



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-45
Track Zia Park
Ruling Date: 10/30/2019

Licensee: GONZALEZ, KARINA G

License Type: 2018 3 Year Owner

Applicant Id: 20358
License Number: 291229

Ruling # 2019-ZIA-45

Action Type: Initial Ruling

Ruling:

Owner Karina Gonzalez was duly notified and appeared for a hearing before the Board of Stewards on October 29, 2019. The hearing was in regard to her horse, "Colorful Colorado", who was ineligible, (in violation of Oklahoma claiming rule, running a horse out of state before the end of the meet), to start in the 8th race on October 14, 2019 at Zia Park.

The Board of Stewards hereby assesses a penalty as follows.

1. The horse "Colorful Colorado", is hereby disqualified from first place and ordered unplaced from the 8th race on October 14, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1) Tanzanite
 - 2) Its Five Somewhere
 - 3) Dream On for Speed
 - 4) Moosewood
 - 5) Snapy Hour
 - 6) Thatsafactjack
 - 7) Et Tu Brutae
 - 8) Howdy Kingcowboy
- Unplaced "Colorful Colorado"

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

15.2.5.12(U) Horses Ineligible A horse shall be ineligible to start in a race when it is barred or suspended in any recognized jurisdiction.

15.2.1.9(B)(8)(c) Reciprocity The stewards shall honor the rulings issued by other pari-mutuel racing commissions.

15.2.1.9(C) 22 Rulings in other jurisdictions. (a) Reciprocity. The stewards shall honor rulings from other pari-mutuel jurisdictions regarding license suspensions, revocation or eligibility of horses. (b) Appeals of reciprocal rulings. Persons subject to rulings in other jurisdictions shall have the right to request a hearing before the commission to show cause why such ruling should not be enforced in this jurisdiction. Any request for such hearing must clearly set forth in writing the reasons for the appeal

16.47.1.10 (C) (18) Trainers are responsible for horses entered as to eligibility and weight or other allowances claimed.

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):

By Order of The Zia 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
4900 Alameda NE
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Ruling #: 2019-ZIA-44
Track Zia Park
Ruling Date: 10/29/2019

Licensee: VALDEZ, AURELIO

License Type: 2019 1 Year Trainer Applicant Id: 12182
License Number: 294891

Ruling # 2019-ZIA-44

Action Type: Initial Ruling

Ruling:

Trainer Aurelio Valdez was duly notified and appeared for a hearing before the Board of Stewards on October 29, 2019. The hearing was in regard to Aurelio Valdez starting an ineligible horse, (in violation of Oklahoma claiming rule, running a horse out of state before the end of the meet), the horse "Colorful Colorado", in the 8th race on October 14, 2019 at Zia Park.

The Board of Stewards hereby fines Aurelio Valdez in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before November 28, 2019, in accordance with 15.2.3.8 (B)(3) (k). 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:

15.2.5.12(U) Horses Ineligible A horse shall be ineligible to start in a race when it is barred or suspended in any recognized jurisdiction.

15.2.1.9(B)(8)(c) Reciprocity The stewards shall honor the rulings issued by other pari-mutuel racing commissions.

15.2.1.9(C) 22 Rulings in other jurisdictions. (a) Reciprocity. The stewards shall honor rulings from other pari-mutuel jurisdictions regarding license suspensions, revocation or eligibility of horses. (b) Appeals of reciprocal rulings. Persons subject to rulings in other jurisdictions shall have the right to request a hearing before the commission to show cause why such ruling should not be enforced in this jurisdiction. Any request for such hearing must clearly set forth in writing the reasons for the appeal

16.47.1.10 (C) (18) Trainers are responsible for horses entered as to eligibility and weight or other allowances claimed.

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

16.47.1.8 (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 Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-ZIA-43**
Track: Zia Park
Ruling Date: 10/29/2019

Licensee: **PENA-RODRIGUEZ, MIGUEL ANGEL**

License Type: 2017 3 Year Owner Applicant Id: 158099
License Number: 287766

Ruling # 2019-ZIA-43

Action Type: Initial Ruling

Ruling:

Trainer Miguel A. Pena, having been duly notified, and having failed to appear or respond, had his hearing held in absentia before the Board of Stewards on October 28, 2019, at Zia Park Racetrack concerning an outstanding financial obligation to Sunland Tack in the amount of \$1,400.94.

The Board of Stewards order that any/all New Mexico Racing Commission licenses issued to Miguel A. Pena be immediately suspended starting October 28, 2019 and that he be deemed ineligible for any future licensing in New Mexico until such time that full payment is made.

Licensee is found in Violation of:

16.47.1.8 L (1)(J) NMAC: Grounds For Refusal, Denial, Suspension, or Revocation of License
16.47.1.8 (I): Financial Responsibility

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-42
Track Zia Park
Ruling Date: 10/29/2019

Licensee: HERNANDEZ-GAETA, LUIS MIGUEL
License Type: 2018 3 Year Trainer Applicant Id: 30905
License Number: 289539

Ruling # 2019-ZIA-42

Action Type: Initial Ruling

Ruling:

Trainer: MIGUEL LUIS HERNANDEZ-GAETA was duly notified, and **appeared** before the Board of Stewards on **October 15, 2019**, to waive his right to a 10 day notice and hearing. The hearing was in regard to **MIGUEL LUIS HERNANDEZ-GAETA**, working owner Humberto Cruz-Frias, as a groom, **a capacity for which he was not licensed**, on **September 21, 2019**, at NMSF.

The Board of Stewards hereby fines **MIGUEL LUIS HERNANDEZ-GAETA** in the amount of **Two hundred dollars (\$200)**. The fine is to be paid on or before **November 28, 2019**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay this fine within the time prescribed will result in immediate suspension.

