



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-115  
Track Ruidoso Downs  
Ruling Date: 7/25/2016

Licensee: VALERIO, RYNE A.

License Type: 2016 1 Year Jockey Ag Applicant Id: 18762  
Date of Birth: 03/14/1985 License Number: 282601

Ruling # 2016-RUI-115

Action Type: Initial Ruling

Ruling:

Jockey agent **RYNE VALERIO**, having been duly notified and having appeared before the Board of Stewards on **July 25, 2016**, for working with an expired jockey agent license on **July 3, 2016 at Ruidoso**

For this rule violation, the Board of Stewards assessed **RYNE VALERIO** a penalty in the amount of **two hundred dollars (\$200)**. The fine is to be paid on or before **August 25, 2016** in accordance with 15.2.3.8(B) (3)(I) NMAC.

Failure to pay this fine within the time prescribed may result in immediate suspension.

**RYNE VALERIO** is found to be in violation of the following rules:

**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. **16.47.1.8 (G)(1) NMAC:** Which states in pertinent part "The employment of any unlicensed person under the jurisdiction of the Commission is prohibited". **16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-116  
Track Ruidoso Downs  
Ruling Date: 7/29/2016

Licensee: GONZALEZ-VIGI, EFRAIN

License Type: 2014 3 Year Jockey      Applicant Id: 33494  
Date of Birth: 11/21/1967      License Number: 163263

Ruling # 2016-RUI-116

Action Type: Initial Ruling

Ruling:

Jockey **Efrain Gonzalez-Vigi** having been duly notified, failing to appear, and having his hearing held in absentia before the Board of Stewards on **July 25, 2016**, for having failed to be excused from, or to notify the Board of Stewards of his absence, and subsequent failure to honor his riding engagements **in the first race on July 3, 2016 at Ruidoso Downs.**

For this rule violation, the Board of Stewards assessed **Efrain Gonzalez-Vigi** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **August 29, 2016**, in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

**Efrain Gonzalez-Vigi** is found to be in violation of:

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.5.13(C)(3) NMAC:

Which states in pertinent part that "Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the Stewards."

15.2.5.13(C)(1) NMAC:

Which states in pertinent part that "Jockeys shall report to the Jockey's quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the Jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the Stewards."

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-117  
Track Ruidoso Downs  
Ruling Date: 7/29/2016

Licensee: MUSE, BRIAN E

License Type: 2014 3 Year Trainer Applicant Id: 4674

Date of Birth: 05/07/1966 License Number: 101972

Ruling # 2016-RUI-117

Action Type: Initial Ruling

Ruling:

Trainer **Brian Muse**, having appeared before the Board of Stewards on **July 29, 2016 and waived his rights to a hearing** for working an unlicensed groom on **July 24, 2016 at Ruidoso**

For this rule violation, the Board of Stewards assessed **Brian Muse** a penalty in the amount of **two hundred dollars (\$200)**. The fine is to be paid on or before **August 29, 2016** in accordance with 15.2.3.8(B)(3)(l) NMAC.

Failure to pay this fine within the time prescribed may result in immediate suspension.

**Brian Muse** is found to be in violation of the following rules:

**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. **16.47.1.8 (G)(1) NMAC:** Which states in pertinent part "The employment of any unlicensed person under the jurisdiction of the Commission is prohibited". **16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules. **16.47.1.8 A.** A person as defined by Subsection P, Paragraph (7) of 15.2.1.7 NMAC shall not participate in pari mutuel racing under the jurisdiction of the commission, or be employed by an association who is a gaming operator, without a valid license issued by the commission. **(1)** License categories shall include the following and others as may be established by the commission: **GROUP A** - racing participants eligible for an optional annual or triennial year license to include owners, trainers, veterinarians, jockeys, and stable name registrations. **GROUP B** - associations, racing professionals, concession operators, contractors, and managerial racing officials. **GROUP C** - supervisory racing officials. **GROUP D** - persons employed by the association, or employed by a person or concern contracting with the association, to provide a service or commodity, which requires their presence in a restricted area, or anywhere on association grounds while pari mutuel wagering is being conducted. **GROUP E** - racetrack employees and authorized agents **(2)** Persons required to be licensed shall submit a completed application on forms furnished by the commission and accompanied by the required fee. The following fees are assessed for the issuance of the specified licenses. In addition to license fees listed herein, \$20.00 is assessed for each identification picture and badge. **15.2.1.8 B. (1)** The commission shall regulate each race meeting and the persons who participate in each race meeting

*Violot Smith* *Jim Carter* *Kenner Fure*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-118  
Track Ruidoso Downs  
Ruling Date: 7/29/2016

Licensee: GONZALEZ-VIGI, EFRAIN

License Type: 2014 3 Year Jockey      Applicant Id: 33494  
Date of Birth: 11/21/1967      License Number: 163263

Ruling # 2016-RUI-118

Action Type: Initial Ruling

Ruling:

Jockey Efrain Vigi Gonzalez having waived his right to a hearing on July 28, 2016 concerning a security citation for driving in the barn area during restricted hours and is found in violation of Commission rules.

