to be an association of racing commissioners international class 1 drug and the trainer and owner shall be subject to those penalties as set forth in penalty category A unless satisfactorily demonstrated otherwise by the racing medication and testing consortium, with a penalty category assigned.

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.

16.47.1.8 (U)(1) PROTECTION OF HORSES Each person licensed by the commission shall do all that is reasonable and within their power and scope of duty to guard against and prevent the administration of any drug, medication or other substance, including permissible medication in excess of the maximum allowable level, to any horse entered or to be entered in an official workout or race, as prohibited by these rules. /**16.47.1.8(U)(2)**

Protection of horses No licensee or other person under the jurisdiction of the commission shall subject or permit any animal under their control, custody or supervision to be subjected to or to incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care. /**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** 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. /**15.2.1.9(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 **15.2.6.9(B)(1) Penalty Recommendations /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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-123
Track: Ruidoso Downs
Ruling Date: 7/14/2019

Licensee: MUELA, JOSE LUIS

License Type: 2019 3 Year Trainer Applicant Id: 32421
License Number: 293553

Ruling # 2019-RUI-123

Action Type: Initial Ruling

Ruling:

Trainer **Jose Luis Muela** was duly notified and appeared before the Board of Stewards on **July 14, 2019**. The hearing was in regard to a confirmed positive for the therapeutic drug **Dexamethasone (class 4 penalty category C MAJOR drug)**, found in test sample **E316560**. The test sample was taken from the **THIRD place finisher "MONTEVINA"** following **the 9th race on May 5, 2019, at Sunland Park Racetrack**.

The certificate of analysis from **Industrial Laboratories (official testing laboratory for the NMRC)** indicated a finding of **Dexamethasone at 176 pg/ml in the blood**, the allowable limit for Dexamethasone is 5 pg/ml in the blood (**15.2.6.9 Attachment 2 Page 3**). On **June 20, 2019**, Dexamethasone was confirmed **at a level of 116±10 pg/ml in the blood** in the split sample sent to TVMDL.

US Alliance Logistics (Ernesto Palacio), the **owner** of record for horse "**MONTEVINA**", were duly notified and appeared for this hearing. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this **Ernesto Palacio's FIRST Class 4C MAJOR medication violation in a 365-day period**.

For Jose Luis Muela's FIRST Class 4C MAJOR medication violation in a 365- day period, issued in accordance with 15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, the Board of Stewards hereby assess penalty as follows:

1. A **(\$1,000) one thousand dollar fine to paid on or before August 14, 2019**, in accordance with **15.2.3.8 (B)(3)(I) NMAC**. Failure to pay the fine in the prescribed time shall result in an immediate suspension.

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)(4) Medication Restrictions/15.2.6.11 (A)Trainer Responsibility/16.47.1.10(B)(1)(2) (3) Absolute Insurer/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.8(T)Protection of Horses/ 15.2.6.9(F) Permissible Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/15.2.1.9(B) (9)(b): 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 \$500.

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-124
Track Ruidoso Downs
Ruling Date: 7/14/2019

Licensee: PALACIO, ERNESTO M
License Type: 2018 3 Year Owner Applicant Id: 160766
License Number: 289121

Ruling # 2019-RUI-124

Action Type: Initial Ruling

Ruling:

Owner US Alliance Logistics (Ernesto Palacio) was duly notified and appeared before the Board of Stewards on July 14, 2019. The hearing was in regard to a confirmed positive for the therapeutic drug Dexamethasone (class 4 penalty category C MAJOR drug), found in test sample E316560. The test sample was taken from the THIRD place finisher "MONTEVINA" following the 9th race on May 5, 2019, at Sunland Park Racetrack.

The certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) indicated a finding of Dexamethasone at 176 pg/ml in the blood, the allowable limit for Dexamethasone is 5 pg/ml in the blood (15.2.6.9 Attachment 2 Page 3). On June 20, 2019, Dexamethasone was confirmed at a level of 116±10 pg/ml in the blood in the split sample sent to TVMDL.

Jose Luis Muela, the trainer of record for horse "MONTEVINA", was duly notified and appeared for this hearing. In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, this Jose Luis Muela's FIRST Class 4C MAJOR medication violation in a 365-day period. For Ernesto Palacio's FIRST Class 4C MAJOR medication violation in a 365-day period, issued in accordance with 15.2.6.9 (B)(4) PENALTY RECOMMENDATIONS, the Board of Stewards hereby assess penalty as follows:

1. The horse "MONTEVINA" must pass a commission approved veterinary examination before being eligible to enter.
2. The horse "MONTEVINA" is hereby disqualified from THIRD PLACE and ordered unplaced from the 9th race on May 5, 2019, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Honky Tonk Daddy
2. Colby James
3. Six Pack Fame
4. Daddys Sugar Momma
5. Burn One Down for Me
6. Princess Katelyn
7. Woman in Red
8. Lewandosky
9. Ashleigh

Unplaced "MONTEVINA"

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)(4) Medication Restrictions/15.2.6.11 (A)Trainer Responsibility/16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 16.47.1.8(U)(1) Protection of Horses/ 16.47.1.8(T) Protection of Horses/ 15.2.6.9(F)Permissible Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/15.2.1.9(B)(9)(b): 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 \$300.



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-RUI-125
Track Ruidoso Downs
Ruling Date: 7/15/2019

Licensee: JUAREZ, RIGOBERTO J.
License Type: 2019 3 Year Trainer Applicant Id: 9965
License Number: 293015

Ruling # 2019-RUI-125
Action Type: Initial Ruling
Ruling:

Trainer **Rigo Juarez** was issued a security citation before the Board of Stewards on **July 15, 2019**. The security citation was in regard to **Rigo Juarez** failing have **his** entry, **"A Stopwatch"** in the holding barn at the designated time for the **1st race on June 30, 2019, at Ruidoso Downs**.

The Board of Stewards hereby fines **Rigo Juarez** in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **August 15, 2019**, in accordance with 15.2.3.8(B)(3)(1) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

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

16.47.1.10 (C) (22) Trainer Responsibility The trainer is responsible for presenting his/her horse in the paddock at least 20 minutes before post time or at a time otherwise appointed before the race in which the horse is entered

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.

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) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal

By Order of The Ruidoso Downs Stewards

Appeal Filing Deadline: 15.2.1.9(B) (9) (b) NMAC: Which states in pertinent part that "An appeal under this section must be filed not later than 10 days from the date of the ruling. The appeal must be filed at the main Commission offices, or with the Stewards who issued the ruling.