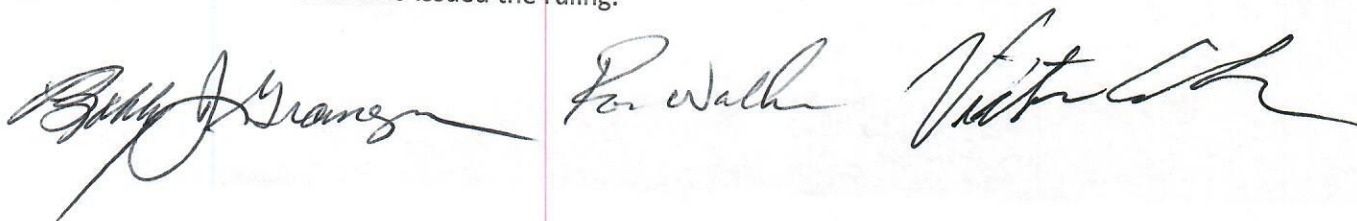
Licensee is found to be in violation of: This ruling is written in accordance with:

16.47.1.8 L (1)(C) 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: *who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.*

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 Zia 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 #: 2019-ZIA-41
Track Zia Park
Ruling Date: 10/28/2019

Licensee: CHADBORN, JR KENNETH KEITH
License Type: 2017 3 Year Trainer Applicant Id: 28761
License Number: 285186

Ruling # 2019-ZIA-41

Action Type: Initial Ruling

Ruling:

Trainer **Kenneth Chadborn** waived his right to a 10 day notice and a hearing before the Board of Stewards on October 22, 2019. The hearing was in regard to **Kenneth Chadborn** failing to have a current equine infectious anemia (coggins) for entry "**Trust Mando**", which resulted in a late scratch in the **7th race on October 21, 2019, at Zia Park Racetrack.**

The Board of Stewards hereby fines **Kenneth Chadborn** in the amount **of two hundred dollars (\$200.00)**. The fine is to be paid on or before **November 27, 2019**, in accordance with 15.2.3.8 (B)(3) (I) NMAC. 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

15.2.5.12(Z) Horse ineligible A horse shall be ineligible to start when there is no current negative test certificate for equine infectious anemia on file with the racing office, as required by the commission".

16.47.1.10(C)(5) Trainer Responsibility The trainer is responsible for the proper identity, custody, care, health, condition, and safety of horses in their charge.

16.47.1.10(C)(15) Trainer Responsibility The trainer is responsible for maintaining a knowledge of the medication record and status of all horses in their care.

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)(c) 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 Zia 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 #: 2019-ZIA-40
Track Zia Park
Ruling Date: 10/28/2019

Licensee: HUDSON, JEFFERY DALE

License Type: 2017 3 Year Trainer Applicant Id: 14485
License Number: 286505

Ruling # 2019-ZIA-40

Action Type: Initial Ruling

Ruling:

Trainer Jeff Hudson waived his right to a 10 day notice and a hearing before the Board of Stewards on October 22, 2019. The hearing was in regard to Jeff Hudson failing to have sufficient works for entry "Devons Choice", which resulted in a scratch in the 9th race on October 21, 2019, at Zia Park Racetrack.

The Board of Stewards hereby fines Jeff Hudson in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before November 27, 2018, 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:

15.2.5.11(A) WORKOUT REQUIREMENTS

15.2.5.12(L) HORSES INELIGIBLE

16.47.1.10(C)(18) TRAINER RESPONSIBILITY

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 Zia 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
4900 Alameda NE
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Ruling #: 2019-ZIA-39
Track Zia Park
Ruling Date: 10/28/2019

Licensee: CROWELL, ROBERT VAN
License Type: 2017 3 Year Trainer Applicant Id: 6982
License Number: 285857

Ruling # 2019-ZIA-39

Action Type: Initial Ruling

Ruling:

Trainer, Robert Van Crowell, having been duly notified and waived his right to a 10 day notice and a hearing via telephone before the Board of Stewards on October 21, 2019, for missing Lasix for entry, "Iron Tuff", which resulted in a late scratch and mutuel refund in the 9th race on October 21, 2019, at Zia Park Racetrack.

For this violation, the Board of Stewards assessed Robert Van Crowell a fine in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before November 27, 2019, in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension

Licensee is found in violation of.

15.2.6.9(D) (2) USE OF FUROSEMIDE IN DETENTION BARN The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which the horse is entered. A horse qualified for furosemide administration must be brought to the detention barn one hour prior to the fourhour administration requirement specified above. After treatment, the horse shall be required by the commission to remain in the detention barn in the care, custody and control of its trainer or the trainer's designated representative under association or commission security supervision until called to the saddling paddock.

15.2.6.9(D) (3) USE OF FUROSEMIDE ON ASSOCIATION GROUNDS The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is not utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which a horse is entered; the horse must be logged in at the stable gate with time and location no less than one hour prior to administration; the furosemide dosage administered shall not exceed 500 milligrams nor be less than 150 milligrams; the trainer of the treated horse shall cause to be delivered to the official veterinarian or their designee no later than one hour prior to post time for the race for which the horse is entered the following information under oath on a form provided by the commission: the racetrack name, the date and time the furosemide was administered to the entered horse; the dosage amount of furosemide administered to the entered horse; the printed name and signature of the attending licensed veterinarian who administered the furosemide

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): 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 Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-38
Track Zia Park
Ruling Date: 10/28/2019

Licensee: RUST, BLAKE

License Type: 2017 3 Year Trainer Applicant Id: 21794
License Number: 284887

Ruling # 2019-ZIA-38

Action Type: Initial Ruling

Ruling:

Trainer, Blake Rust, waived his right to a 10 day notice and a hearing before the Board of Stewards on October 22, 2019. The hearing was in regard to Blake Rust failing to declare equipment change (Blinkers On) at time of entry for "Diabolical Time", entered in the 11th race on October 21, 2019, at Zia Park.