For this rule violation, the Board of Stewards assessed Efrain Vigi Gonzalez a penalty in the amount of fifty dollars (\$50.00). The fine is to be paid on or before August 29, 2016 in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

FOUND IN VIOLATION OF 15.2.3.8B3 NMAC:

(3) Disciplinary action. The stewards shall take notice of alleged misconduct or rule violations and initiate investigations into the matters.

(f) The stewards may impose any of the following penalties on a licensee for a violation of the act or these rules: issue a reprimand; assess a fine; require forfeiture or redistribution of purse or award, when specified by applicable rules and/or at their discretion; place a licensee on probation; suspend a license or racing privileges; revoke a license; exclude from grounds under the jurisdiction of the commission.

16.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-119  
Track: Ruidoso Downs  
Ruling Date: 7/29/2016

Licensee: MARQUEZ, JESUS ELIAS  
License Type: Trainer Applicant Id: 33006  
Date of Birth: 12/03/1978 License Number: 81802

Ruling # 2016-RUI-119

Action Type: Initial Ruling

Ruling:

Trainer **Jesus Elias Marquez**, having failed to pay the fines assessed in Ruling 2015-ZIA-157.

**Jesus Elias Marquez**, is found to be in violation of:

15.2.1.9 (B)(7)(f) NMAC and 15.2.3.8 (B)(3)(1) NMAC: Which states in pertinent part  
"All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered".

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

For this rule violation, all licenses issued to **Jesus Elias Marquez**, are suspended, and he will be ineligible to apply for any future New Mexico Racing Commission license until the fines, as addressed above, have been paid in full.

During said time of applicable suspension, **Jesus Elias 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)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
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Ruling #: 2016-RUI-120  
Track Ruidoso Downs  
Ruling Date: 7/29/2016

Licensee: SALCIDO, JESUS JOSE

License Type: 2015 3 Year Owner      Applicant Id: 28826  
Date of Birth: 06/08/1971      License Number: 279682

Ruling # 2016-RUI-120

Action Type: Initial Ruling

Ruling:

Owner **Jesus Jose Salcido**, having failed to pay the fines assessed in Ruling 2016-SUN-73.

**Jesus Jose Salcido**, is found to be in violation of:

15.2.1.9 (B)(7)(f) NMAC and 15.2.3.8 (B)(3)(1) NMAC: Which states in pertinent part  
"All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered".

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

For this rule violation, all licenses issued to **Jesus Jose Salcido**, are suspended, and he will be ineligible to apply for any future New Mexico Racing Commission license until the fines, as addressed above, have been paid in full.

During said time of applicable suspension, **Jesus Jose Salcido**, is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9(C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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."

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Ruling #: 2016-RUI-121  
Track Ruidoso Downs  
Ruling Date: 7/29/2016

Licensee: SOTO, JESUS M

License Type: 2014 3 Year Owner

Date of Birth: 06/26/1981

Applicant Id: 32730

License Number: 205840

Ruling # 2016-RUI-121

Action Type: Initial Ruling

Ruling:

Trainer **Jesus M Soto**, having failed to pay the fines assessed in Ruling 2016-SUN-198.

**Jesus M Soto**, is found to be in violation of:

15.2.1.9 (B)(7)(f) NMAC and 15.2.3.8 (B)(3)(1) NMAC: Which states in pertinent part "All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered".

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

For this rule violation, all licenses issued to **Jesus M Soto**, are suspended, and he will be ineligible to apply for any future New Mexico Racing Commission license until the fines, as addressed above, have been paid in full.

During said time of applicable suspension, **Jesus M Soto**, is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9(C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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."

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Ruling #: 2016-RUI-122  
Track Ruidoso Downs  
Ruling Date: 7/29/2016

Licensee: TORRES, GUILLERMO

License Type: Applicant Id: 19708  
Date of Birth: 06/17/1977 License Number:

Ruling # 2016-RUI-122

Action Type: Initial Ruling

Ruling:

issued in error

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards





New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: 2016-RUI-123  
Track Ruidoso Downs  
Ruling Date: 7/29/2016

Licensee: TRUJILLO, NICOLE B  
License Type: 2015 3 Year Trainer Applicant Id: 20418  
Date of Birth: 09/14/1992 License Number: 278180

Ruling # 2016-RUI-123

Action Type: Initial Ruling

Ruling:

Owner **Nicole Trujillo**, having failed to pay the fines assessed in Ruling 2016-SUN-15 and 2016-SUN-195.

**Nicole Trujillo**, is found to be in violation of:

15.2.1.9 (B)(7)(f) NMAC and 15.2.3.8 (B)(3)(1) NMAC: Which states in pertinent part "All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered".

