



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2018-SUN-7
Track Sunland Park
Ruling Date: 1/5/2018

Licensee: GONZALEZ, JR JOSE R
License Type: 2017 3 Year Trainer Applicant Id: 32929
License Number: 284813

Ruling # 2018-SUN-7
Action Type: Initial Ruling
Ruling:
issued in error

By Order of The Sunland Park 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.

Dwight Smith *John C. [unclear]* *Ron Walker*



New Mexico Racing Commission
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Ruling #: 2018-SUN-8
Track Sunland Park
Ruling Date: 1/5/2018

Licensee: SIGALA, ALFREDO S.

License Type: 2015 3 Year Jockey Applicant Id: 158216
License Number: 279889

Ruling # 2018-SUN-8

Action Type: Initial Ruling

Ruling:

issued in error

By Order of The Sunland Park 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.



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Ruling #: 2018-SUN-9
Track Sunland Park
Ruling Date: 1/5/2018

Licensee: VALERO, ROBERTO
License Type: 2015 3 Year Jockey Applicant Id: 14629
License Number: 277123

Ruling # 2018-SUN-9
Action Type: Initial Ruling
Ruling:

Jockey Roberto Valero is hereby suspended, effective **January 13, 2017**, for failing to pay the **fin**
(\$400, four hundred dollars) assessed in **Rulings 2017-ZIA-179 and 2 017-ZIA-213.**

During said time of applicable suspension, **Roberto Valero** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with **15.2.1.9 (C)(21) Exclusion.**

Licensee is found to be in violation of:

15.2.3.8 (B)(3)(1) All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered

This Ruling is written in accordance with:

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 Sunland Park 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.



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Ruling #: 2018-SUN-10
Track Sunland Park
Ruling Date: 1/5/2018

Licensee: FUENTES, FREDY

License Type: 2017 1 Year Exercise P Applicant Id: 32696
License Number: 288013

Ruling # 2018-SUN-10

Action Type: Initial Ruling

Ruling:

Jockey Fredy Fuentes was duly notified and appeared before the Board of Stewards on **January 5, 2018**, for failing to disclose criminal/arrest history on **his** licensing application.

The Board of Stewards hereby fine **Fredy Fuentes** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **February 5, 2018**, in accordance with 15.2.3.8 (B)(3)(l). Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(d) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE. Application requirements

This ruling is written in accordance with:

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
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By Order of The Sunland Park 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
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Ruling #: 2018-SUN-11
Track: Sunland Park
Ruling Date: 1/5/2018

Licensee: ROBLES, GARDEL GONZALEZ
License Type: 2017 1 Year Groom Applicant Id: 32383
License Number: 288008

Ruling # 2018-SUN-11
Action Type: Initial Ruling
Ruling:

Groom Gardel G. Robles was duly notified, failed to appear, 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 **January 5, 2018**, for failing to disclose criminal/arrest history on **his** licensing application.

The Board of Stewards hereby fine **Gardel G. Robles** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **February 5, 2018**, in accordance with 15.2.3.8 (B)(3)(l). Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(d) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE. Application requirements

This ruling is written in accordance with:

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
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By Order of The Sunland Park 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
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Ruling #: 2018-SUN-12
Track: Sunland Park
Ruling Date: 1/5/2018

Licensee: BURNAM, CHARLES RYAN
License Type: 2017 1 Year Janitor Applicant Id: 160472
License Number: 288021

Ruling # 2018-SUN-12

Action Type: Initial Ruling

Ruling:

Janitor Charles R. Burnham was duly notified and responded telephonically before the Board of Stewards on **January 5, 2018**, for failing to disclose criminal/arrest history on **his** licensing application.

The Board of Stewards hereby fine **Charles R. Burnham** in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **February 5, 2018**, in accordance with 15.2.3.8 (B)(3)(1). Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(d) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE. Application requirements

This ruling is written in accordance with:

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
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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.



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Ruling #: 2018-SUN-13
Track: Sunland Park
Ruling Date: 1/5/2018

Licensee: ARBOLEDA, ALDO ANTONIO

License Type: 2015 3 Year Jockey Applicant Id: 3791
License Number: 246854

Ruling # 2018-SUN-13

Action Type: Initial Ruling

Ruling:

Jockey, Aldo Arboleda, having been summoned and having appeared before the Board of Stewards on January 5, 2018, for careless riding during the running of the 9th race on December 31, 2017, at Sunland Park, while aboard "KELL PASO". (Intentionally veering out into the path of the #5).

The Board of Stewards hereby suspends Aldo Arboleda for 10 calendar days (January 13, 2018, through January 22, 2018). Aldo Arboleda IS NOT allowed to ride designated races.

Licensee is found in violation of:

15.2.5.13(E)(2)(a) NMAC: Post to Finish A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race.

This ruling is written in accordance with:

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."

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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.