The Board of Stewards hereby fines Blake Rust in the amount of two hundred dollars (\$200.00). The fine is to paid on or before November 27, 2019, in accordance with 15.2.3.8(B)(3)(I) NMAC. 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:

15.2.5.8 (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)(11)Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

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

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-37
Track Zia Park
Ruling Date: 10/28/2019

Licensee: FLACO, ALEJANDRA

License Type: 2017 3 Year Owner Applicant Id: 160143
License Number: 286805

Ruling # 2019-ZIA-37

Action Type: Initial Ruling

Ruling:

Owner Alejandra Flaco having been duly notified and was represented by trainer Frankie H. Martinez before the Board Of Stewards on October 21, 2019, to waive her right to a 10 day notice and a hearing, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenybutazone (class 4C-Minor penalty drug) found in test sample E340474 taken from the 2nd place finisher "Malusita's Home" following the 10th race, on September 23, 2019, at Zia Park.

The original lab report indicated a finding of Phenybutazone at 2.76 +/- 0.35 ug/ml in the blood, the allowable limit for Phenybutazone is 2 ug/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to the trainer, and declined.

Frankie H. Martinez is the trainer of record for horse "Malusita's Home"

For Alejandra Flaco's 1st Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:

- 1) The horse "Malusita's Home" must pass a commission-approved examination before being eligible to run.

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/ 15.2.6.11(A)

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-36
Track Zia Park
Ruling Date: 10/28/2019

Licensee: MARTINEZ, FRANKIE HAROLD

License Type:

Applicant Id: 16525

License Number:

Ruling # 2019-ZIA-36

Action Type: Initial Ruling

Ruling:

Trainer Frankie H Martinez, having been duly notified and appeared before the Board Of Stewards on October 21, 2019, to waive his right to a 10 day notice and a hearing, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenybutazone (class 4C-Minor penalty drug) found in test sample E340474 taken from the 2nd place finisher "Malusita's Home" following the 10th race, on September 23, 2019, at Zia Park.

The original lab report indicated a finding of Phenybutazone at 2.76 +/- 0.35 ug/ml in the blood, the allowable limit for Phenybutazone is 2 ug/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to the trainer, and declined.

Alejandra Flaco is the owner of record for the horse "Malusita's Home".

This is Frankie H Martinez First Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4). The Board of Stewards assessed a penalty as follows:

1. A (\$500.00) Five Hundred dollar fine to paid on or before November 24, 2019, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time will result in an immediate suspension.

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/ 15.2.6.11(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 \$500. The fee must be in the form of a money order, cashier's check or a corporate check.

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-35
Track Zia Park
Ruling Date: 10/28/2019

Licensee: GARCIA, JR NOE

License Type: 2018 3 Year Jockey

Applicant Id: 157715

License Number: 291034

Ruling # 2019-ZIA-35

Action Type: Initial Ruling

Ruling:

Jockey Noe Garcia Jr. was summoned and appeared before the Board of Stewards on October 27, 2019, for careless riding during the running of the 11th race on October 26, 2019 at Zia Park racetrack while aboard "Hollywood N Crown", which resulted in his mount being disqualified from 1st place to 4th place. (Bore out under a left handed whip taking the running lane, intimidating and impeding the number 10 and continued to drift out throughout the race.)

The Board of Stewards hereby assess Noe Garcia Jr. a suspension of 7 calendar days (November 4, 2019, through November 10, 2019, inclusive) The term of this suspension shall not prohibit participation in designated race days.

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

15.2.5.13(E)(2)(a) 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."

15.2.5.13(E)(3)(d) Post to Finish 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.

15.2.5.13(E)(3)(c) NMAC: Post to Finish 15.2.5.13(E)(3)(d) NMAC: Post to Finish 15.2.5.13(E)(4)(a) NMAC Disqualification.

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/

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-ZIA-34**
Track: Zia Park
Ruling Date: 10/25/2019

Licensee: GONZALEZ, JR HERMINIO
License Type: 2019 3 Year Owner Applicant Id: 162432
License Number: 295625

Ruling # 2019-ZIA-34

Action Type: Initial Ruling

Ruling:

Owner Herminio Gonzalez Jr. (Double H Racing Investments LLC) having been duly notified and was represented by trainer Marcos Carrizales before the Board Of Stewards on October 21, 2019, to waive his right to a 10 day notice and a hearing, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenybutazone (class 4C-Minor penalty drug) found in test sample E329658 taken from the 4th place finisher "Moon Carbon" following the 12th race, on August 16, 2019, at Ruidoso Downs Racetrack.

The original lab report indicated a finding of Phenybutazone at 3.07 +/- 0.35 ug/ml in the blood, the allowable limit for Phenybutazone is 2 ug/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

Marcos Carrizales is the trainer of record for horse "Moon Carbon"

For Herminio Gonzalez Jr's. 1st Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:

1. The horse "Moon Carbon" must pass a commission-approved examination before being eligible to run.

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/ 15.2.6.11(A)

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-ZIA-33**
Track: **Zia Park**
Ruling Date: **10/25/2019**

Licensee: **GONZALEZ-SOTO, HERMINIO**
License Type: **2019 3 Year Owner** Applicant Id: **162431**
License Number: **295624**

Ruling # 2019-ZIA-33

Action Type: Initial Ruling

Ruling:

Owner Herminio Gonzalez-Soto (Double H Racing Investments LLC) having been duly notified and was represented by trainer Marcos Carrizales before the Board Of Stewards on October 21, 2019, to waive his right to a 10 day notice and a hearing, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenybutazone (class 4C-Minor penalty drug) found in test sample E329658 taken from the 4th place finisher "Moon Carbon" following the 12th race, on August 16, 2019, at Ruidoso Downs Racetrack.