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

For this rule violation, all licenses issued to **Nicole Trujillo**, are suspended, and he will be ineligible to apply for any future New Mexico Racing Commission license until the fines, as addressed above, have been paid in full.

During said time of applicable suspension, **Nicole Trujillo**, is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9(C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-124  
Track Ruidoso Downs  
Ruling Date: 7/30/2016

Licensee: RUIZ, JUVENTINO MUNOZ  
License Type: 2014 3 Year Trainer Applicant Id: 24326  
Date of Birth: 03/28/1969 License Number: 174318

Ruling # 2016-RUI-124

Action Type: Initial Ruling

Ruling:

**Trainer Juventino Ruiz** having been duly notified, having failed to appear, and had his hearing held in absentia before the Board of Stewards on **July 29, 2016**, for failure to declare equipment **(Flipping Halter Off)** at time of entry for **Flash for Corona**, entered in **the fifth race**, on **July 16, 2016, at Ruidoso Downs**.

For this **SECOND** rule violation, the Board of Stewards assessed **Juventino Ruiz** a penalty in the amount off **ONE HUNDRED dollars (\$ 100.00)**. The fine is to paid on or before **August 30, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

NMAC: 15.2.5.8 (B10) Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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."

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New Mexico Racing Commission  
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Ruling #: 2016-RUI-125  
Track Ruidoso Downs  
Ruling Date: 7/30/2016

Licensee: FRANCO, ALBERT SERRANO  
License Type: 2015 3 Year Trainer Applicant Id: 32103  
Date of Birth: 07/12/1977 License Number: 280123

Ruling # 2016-RUI-125  
Action Type: Initial Ruling  
Ruling:

**Trainer Albert Franco** having been duly notified, having failed to appear, and had his hearing held in absentia before the Board of Stewards on **July 29, 2016**, for failure to declare equipment **(Flipping Halter Off)** at time of entry for **King of Thrones**, entered in **the fifth race**, on **July 16, 2016, at Ruidoso Downs**.

For this **second** rule violation, the Board of Stewards assessed **Albert Franco** a penalty in the amount off **one hundred dollars (\$ 100.00)**. The fine is to be paid on or before **August 30, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.  
Failure to pay the fine within the time prescribed may result in immediate suspension.  
Licensee is found to be in violation of:

NMAC: 15.2.5.8 (B10) Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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."

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New Mexico Racing Commission  
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Ruling #: 2016-RUI-126  
Track Ruidoso Downs  
Ruling Date: 7/30/2016

Licensee: RODRIGUEZ-FLORES, VICTOR H  
License Type: 2016 3 Year Trainer Applicant Id: 32096  
Date of Birth: 10/29/1982 License Number: 282906

Ruling # 2016-RUI-126

Action Type: Initial Ruling

Ruling:

**Trainer Victor Rodriguez-Flores**, having been duly notified and having appeared with council Blair Dunn before the Board of Stewards on July 29, 2016, for entering ineligible horse (horse on Steward's list) Burns Folly in the 5th race on July 10, 2016 at Ruidoso Downs.

For this violation, the Board of Stewards assessed **Victor Rodriguez-Flores** a fine in the amount of **two hundred dollars, (\$200.00)**.

The fine is to be paid on or before August 30, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension  
**Victor Rodriguez-Flores** is found to be in violation of.

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

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

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

**15.2.5.8 I. PREFERRED LIST:** The racing secretary shall maintain a list of each horse's registration date, entry date, and racing date. Preference will be given to the best date. A registration date can only be established when the foal certificate is on file with a racing secretary. An entry date is any time a horse passes the entry box, whether or not the race is in the condition book, or an extra, is used or eliminated. Entry dates have preference over race or registration dates of the same date. Any horse, which is scratched, will lose its date and must re-establish a date. **All horses placed on the steward's, veterinarian's, starter's or identifier's list will be posted on the bulletin board, they will not lose their date, but they must meet the necessary requirements to be removed from a list**

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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."



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-127  
Track Ruidoso Downs  
Ruling Date: 7/30/2016

Licensee: LEVARIO, JESSE LEE  
License Type: 2014 3 Year Jockey      Applicant Id: 32734  
Date of Birth: 05/14/1991      License Number: 205991

Ruling # 2016-RUI-127

Action Type: Initial Ruling

Ruling:

Jockey Jesse Lee Levario having been duly notified, failing to appear, and having his hearing held in absentia before the Board of Stewards on July 30, 2016, for having failed to be excused from, or to notify the Board of Stewards of his absence, and subsequent failure to honor his riding engagements in the first race on July 4, 2016 at Ruidoso Downs.

For this rule violation, the Board of Stewards assessed Jesse Lee Levario a penalty in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before August 30, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

Jesse Lee Levario is found to be in violation of:

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.5.13(C)(3) NMAC:

Which states in pertinent part that "Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the Stewards."

15.2.5.13(C)(1) NMAC:

Which states in pertinent part that "Jockeys shall report to the Jockey's quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the Jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the Stewards."

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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."