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Ruling #: 2018-SUN-14
Track Sunland Park
Ruling Date: 1/6/2018

Licensee: PACHECO, RUBEN

License Type: 2017 1 Year Security St Applicant Id: 160508
License Number: 288150

Ruling # 2018-SUN-14

Action Type: Initial Ruling

Ruling:

Security Staff Ruben Pacheco was duly notified and appeared before the Board of Stewards **on January 6, 2018**, for failing to disclose **his** arrest/criminal history on **his** license application **dated November 16, 2017**.

After considering the mitigating circumstances, the Board of Stewards hereby issue a warning letter to **Ruben Pacheco**. Furthermore, **Ruben Pacheco** was allowed to submit an amended application and advised to disclose **his** full criminal/arrest record on any future licensing applications.

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(d) GROUNDS FOR REFUSAL, DENIAL, SUSPENSION, OR REVOCATION OF A LICENSE. Application requirements

This ruling is written in accordance with:

16.47.1.8 (L)(1)(i) – CONDUCT “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. 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."

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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.



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Ruling #: 2018-SUN-15
Track: Sunland Park
Ruling Date: 1/6/2018

Licensee: MARQUEZ, JOSE LUIS

License Type: 2015 3 Year Trainer Applicant Id: 23709
License Number: 277384

Ruling # 2018-SUN-15

Action Type: Initial Ruling

Ruling:

Trainer Jose Luis Marquez was duly notified and responded telephonically for a disciplinary hearing before the Board of Stewards on **January 6, 2018**. The disciplinary hearing was in regard to a confirmed positive for the therapeutic drug Dexamethasone (class 4 penalty category C drug), found in test sample NM30979. The test sample was taken from the third place finisher "Queen Flash Sixes" following the 10th race on November 5, 2017, at Zia Park Racetrack in Hobbs, NM.

The affidavit from UC/Davis (official testing laboratory for the NMRC) indicated a finding of Dexamethasone at 110 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). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Jose Luis Marquez.

Hilario Dominguez Lopez, the owner of record for horse "Queen Flash Sixes", was duly notified and failed to appear for this hearing. In accordance with **15.2.6.9(B)(4) PENALTY RECOMMENDATIONS**, this Hilario Dominguez Lopez's FIRST Class 4C medication violation in a 365- day period.

For Jose Luis Marquez's SECOND Class 4C 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 (\$1,500) one thousand and five hundred dollar fine to paid on or before February 6, 2018, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time may result in an immediate suspension.
2. A 15 day suspension of all NMRC licenses starting January 9, 2018, through January 23, 2018, inclusive.

During said time of applicable suspension Jose Luis Marquez is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Jose Luis Marquez are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c).

Licensee is found to be in violation of: 15.2.6.9(C)(1) : Prima Facie Evidence /16.47.1.8 (U)(1) PROTECTION OF HORSES /15.2.6.9 Attachment 2, Page 3 Threshold limit for Dexamethasone 5 pg/ml in the blood /15.2.6.9(B)(4) PENALTY RECOMMENDATIONS

This ruling is written in accordance with: 15.2.6.9 CLASS 4 UNIFORM CLASSIFICATION GUIDELINES /15.2.6.11(A) Trainer

Responsibility/

15.2.6.11(B) Trainer Responsibility /16.47.1.10 (C) (5) TRAINER RESPONSIBILITY/ 16.47.1.10(B)(1): Absolute Insurer / 16.47.1.8 (L)(1)(i) - CONDUCT 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



New Mexico Racing Commission
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Ruling #: 2018-SUN-16
Track Sunland Park
Ruling Date: 1/6/2018

Licensee: DOMINGUEZ-LOPEZ, HILARIO
License Type: 2017 3 Year Owner Applicant Id: 16323
License Number: 285369

Ruling # 2018-SUN-16

Action Type: Initial Ruling

Ruling:

Owner Hilario Dominguez Lopez was duly notified, failed to appear, and had his disciplinary hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards on January 6, 2018. The disciplinary hearing was in regard to a confirmed positive for the therapeutic drug Dexamethasone (class 4 penalty category C drug), found in test sample NM30979. The test sample was taken from the third place finisher "Queen Flash Sixes" following the 10th race on November 5, 2017, at Zia Park Racetrack in Hobbs, NM.

The affidavit from UC/Davis (official testing laboratory for the NMRC) indicated a finding of Dexamethasone at 110 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). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer Jose Luis Marquez.

Jose Luis Marquez, the trainer of record for horse "Queen Flash Sixes", was duly notified and responded telephonically for this hearing. In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, this Jose Luis Marquez's SECOND Class 4C medication violation in a 365- day period.

For Hilario Dominguez Lopez's FIRST Class 4C 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 "Queen Flash Sixes" must pass a commission approved veterinary examination before being eligible to enter.

Licensee is found to be in violation of:

15.2.6.9(C)(1) : Prima Facie Evidence /16.47.1.8 (U)(1) PROTECTION OF HORSES /15.2.6.9 Attachment 2, Page 3 Threshold limit for Dexamethasone 5 pg/ml in the blood /15.2.6.9(B)(4) PENALTY RECOMMENDATIONS

This ruling is written in accordance with:

15.2.6.9 CLASS 4 UNIFORM CLASSIFICATION GUIDELINES /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."