The original lab report indicated a finding of Phenybutazone at 3.07 +/- 0.35 ug/ml in the blood, the allowable limit for Phenybutazone is 2 ug/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

Marcos Carrizales is the trainer of record for horse "Moon Carbon"

For Herminio Gonzalez-Soto's 1st Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4), the Board of Stewards assessed a penalty as follows:

1. The horse "Moon Carbon" must pass a commission-approved examination before being eligible to run.

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/ 15.2.6.11(A)

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-ZIA-32**
Track: Zia Park
Ruling Date: 10/25/2019

Licensee: **CARRIZALES, MARCOS**

License Type: 2018 3 Year Trainer Applicant Id: 158380
License Number: 289756

Ruling # 2019-ZIA-32

Action Type: Initial Ruling

Ruling:

Trainer Marcos Carrizales, having been duly notified and appeared before the Board Of Stewards on October 21, 2019, to waive his right to a 10 day notice and a hearing, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Phenybutazone (class 4C-Minor penalty drug) found in test sample E329658 taken from the 4th place finisher "Moon Carbon" following the 12th race, on August 16, 2019, at Ruidoso Downs Racetrack.

The original lab report indicated a finding of Phenybutazone at 3.07 +/- 0.35 ug/ml in the blood, the allowable limit for Phenybutazone is 2 ug/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

Double H Racing Investments LLC (Herminio Gonzalez-Soto & Herminio Gonzalez Jr.) are the owners of record for the horse "Moon Carbon"

This is Marcos Carrizales's First Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4). The Board of Stewards assessed a penalty as follows:

1. A (\$500.00) Five Hundred dollar fine to paid on or before November 24, 2019, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time will result in an immediate suspension.

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/ 15.2.6.11(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 \$500. The fee must be in the form of a money order, cashier's check or a corporate check.

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-31
Track Zia Park
Ruling Date: 10/22/2019

Licensee: BELTRAN, JOSE ANTONIO

License Type: 2019 1 Year Owner Applicant Id: 35508
License Number: 294226

Ruling # 2019-ZIA-31

Action Type: Initial Ruling

Ruling:

Owner, Jose A. Beltran was duly notified, appeared and waive his right to a hearing before the Board of Stewards on October 20, 2019. The hearing was in regard to the confirmed positive of the Drug, Class 3 Penalty Class A (Quarter Horses), Albuterol, found in the urine in test sample E317290 taken from the first place finisher, "Curlys Fast", in the 6th race on August 2, 2019, at the Downs of Albuquerque.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to the trainer and declined.

Stephanie Lynn Beltran., the trainer of record for the horse "Curlys Fast", was duly notified and appeared for the hearing.

For owner, Jose A. Beltran, first lifetime 3A medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

1) Pursuant to rule 15.2.6.9 (B)(1), the horse "Curlys Fast" is on the veterinarian's list for 180 days (August 17, 2019 to February 13, 2020) and must pass a commission-approved examination before becoming eligible to be entered.

2) The horse "Curlys Fast", is hereby disqualified from first place and ordered unplaced from the 6th race on August 2, 2019, at the Downs of Albuquerque Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

- 1 Bar Three T
- 2 Queen With Action
- 3 Lh Holy Terror
- 4 Kiaras Man
- 5 Sexy Jess
- 6 Dazzlin Darzzy
- 7 Tejana James
- 8 Fortunate Streaker
- 9 La Brianna

Unplaced: Curlys Fast

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/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/

By Order of The Zia 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.

Don Walker

Victor E...

Billy H. ...



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-30
Track Zia Park
Ruling Date: 10/20/2019

Licensee: AMPARAN, FRANCISCO ALBERTO
License Type: 2018 3 Year Jockey Applicant Id: 34486
License Number: 290513

Ruling # 2019-ZIA-30

Action Type: Initial Ruling

Ruling:

Jockey, Francisco Amparan, having been summoned and appeared before Board of Stewards on October 20, 2019, for careless riding during the running of the 10th race on October 15th, 2019 while aboard #6 "Some Assembly Req'd" which resulted in his mount being disqualified from third place to eighth place. (Drifted out under a left handed whip down the lane impeding the number 7, "Storm Wind Chaser", who had to check hard and alter course causing him the opportunity at a better placing.)

For this rule violation, the Board of Stewards assessed Francisco Amparan a suspension of 7 calendar days (October 28, 2019 thru November 3, 2019). Francisco Amparan is allowed to ride designated races.

Licensee is found in violation of:

15.2.5.13(E)(2)(a) NMAC: Post to Finish Which states in pertinent part that "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."

15.2.5.13(E)(3)(a) NMAC: Which states in pertinent part that "When the way is clear in a race, a horse may be ridden to any part of the course, but if any horse swerves, or is ridden to either side, so as to interfere with, impede, or intimidate any other horse, it is a foul."

This ruling is written in accordance with:

15.2.5.13(E)(3)(c) NMAC: Post to Finish Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

15.2.5.13(E)(3)(d) NMAC: Post to Finish The offending horse may be disqualified, if in the opinion of the stewards, the foul altered the finish of the race, regardless of whether the foul was accidental, willful or the result of careless riding.