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-128  
Track Ruidoso Downs  
Ruling Date: 7/30/2016

Licensee: ARROYO, JR NORBERTO

License Type: Jockey Applicant Id: 45918  
Date of Birth: 07/19/1976 License Number: 80749

Ruling # 2016-RUI-128

Action Type: Initial Ruling

Ruling:

Jockey **Norberto Arroyo Jr** having been duly notified, failing to appear, and having his hearing held in absentia before the Board of Stewards on **July 30, 2016**, for having failed to be excused from, or to notify the Board of Stewards of his absence, and subsequent failure to honor his riding engagements **in the second race on July 3, 2016 at Ruidoso Downs.**

For this rule violation, the Board of Stewards assessed **Norberto Arroyo Jr** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **August 30, 2016**, in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

**Norberto Arroyo Jr** is found to be in violation of:

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.5.13(C)(3) NMAC:

Which states in pertinent part that "Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the Stewards."

15.2.5.13(C)(1) NMAC:

Which states in pertinent part that "Jockeys shall report to the Jockey's quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the Jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the Stewards."

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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."



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-129  
Track Ruidoso Downs  
Ruling Date: 7/30/2016

Licensee: RODRIGUEZ, LUIS RAMON  
License Type: 2015 3 Year Jockey      Applicant Id: 2581  
Date of Birth: 08/01/1986      License Number: 279377

Ruling # 2016-RUI-129

Action Type: Initial Ruling

Ruling:

Jockey **Luis Ramon Rodriguez** having failed to fulfill his financial responsibility to jockey agent Joe Ramirez is hereby suspended pending full payment in the amount of (\$606.00) six hundred and six dollars.

The Board of Stewards order that any/all New Mexico Racing Commission licenses issued to **Luis Ramon Rodriguez** be suspended and that he be deemed ineligible for any future licensing in New Mexico pending full payment of financial obligation.

Owner **Luis Ramon Rodriguez** is found to be in violation of.

16.47.1.8 I (1) NMAC - Financial Responsibility

All persons engaged in racing shall maintain financial responsibility in matters pertaining to racing and the Parental Responsibility Act.

16.47.1.8 L NMAC- Grounds for Refusal, Denial, Suspension, or Revocation of License.

(1) The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measure, if the applicant:

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

16.47.1.8(L)(1)(h) NMAC:

Which states that "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 or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit 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."

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

15.2.1.9(b):

Which states that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-130  
Track Ruidoso Downs  
Ruling Date: 7/30/2016

Licensee: MONTES, JR JOHNNY R.  
License Type: 2016 1 Year Racing Se Applicant Id: 34669  
Date of Birth: 09/08/1962 License Number: 282749

Ruling # 2016-RUI-130

Action Type: Initial Ruling

Ruling:

**Racing Secretary Johnny Montes**, having been duly notified and having appeared before the Board of Stewards on **July 30, 2016**, for entering ineligible horse **Burns Folly in the 5th race on July 10, 2016** at Ruidoso Downs.

For this violation, the Board of Stewards assessed **Johnny Montes** a fine in the amount of **two hundred dollars, (\$200.00)**.

The fine is to be paid on or before **August 30, 2016** in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension  
**Johnny Montes** is found to be in violation of.

**15.2.3.8 C. Racing secretary. (1) General authority.** The racing secretary shall be responsible for the programming of races during the race meeting, compiling and publishing condition books, assigning weights for handicap races, and shall receive all entries, subscriptions, declarations and scratches.  
**15.2.3.8(B)(1)(d) NMAC:** Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

**15.2.5.8 (1.) PREFERRED LIST:** The racing secretary shall maintain a list of each horse's registration date, entry date, and racing date. Preference will be given to the best date. A registration date can only be established when the foal certificate is on file with a racing secretary. An entry date is any time a horse passes the entry box, whether or not the race is in the condition book, or an extra, is used or eliminated. Entry dates have preference over race or registration dates of the same date. Any horse, which is scratched, will lose its date and must re-establish a date. **All horses placed on the steward's, veterinarian's, starter's or identifier's list will be posted on the bulletin board, they will not lose their date, but they must meet the necessary requirements to be removed from a list**

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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."





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-131  
Track Ruidoso Downs  
Ruling Date: 7/31/2016

Licensee: APODACA, DANIEL

License Type: 2013 3 year Owner      Applicant Id: 35633  
Date of Birth: 06/13/1992      License Number: 70217

Ruling # 2016-RUI-131

Action Type: Initial Ruling

Ruling:

**Owner Daniel Apodaca**, having been duly notified and having appeared with translator Rick Kloeppel before the Board of Stewards on **July 31, 2016**, for saddling for trainer **Ronald Stephens** in a capacity for which he was not licensed for in the ninth race on **July 8, 2016 at Ruidoso Downs**.

**Daniel Apodaca** was found to be in violation of Commission rules. Thus, for this **FIRST EMPLOYMENT VIOLATION IN A 365 DAY PERIOD WORKING AS AN ASSISTANT TRAINER WITH A VALID LICENSE IN A CAPACITY IN WHICH THEY WERE NOT LICENSED FOR**, the Board of Stewards assessed **Daniel Apodaca** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or **before a August 31, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay this fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of the following rules:

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.

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-132  
Track Ruidoso Downs  
Ruling Date: 7/31/2016

Licensee: STEPHENS, RONALD L

License Type: 2014 3 Year Trainer Applicant Id: 21093

Date of Birth: 10/09/1943 License Number: 206312

Ruling # 2016-RUI-132

Action Type: Initial Ruling

Ruling:

**Trainer Ronald Stephens**, having been duly notified and having appeared before the Board of Stewards on **July 31, 2016**, for allowing owner **Daniel Apodaca** to saddle his horse in the ninth race on **July 8, 2016, at Ruidoso Downs while not licensed in the correct capacity.**

**Ronald Stephens** was found to be in violation of Commission rules. Thus, for this **FIRST EMPLOYMENT VIOLATION IN A 365 DAY PERIOD FOR EMPLOYING AN ASSISTANT WITH A VALID LICENSE IN A CAPACITY IN WHICH THEY WERE NOT LICENSED FOR**, the Board of Stewards assessed **Ronald Stephens** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or **before August 31, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay this fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of the following rules:

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. 16.47.1.10 (C)(4) NMAC: Which states in pertinent part "A Trainer must provide a list to the Chief of Security of the Trainer's employees on association grounds and any other area under the jurisdiction of the Commission. 16.47.1.8. T. KNOWLEDGE OF RULES: A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-133  
Track Ruidoso Downs  
Ruling Date: 7/31/2016

Licensee: VALERIANO, JR JOEL MORALES  
License Type: 2014 3 Year Trainer Applicant Id: 31964  
Date of Birth: 06/26/1989 License Number: 194702

Ruling # 2016-RUI-133

Action Type: Initial Ruling

Ruling:

Trainer **JOEL MORALES VALERIANO, JR.**, having failed to pay the fines assessed in Ruling 2016-RUI-45.

**JOEL MORALES VALERIANO, JR.**, is found to be in violation of:

15.2.1.9 (B)(7)(f) NMAC and 15.2.3.8 (B)(3)(1) NMAC: Which states in pertinent part "All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered".

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

For this rule violation, all licenses issued to **JOEL MORALES VALERIANO, JR.**, are suspended, and he will be ineligible to apply for any future New Mexico Racing Commission license until the fines, as addressed above, have been paid in full.

During said time of applicable suspension, **JOEL MORALES VALERIANO, JR.**, is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9(C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-134  
Track Ruidoso Downs  
Ruling Date: 8/1/2016

Licensee: VALLES, RODOLFO GUADALUPE

License Type: 2015 3 Year Trainer      Applicant Id: 33090  
Date of Birth: 02/07/1994      License Number: 278659

Ruling # 2016-RUI-134

Action Type: Initial Ruling

Ruling:

Trainer **Rodolfo Valles** having been duly notified, failing to appear, and had his hearing held in absentia before the Board of Stewards on **August 1, 2016**, for failing to have registration papers on file for entry **Big Cabernet**, which resulted in a late scratch and mutuel refund of the **seventh race on July 9, 2016 at Ruidoso Downs**.

For this violation, the Board of Stewards assessed **Rodolfo Valles** a fine in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **September 1, 2016** in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

Trainer **Rodolfo Valles** is found to be in violation of.

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

16.47.1.10(C)(7) NMAC:

Which states in pertinent part that "A Trainer is responsible for registering with the racing secretary each horse in his/her charge within 24 hours of the horse's arrival on association grounds."

15.2.5.12(B) NMAC:

Which states in pertinent part "A horse shall be ineligible to start in a race when its breed registration certificate is not on file with the racing secretary."

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-135  
Track Ruidoso Downs  
Ruling Date: 8/1/2016

Licensee: REYNOLDS, CODY

License Type: 2013 3 Year Trainer      Applicant Id: 34144  
Date of Birth: 07/23/1981      License Number: 42698

Ruling # 2016-RUI-135

Action Type: Initial Ruling

Ruling:

Trainer **Cody Reynolds** having been duly notified and having failed appeared before the Board of Stewards on **August 1, 2016**, for failure have his entry, **Top Bubette**, in the paddock 20 minutes before post for the **sixth race on July 15, 2016 at Ruidoso Downs**

For this **SECOND** rule violation **IN 365 DAYS**, the Board of Stewards assessed **Cody Reynolds** a penalty in the amount of **two hundred and fifty dollars (\$250.00)**. The fine is to be paid on or before **September 1, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

16.47.1.10 (C) (22) 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;

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-136  
Track Ruidoso Downs  
Ruling Date: 8/1/2016

Licensee: GUTIERREZ, TAURINO GONZALEZ  
License Type: Trainer Applicant Id: 33130  
Date of Birth: 01/04/1956 License Number: 81840

Ruling # 2016-RUI-136

Action Type: Initial Ruling

Ruling:

Trainer **Taurino Gutierrez** having been duly notified, having failed to appear, and having his hearing held in absentia before the Board of Stewards **on August 1, 2016**, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive for the Class 3B drug "16-hydroxystanozolol" a metabolite of stanozolol detected in horse "**Valorus**", who **finished fourth place in the 5th race, on April 30, 2016 at Sunland Park Racetrack in Sunland Park, NM, Test Sample #: NM16180** and confirmed with a split sample sent to **Industrial Laboratories on May 25, 2016**.