15.2.5.13(E)(4)(a) NMAC Disqualification. When the stewards determine that a horse shall be disqualified for interference, they may place the offending horse behind such horse as in their judgment it interfered with, or they may place it last

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

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

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2019-ZIA-29**
Track: Zia Park
Ruling Date: 10/19/2019

Licensee: **EVANS, JUSTIN ROBERT**

License Type: 2019 3 Year Trainer Applicant Id: 30562
License Number: 293867

Ruling # 2019-ZIA-29

Action Type: Initial Ruling

Ruling:

Trainer Justin Evans was duly notified and waived his right to a 10 day notice and hearing before the Board of Stewards on October 19, 2019. The hearing was in regard to Justin Evans failing to appear in paddock with entry "Matriculate", which resulted in a late scratch and mutuel refund in the 8th race on October 15, 2019 at Zia Park Racetrack.

The Board of Stewards hereby fines Justin Evans in the amount of three hundred dollars (\$300.00). The fine is to be paid on or before November 18, 2019, in accordance with 15.2.3.8(B)(3)(K) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

16.47.1.10 (C) (22) TRAINER RESPONSIBILITY 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; 15.2.4.8(C)(1) Claiming Races Any horse entered in a claiming race that is not present in the paddock at least 10 minutes to post will be scratched.

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):

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-28
Track Zia Park
Ruling Date: 10/19/2019

Licensee: FINCHER, TODD W.

License Type: 2019 3 Year Trainer
Applicant Id: 27974
License Number: 293030

Ruling # 2019-ZIA-28

Action Type: Initial Ruling

Ruling:

Trainer, Todd Fincher having been duly notified and waived his right to a 10 day notice and a hearing via telephone before the Board of Stewards on October 19, 2019, for missing Lasix for entry, "My Indian Warrior", which resulted in a late scratch and mutuel refund in the 5th race on October 14th, 2019, at Zia Park Racetrack.

For this violation, the Board of Stewards assessed Todd Fincher a fine in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before November 18, 2019, in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension

Licensee is found in violation of.

15.2.6.9(D) (2) USE OF FUROSEMIDE IN DETENTION BARN The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which the horse is entered. A horse qualified for furosemide administration must be brought to the detention barn one hour prior to the fourhour administration requirement specified above. After treatment, the horse shall be required by the commission to remain in the detention barn in the care, custody and control of its trainer or the trainer's designated representative under association or commission security supervision until called to the saddling paddock.

15.2.6.9(D) (3) USE OF FUROSEMIDE ON ASSOCIATION GROUNDS The use of furosemide shall be permitted under the following circumstances on association grounds where a detention barn is not utilized: furosemide shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post in which a horse is entered; the horse must be logged in at the stable gate with time and location no less than one hour prior to administration; the furosemide dosage administered shall not exceed 500 milligrams nor be less than 150 milligrams; the trainer of the treated horse shall cause to be delivered to the official veterinarian or their designee no later than one hour prior to post time for the race for which the horse is entered the following information under oath on a form provided by the commission: the racetrack name, the date and time the furosemide was administered to the entered horse; the dosage amount of furosemide administered to the entered horse; the printed name and signature of the attending licensed veterinarian who administered the furosemide

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): 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 Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-DAA-28
Track Downs at Albuquerque
Ruling Date: 8/17/2019

Licensee: BELTRAN, STEPHANIE LYNN
License Type: 2016 3 Year Trainer
Applicant Id: 157824
License Number: 282966

Ruling # 2019-DAA-28

Action Type: Final Outcome

Ruling:

RE: 2019-DAA-28 - Ruling Final Outcome

Trainer, Stephanie Lynn Beltran, (currently under summary suspension) was duly notified, appeared and waived her right to a hearing before the Board of Stewards on October 20, 2019. The hearing was in regard to the confirmed positive of the Drug, Class 3 Penalty Class A (Quarter Horses), Albuterol, found in the urine in test sample E317290 taken from the first place finisher, "Curlys Fast", in the 6th race on August 2, 2019, at the Downs of Albuquerque.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer.

Jose A. Beltran, the owner of record for the horse "Curlys Fast", was duly notified and appeared for the hearing.

For Stephanie Lynn Beltran'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) A one year suspension of all NMRC licenses (retroactive from summary suspension) August 17, 2019, through August 15, 2020, inclusive.

2) A (10,000.00) Ten Thousand dollar fine to be paid on or before November 20, 2019, in accordance with 15.2.3.8 (B)(3)(k). Failure to pay the fine in the prescribed time shall result in an immediate suspension.

In accordance with 15.2.1.9 (C)(21), Stephanie Lynn Beltran 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 Stephanie Lynn Beltran 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 Stephanie Lynn Beltran 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 ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with: 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 11- Albuterol Class A Classification for Quarter horses

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

15.2.6.9(B)(1) Penalty Recommendations

15.2.6.9(C)(4) There is no permissible concentration of clenbuterol or albuterol that is allowed to appear in any official sample. This includes samples collected from Quarter Horses and Thoroughbreds.

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

15.2.1.8(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)(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. The fee must be in the form of a money order, cashier's check or a corporate check.

By Order of The Downs at Albuquerque Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-27
Track Zia Park
Ruling Date: 10/19/2019

Licensee: FERNANDEZ, MARIO

License Type: 2019 3 Year Trainer Applicant Id: 157258
License Number: 293606

Ruling # 2019-ZIA-27

Action Type: Initial Ruling

Ruling:

Trainer, Mario Fernandez, waived his right to a 10 day notice and a hearing before the Board of Stewards on October 29, 2019. The hearing was in regard to Mario Fernandez failing to declare equipment (Flipping Halter OFF) at time of entry for "Mr Flashmaster", entered in the 8th race on October 12, 2019, at Zia Park.

The Board of Stewards hereby fines Mario Fernandez in the amount of one hundred dollars (\$100.00). The fine is to paid on or before November 18, 2019, in accordance with 15.2.3.8(B)(3)(I) NMAC. 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:

15.2.5.8 (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)(11)Trainer Responsibility The trainer is responsible for ensuring proper bandages, equipment and shoes.