**Melissa Soto**, the owner of record for the horse "Valorus", was duly notified and failed to appear for the hearing.

**Taurino Gutierrez** is found to be in violation of:

**15.2.6.9(H)ANDROGENIC-ANABOLIC STEROIDS(1)** No AAS shall be permitted in test sample collected from racing horses except for residues of the major metabolite of **nandrolone**, and the naturally occurring substances **boldenone** and testosterone at concentrations less than the indicated thresholds.**(3)**Any other anabolic steroids are prohibited in racing horses.

**15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC**: Which states in pertinent part that "The Trainer is the absolute insurer of the condition of horses entered in an official workout or race, and is responsible for the presence of any prohibited drug or medication, or other prohibited substance in such horse. A positive test for a prohibited drug or medication or other prohibited substance or the presence of permitted medication in excess of maximum allowable levels as reported by the commission approved laboratory is prima facie evidence of a violation of this rule. The Trainer is absolutely responsible regardless of the acts of third party."

**15.2.6.9(D)(1-2-3) NMAC**: Which states that "A finding by the Commission approved laboratory of a prohibited drug, chemical or other substance in a test specimen of a horse is prima facie evidence that the prohibited drug, chemical or other substance was administered to the horse and, in the case of a post-race test, was present in the horse's body while it was participating in a race (b) therapeutic medications in excess of established acceptable levels".

**15.2.1 (P) (15) "Prohibited substance"** is any chemical which, when administered to a horse can create a change in the normal physiological performance of the horse's racing ability, such as narcotics, anesthetics, depressants, anti-convulsants, tranquilizers, hallucinogenics and stimulants; when administered to a horse, may interfere with testing procedures and is not a therapeutic medication.

**15.2.3.8(B)(3)(k) NMAC**: Which states in pertinent part that "Purses, prizes, awards and trophies shall be redistributed if the Stewards or Commission order a change in the official order of finish."

**15.2.5.13(E)(4)(d)** Which states in pertinent part that "The Stewards may determine that a horse shall



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-136  
Track Ruidoso Downs  
Ruling Date: 8/1/2016

Licensee: GUTIERREZ, TAURINO GONZALEZ  
License Type: Trainer Applicant Id: 33130  
Date of Birth: 01/04/1956 License Number: 81840

be unplaced for purpose of the purse distribution and trial qualification.

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

**15.2.3.8(B)(1)(d) NMAC:** Which state in pertinent part that "The Stewards have the authority to interpret the rules and to decide all questions of racing not specifically covered by the rules. Whenever the Stewards find any person culpable for any act or omission in violation of these regulations or any violation of the Horse Racing Act, the person shall be subject to disciplinary action, which could include a fine, suspension or revocation/denial of license or any combination of these penalties."

For this first Class 3 Penalty B medication violation in a 365- day period issued in accordance with 15.2.6.9 (L)NMAC, the Board of Stewards assessed **Taurino Gutierrez** the following penalty

**1. A 30 day suspension of all NMRC licenses beginning August 11, 2016 through September 10, 2016, inclusive.**

**2. A (\$750) seven hundred and fifty dollar fine to paid on or before September 1, 2016, in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(l) NMAC: Which states that "All fines imposed by the Stewards shall be paid to the commission within 30 days after the ruling is issued, unless otherwise ordered." Failure to pay fine in prescribed time may result in an immediate suspension.**

**3. The horse "Valorus" must pass a commission approved veterinary examination before being eligible to enter.**

**4. Loss of purse from the 5th race, on April 30, 2016 at Sunland Park Racetrack in Sunland Park, NM, and the horse "Valorus", is HEREBY DISQUALIFIED AND ORDERED**

**UNPLACED. The new order of finish is as follows.**

- 1) Jess Prize Me**
- 2) Imperial Eagle**
- 3) Gamey Tee Cos**
- 4) Willie Be Fired**
- 5) Lord Fa**
- 6) Mojo Perry**
- 7) Stella Lou**

**UNPLACED "Valorus" and "Eyema Blue Wagon (2016-RUI-68)" and "Groupie James (2016-RUI-67)".**

During said time of applicable suspension, **Taurino Gutierrez** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9 (C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC. Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of **Taurino Gutierrez** are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) NMAC.



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-136  
Track Ruidoso Downs  
Ruling Date: 8/1/2016

Licensee: GUTIERREZ, TAURINO GONZALEZ  
License Type: Trainer Applicant Id: 33130  
Date of Birth: 01/04/1956 License Number: 81840

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 Ruidoso Downs Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-137  
Track Ruidoso Downs  
Ruling Date: 8/1/2016

Licensee: ORTIZ, JOSE ENRIQUE

License Type: 2016 3 Year Jockey      Applicant Id: 35364  
Date of Birth: 03/02/1996      License Number: 281100

Ruling # 2016-RUI-137

Action Type: Initial Ruling

Ruling:

Jockey, Jose Enrique Ortiz, having been summoned and having appeared before the Board of Stewards on August 1, 2016, for careless riding which resulted in the disqualification of his mount "Coronas Boy" from first place and ordered unplaced in the first race, July 31, 2016, at Ruidoso Downs. (allowed his horse to drop in going into the far turn, causing #1 to be in tight quarters, clip heels, and unseat the rider).

For this violation, the Board of Stewards assessed Jose Enrique Ortiz a suspension of 3 race days (August 8, 2016, August 12, 2016 and August 13, 2016).

Jose Enrique Ortiz z is allowed to ride designated races.

This ruling is in accordance with:

15.2.5.13(E)(3)(d) NMAC:

Which states in pertinent part that "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:

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)(2)(a) NMAC:

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."

15.2.1.9(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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-138  
Track Ruidoso Downs  
Ruling Date: 8/5/2016

Licensee: PEREZ, ARNOLD

License Type: 2015 3 Year Jockey      Applicant Id: 158386  
Date of Birth: 06/29/1991      License Number: 280392

Ruling # 2016-RUI-138

Action Type: Initial Ruling

Ruling:

Jockey, Arnold Perez, having been summoned and having appeared before the Board of Stewards on August 5, 2016, for careless riding during the running of the fifth race on August 1, 2016, at Ruidoso Downs, while aboard #6 "Stunner" which resulted in the disqualification of his mount from second place to sixth place. (Bore in sharply going into the far turn, causing inference with 1 and 3)

For this violation, the Board of Stewards assessed Arnold Perez a suspension of 3 race days (August 13, 2016, August 14, 2016 and August 15, 2016).

Arnold Perez is allowed to ride designated races.

This ruling is in accordance with:

15.2.5.13(E)(3)(c) NMAC:

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)(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."

15.2.5.13(E)(2)(a) NMAC:

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."

15.2.1.9(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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-139  
Track Ruidoso Downs  
Ruling Date: 8/6/2016

Licensee: GARCIA-LUNA, FELIPE D  
License Type: 2015 3 Year Jockey      Applicant Id: 30961  
Date of Birth: 12/23/1990      License Number: 278824

Ruling # 2016-RUI-139

Action Type: Initial Ruling

Ruling:

Jockey, **Felipe Garcia Luna** having been summoned and having appeared before the Board of Stewards, **August 6, 2016**, for being late reporting weight on August 1, 2016.

For this rule violation, the Board of Stewards assessed a penalty in the amount of **fifty dollars (\$50.00)**. The fine is to be paid on or before **September 6, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

FOUND IN VIOLATION OF:

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.5.13(C)(3) NMAC:

Which states in pertinent part that "Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the Stewards."

15.2.5.13(C)(1) NMAC:

Which states in pertinent part that "Jockeys shall report to the Jockey's quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the Jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the Stewards."

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-140  
Track Ruidoso Downs  
Ruling Date: 8/6/2016

Licensee: TORRES, JUAN D

License Type: Trainer Applicant Id: 29080  
Date of Birth: 06/24/1976 License Number: 81869

Ruling # 2016-RUI-140

Action Type: Initial Ruling

Ruling:

Trainer **Juan D Torres** having been duly notified and having appeared before the Board of Stewards on **August 5, 2016**, for failure have his entry, **Dash of Red Magic** in the paddock 20 minutes before post for the **first race on July 10, 2016 at Ruidoso Downs**

For this rule violation, the Board of Stewards assessed **Juan D Torres** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **September 6, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

**16.47.1.10 (C) (22)** 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;

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

16.47.1.10(C)(18) NMAC:

Which states in pertinent part that "A trainer is responsible for the horse entered as to eligibility and weight or other allowances claimed."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-141  
Track Ruidoso Downs  
Ruling Date: 8/6/2016

Licensee: BARTON, DALLAS JAY

License Type: 2016 3 Year Trainer      Applicant Id: 18739  
Date of Birth: 02/12/1970      License Number: 280496

Ruling # 2016-RUI-141

Action Type: Initial Ruling

Ruling:

**Trainer Dallas J Barton** having waived his right to a hearing **August 1, 2016**, regarding a security citation for working an unlicensed groom on **August 1, 2016 at Ruidoso Downs.**

The Board of Stewards assessed **Dallas J Barton** a penalty in the amount of two **hundred dollars (\$200).** The fine is to be paid on or before **September 6, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay this fine within the time prescribed may result in immediate suspension.