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

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-26
Track Zia Park
Ruling Date: 10/19/2019

Licensee: LEYBA, JR RUBEN

License Type: 2018 3 Year Trainer

Applicant Id: 34791

License Number: 288784

Ruling # 2019-ZIA-26

Action Type: Initial Ruling

Ruling:

Trainer: Reuben Leyba Jr., is hereby summarily suspended, effective immediately, October 19, 2019, pending the outcome of his summary suspension hearing on October 27, 2019, at 9:30 a.m. in the office of the Board of Stewards at Zia Park (3901 W Millen Dr, Hobbs, NM 88240), per 15.2.1.9 (B) (3)(b) Summary Suspension. The summary suspension was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in the urine, test sample #E340622 taken from the seventh place finisher, "Allomi", in the 7th race on October 6, 2019, at Zia Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Reuben Leyba Jr. 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 Reuben Leyba Jr 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 Reuben Leyba Jr. 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 NMRC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- Clenbuterol Class A Classification for Quarter horses
15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions
15.2.6.9(B)(1) Penalty Recommendations
15.2.1.7(C)(8) "Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970.
15.2.6.9(C)(4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample.
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.
15.2.1.9(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) 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

By Order of The Zia Park Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-26
Track Zia Park
Ruling Date: 10/19/2019

Licensee: LEYBA, JR RUBEN
License Type: 2018 3 Year Trainer
Applicant Id: 34791
License Number: 288784

Ruling # 2019-ZIA-26
Action Type: Modified Ruling
Ruling:

RE: 2019-ZIA-26 - Modified Ruling

Trainer: **Ruben** Leyba Jr., is hereby summarily suspended, effective immediately, October 19, 2019, pending the outcome of his summary suspension hearing on October 27, 2019, at 9:30 a.m. in the office of the Board of Stewards at Zia Park (3901 W Millen Dr, Hobbs, NM 88240), per 15.2.1.9 (B) (3)(b) Summary Suspension. The summary suspension was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in the urine, test sample #E340622 taken from the seventh place finisher, "Allomi", in the 7th race on October 6, 2019, at Zia Park Racetrack.

In accordance with 15.2.1.9 (C)(21), **Ruben** Leyba Jr. 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 **Ruben** Leyba Jr 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 **Ruben** Leyba Jr. 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 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- Clenbuterol Class A Classification for Quarter horses
15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions
15.2.6.9(B)(1) Penalty Recommendations
15.2.1.7(C)(8) "Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970.
15.2.6.9(C)(4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample.
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.
15.2.1.9(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) 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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-26
Track Zia Park
Ruling Date: 10/19/2019

Licensee: LEYBA, JR RUBEN
License Type: 2018 3 Year Trainer
Applicant Id: 34791
License Number: 288784

Ruling # 2019-ZIA-26
Action Type: Case Continued
Ruling:

RE: 2019-ZIA-26 - Case Continued

Trainer, **Ruben Leyba Jr.**, (currently under summary suspension) was duly notified and **waived his right** for a summary suspension hearing before the Board of Stewards on **October 27, 2019**. The summary suspension was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in the urine, test sample #E340622 taken from the seventh place finisher, "Allomi", in the 7th race on October 6, 2019, at Zia Park Racetrack.

In accordance with **15.2.1.9(B)(3)(a)**, the Board of Stewards hereby continue the summary suspension of all licenses belonging to **Ruben Leyba Jr.** pending the results of a disciplinary hearing which shall be held at a later date.

In accordance with **15.2.1.9 (C)(21)**, **Ruben Leyba Jr.** 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 Ruben Leyba Jr.** 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 Ruben Leyba Jr.** 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:

15.2.1.9(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.
15.2.6 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- Clenbuterol Class A Classification for Quarter horses
15.2.6.9(C)(1)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions
15.2.6.9(B)(1) Penalty Recommendations
15.2.1.7(C)(8) "Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970.
15.2.6.9(C)(4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample.
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.
15.2.1.9(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) 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)



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-25
Track Zia Park
Ruling Date: 10/15/2019

Licensee: RUIZ-AMAYA, DANIEL ROBERTO
License Type: 2018 1 Year Jockey Applicant Id: 33287
License Number: 292102

Ruling # 2019-ZIA-25

Action Type: Initial Ruling

Ruling:

Jockey Daniel Ruiz Amaya was summoned and appeared before the Board of Stewards on October 14, 2019, for careless riding during the running of the 7th race on October 12, 2019 at Zia Park racetrack while aboard "RFarmer Girl", which resulted in his mount being disqualified from 2nd place to 9th place. (Bore out under a left handed whip impeding several outside horses and continued to drift out throughout the race.)

The Board of Stewards hereby assess Daniel Ruiz Amaya a suspension of 7 calendar days (October 21, 2019, through October 27, 2019, inclusive). The term of this suspension shall not prohibit participation in designated race days.

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

15.2.5.13(E)(2)(a) 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."

15.2.5.13(E)(3)(d) Post to Finish 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.

15.2.5.13(E)(3)(c) NMAC: Post to Finish 15.2.5.13(E)(3)(d) NMAC: Post to Finish 15.2.5.13(E)(4)(a) NMAC Disqualification./15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys/15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.3 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 Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-24
Track Zia Park
Ruling Date: 10/13/2019

Licensee: FINCHER, TODD W.

License Type: 2019 3 Year Trainer Applicant Id: 27974
License Number: 293030

Ruling # 2019-ZIA-24

Action Type: Initial Ruling

Ruling:

Trainer: Todd W. Fincher was duly notified and waived his rights to a 10 day notice and disciplinary hearing before the Board of Stewards on **October 13, 2019**. **The hearing was in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for testosterone detected in the blood of horse "Sacred Nation" (Test Sample E340406), who finished in FIRST place in the 3rd race on September 21, 2019, at Zia Park Racetrack in Hobbs, NM.**

After receiving the results of the HCG test, which verified that "Sacred Nation" is a cryptorchid, the Zia Park Board of Stewards hereby dismisses the case and no further action is deemed necessary.

Licensee is found to be in violation of and 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 Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-24
Track Zia Park
Ruling Date: 10/13/2019

Licensee: FINCHER, TODD W.

License Type: 2019 3 Year Trainer Applicant Id: 27974
License Number: 293030

Ruling # 2019-ZIA-24
Action Type: Modified Ruling
Ruling:

RE: 2019-ZIA-24 - Modified Ruling

Trainer: Todd W. Fincher was duly notified and waived his rights to a 10 day notice and disciplinary hearing before the Board of Stewards on **October 13, 2019**. The hearing was in regard to a certificate of analysis from Industrial Laboratories (official testing laboratory for the NMRC) for a confirmed positive for testosterone detected in the blood of horse "Sacred Nation" (Test Sample E340406), who finished in FIRST place in the 3rd race on September 21, 2019, at Zia Park Racetrack in Hobbs, NM. After receiving the results of the HCG test, which verified that "Sacred Nation" is a cryptorchid, the Zia Park Board of Stewards hereby dismisses the case and no further action is deemed necessary.

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

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.
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 Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-23
Track Zia Park
Ruling Date: 10/13/2019

Licensee: MARTINEZ, FEDERICO

License Type: 2018 3 Year Jockey

Applicant Id: 160591

License Number: 288689

Ruling # 2019-ZIA-23

Action Type: Initial Ruling

Ruling:

Jockey Federico Martinez was summoned and appeared before the Board of Stewards on October 7, 2019, for failure to make sufficient effort to maintain his lane while aboard "Bk Wildflower", in the 6th race on October 6, 2019, at Zia Park Racetrack.

The Board of Stewards hereby fines Federico Martinez in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before November 11, 2019, in accordance with 15.2.3.8 (B)(3) (k). 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/

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-22
Track Zia Park
Ruling Date: 10/11/2019

Licensee: VALLES, RODOLFO GUADALUPE
License Type: 2018 3 Year Trainer
Applicant Id: 33090
License Number: 291181

Ruling # 2019-ZIA-22

Action Type: Initial Ruling

Ruling:

Trainer Rodolfo Valles was duly notified and waived his right to a hearing before the Board of Stewards on October 8, 2019. The hearing was in regard to Rodolfo Valles failing to appear in paddock with entry "Kris Who", which resulted in a late scratch and mutuel refund in the 9th race on October 1, 2019 at Zia Park Racetrack.

The Board of Stewards hereby fines Rodolfo Valles in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before November 10, 2019, in accordance with 15.2.3.8(B)(3)(K) NMAC. Failure to pay the fine within the time prescribed shall result in immediate suspension.

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

16.47.1.10 (C) (22) TRAINER RESPONSIBILITY 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; 15.2.4.8(C)(1) Claiming Races Any horse entered in a claiming race that is not present in the paddock at least 10 minutes to post will be scratched.
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):

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-21
Track Zia Park
Ruling Date: 10/11/2019

Licensee: DE HERRERA, JOSE IGNACIO
License Type: 2016 3 Year Trainer Applicant Id: 16885
License Number: 284529

Ruling # 2019-ZIA-21
Action Type: Case Continued
Ruling:

RE: 2019-ZIA-21 - Case Continued

Trainer, Jose Ignacio De Herrera, (currently under summary suspension) was duly notified and waived his right for a summary suspension hearing before the Board of Stewards on October 20, 2019. The summary suspension was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, clenbuterol, found in the urine, in test sample #E340527 taken from the first place finisher, "Grc Justplainazoom", in the 8th race on September 29, 2019, at Zia Park Racetrack.

In accordance with 15.2.1.9(B)(3)(a), the Board of Stewards hereby continue the summary suspension of all licenses belonging to Jose Ignacio De Herrera pending the results of the split sample and disciplinary hearing which shall be held at a later date.

In accordance with 15.2.1.9 (C)(21), Jose Ignacio De Herrera 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 Jose Ignacio De Herrera 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 Ignacio De Herrera 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:

15.2.1.9(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.
15.2.6 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- Clenbuterol Class A Classification for Quarter horses
15.2.6.9(C)(1)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions
15.2.6.9(B)(1) Penalty Recommendations
15.2.1.7(C)(8) "Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970.
15.2.6.9(C)(4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample.
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.
15.2.1.9(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) 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)

Victor Ch...

D. C. ...

B. ...



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-20
Track Zia Park
Ruling Date: 10/6/2019

Licensee: ANGELLE, BRENT REED

License Type: 2019 1 Year Trainer Applicant Id: 162543
License Number: 296108

Ruling # 2019-ZIA-20

Action Type: Final Outcome

Ruling:

RE: 2019-ZIA-20 - Ruling Final Outcome

Trainer: Brent Reed Angelle, was duly notified and failed to appear before the Board of Stewards, and had his hearing in absentia, in accordance with 15.2.1.9(B)(4)(d) non-appearance, before the Board of Stewards on October 28, 2019. The hearing was in regard to a drug test in which Brent Reed Angelle tested positive for methamphetamine taken on October 6, 2019 as ordered by the Zia Park Board of Stewards.

For Trainer Brent Reed Angelle's, third human drug violation, the Stewards hereby assess the following penalties.

1. Brent Reed Angelle is hereby issued a 3 year suspension of all NMRC licenses, October 6, 2019, through October 5, 2022, inclusive.
2. Upon completion of suspension Brent Reed Angelle will be on probation for 90 days. During time of probation Brent Reed Angelle will be subject to random drug testing at the request of the Stewards. A positive test or a refusal to submit to a drug test shall result in an immediate suspension.

During said time of applicable suspension Brent Reed Angelle is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21).

Aggravating Circumstances Multiple human drug violations in multiple jurisdictions.

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

16.47.1.17 (A)(1) TESTING PROCEDURES At its discretion, the commission may conduct random or episodic random drug testing, as well as testing based on reasonable suspicion, in order to ensure safety on the racetrack.

16.47.1.17 (A)(2) TESTING PROCEDURES When conducted, random drug testing shall apply, equally, to all licensees who are, at the time of the random testing, exercising the privileges of their license in such ways as may affect the outcome of a race or diminish the conditions of safety or decorum required in restricted areas.

16.47.1.17 (C)(6) Human Drug Testing/ Restricted Activities It shall be an offense to exercise the privileges granted by a license from this commission if the licensee: refuses to submit to urine or drug testing, when notified that such testing is based on a random drug testing procedure, is based on reasonable suspicion that the person is using drugs or alcohol or is based on the licensee's acting as if in an impaired condition.

16.47.1.18 (D) THIRD-TIME OFFENDERS

16.47.1.17 (A)(3) TESTING PROCEDURES No notice need be given as to onset or cessation of random testing.

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/15.2.3.8 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."



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-19
Track Zia Park
Ruling Date: 10/5/2019

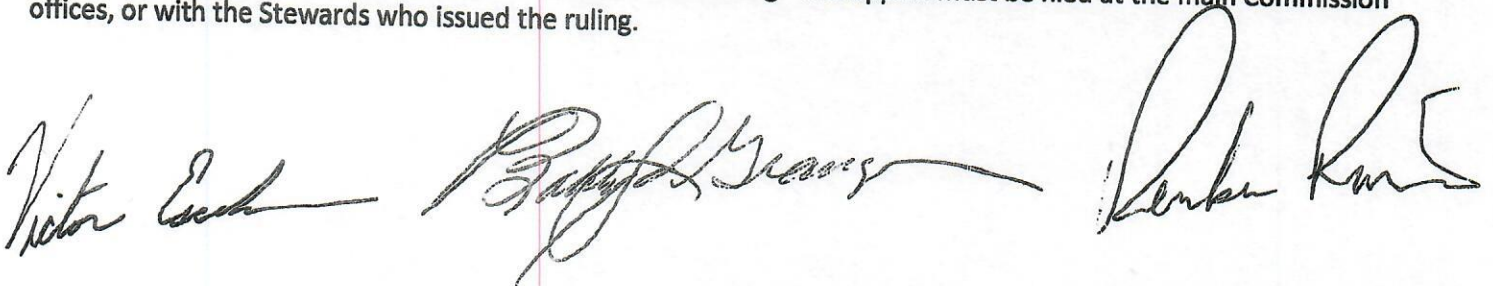
Licensee: RUIZ-AMAYA, DANIEL ROBERTO
License Type: 2018 1 Year Jockey Applicant Id: 33287
License Number: 292102

Ruling # 2019-ZIA-19
Action Type: Restored
Ruling:
RE: 2019-ZIA-19 - Restored to Good Standing

Jockey **Daniel Ruiz-Amaya** is restored to good standing on **October 6, 2019**, after paying the fines (\$300) assessed in Ruling 2019-DAA-35 and (\$100) assessed in ruling 2019-DAA-32.

By Order of The Zia 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
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2019-ZIA-2
Track Zia Park
Ruling Date: 9/17/2019

Licensee: PALMER, MAX G
License Type: 2018 1 Year Groom Applicant Id: 161578
License Number: 292173

Ruling # 2019-ZIA-2
Action Type: Final Outcome
Ruling:

RE: 2019-ZIA-2 - Ruling Final Outcome

Groom: Max Palmer, was duly notified and failed to appear before the Board of Stewards, and had his hearing in absentia, in accordance with 15.2.1.9(B)(4)(d)non-appearance, before the Board of Stewards on October 28, 2019. The hearing was in regard to a drug test in which Max Palmer tested positive for Amphetamines and Methamphetamines taken on September 16, 2019 as required for licensure.

For Groom Max Palmer's, second human drug violation, the Stewards hereby assess the following penalties.

1. Max Palmer is hereby issued a 1 year suspension of all NMRC licenses, September 16, 2019, through September 15, 2020, inclusive.
2. Upon completion of suspension Max Palmer will be on probation for 90 days. During time of probation Max Palmer will be subject to random drug testing at the request of the Stewards. A positive test or a refusal to submit to a drug test shall result in an immediate suspension.

During said time of applicable suspension Max Palmer is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21).

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

16.47.1.17 (A)(1) TESTING PROCEDURES At its discretion, the commission may conduct random or episodic random drug testing, as well as testing based on reasonable suspicion, in order to ensure safety on the racetrack.

16.47.1.17 (A)(2) TESTING PROCEDURES When conducted, random drug testing shall apply, equally, to all licensees who are, at the time of the random testing, exercising the privileges of their license in such ways as may affect the outcome of a race or diminish the conditions of safety or decorum required in restricted areas.

16.47.1.17 (C)(6) Human Drug Testing/ Restricted Activities It shall be an offense to exercise the privileges granted by a license from this commission if the licensee: refuses to submit to urine or drug testing, when notified that such testing is based on a random drug testing procedure, is based on reasonable suspicion that the person is using drugs or alcohol or is based on the licensee's acting as if in an impaired condition.

16.47.1.18 (C) SECOND-TIME OFFENDERS

16.47.1.17 (A)(3) TESTING PROCEDURES No notice need be given as to onset or cessation of random testing.

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/15.2.3.8 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."