**Dallas J Barton** was found to be in violation of Commission rules.

**16.47.1.8 (G)(1) NMAC:** Which states in pertinent part "The employment of any unlicensed person under the jurisdiction of the Commission is prohibited".

**16.47.1.10 (C)(4) NMAC:** Which states in pertinent part "A Trainer must provide a list to the Chief of Security of the Trainer's employees on association grounds and any other area under the jurisdiction of the Commission.

**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.

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

**16.47.1.8 A.** A person as defined by Subsection P, Paragraph (7) of 15.2.1.7 NMAC shall not participate in pari mutuel racing under the jurisdiction of the commission, or be employed by an association who is a gaming operator, without a valid license issued by the commission. (1) License categories shall include the following and others as may be established by the commission: **GROUP A** - racing participants eligible for an optional annual or triennial year license to include owners, trainers, veterinarians, jockeys, and stable name registrations. **GROUP B** - associations, racing professionals, concession operators, contractors, and managerial racing officials. **GROUP C** - supervisory racing officials. **GROUP D** - persons employed by the association, or employed by a person or concern contracting with the association, to provide a service or commodity, which requires their presence in a restricted area, or anywhere on association grounds while pari mutuel wagering is being conducted. **GROUP E** - racetrack employees and authorized agents (2) Persons required to be licensed shall submit a completed application on forms furnished by the commission and accompanied by the required fee. The following fees are assessed for the issuance of the specified licenses. In addition to license fees listed herein, \$20.00 is assessed for each identification picture and badge. **15.2.1.8 B. (1)** The commission shall regulate each race meeting and the persons who participate in each race meeting

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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."



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-142  
Track Ruidoso Downs  
Ruling Date: 8/6/2016

Licensee: RIVERA, ALONSO

License Type: 2014 3 Year Jockey      Applicant Id: 19096  
Date of Birth: 07/31/1987      License Number: 206163

Ruling # 2016-RUI-142

Action Type: Initial Ruling

Ruling:

Jockey Alonso Rivera, having failed to pay the fines assessed in Ruling 2016-SRP-24.

Alonso Rivera, is found to be in violation of:

15.2.1.9 (B)(7)(f) NMAC and 15.2.3.8 (B)(3)(1) NMAC: Which states in pertinent part  
"All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered".

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

For this rule violation, all licenses issued to Alonso Rivera, are suspended, and he will be ineligible to apply for any future New Mexico Racing Commission license until the fines, as addressed above, have been paid in full.

During said time of applicable suspension, Alonso Rivera, is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9(C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-143  
Track Ruidoso Downs  
Ruling Date: 8/6/2016

Licensee: MARTINEZ, ISAAC A

License Type: 2015 3 Year Trainer Applicant Id: 26532

Date of Birth: 02/14/1981 License Number: 277375

Ruling # 2016-RUI-143

Action Type: Initial Ruling

Ruling:

Trainer **Isaac Martinez**, having failed to pay the fines assessed in Ruling 2016-SRP-54.

**Isaac Martinez**, is found to be in violation of:

15.2.1.9 (B)(7)(f) NMAC and 15.2.3.8 (B)(3)(1) NMAC: Which states in pertinent part "All fines imposed by the Stewards shall be paid to the Commission within 30 days after the ruling is issued, unless otherwise ordered".

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

For this rule violation, all licenses issued to **Isaac Martinez**, are suspended, and he will be ineligible to apply for any future New Mexico Racing Commission license until the fines, as addressed above, have been paid in full.

During said time of applicable suspension, **Isaac Martinez**, is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC, in accordance with 15.2.1.9(C)(21)(a-b) NMAC, and 15.2.3.8 (B)(3)(f) NMAC.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-144  
Track Ruidoso Downs  
Ruling Date: 8/6/2016

Licensee: CARNERO, IVAN

License Type: 2014 3 Year Jockey      Applicant Id: 86520  
Date of Birth: 04/17/1992      License Number: 153185

Ruling # 2016-RUI-144

Action Type: Initial Ruling

Ruling:

Jockey, **Ivan Carnero** having appeared before the Board of Stewards on **August 6, 2016**, for testing positive for the prohibited substance cocaine on August 6, 2016 at Ruidoso Downs.

For this violation, the Board of Stewards issue **Ivan Carnero** a penalty of the following:

1. A summary suspension of any/all New Mexico Racing Commission licenses, effective **August 6, 2016**.

During his suspension **Ivan Carnero** is denied access to all grounds pending the outcome of his hearing **August 8, 2016 at 9:15**, under the jurisdiction of the New Mexico Racing Commission in accordance with 15.2.1.9(C)(21)(a) NMAC.

**15.2.1.9 B(3)** Summary suspension. (a) If the stewards determine that a licensee's actions constitute an immediate danger to the public health, safety, or welfare, the stewards may summarily suspend the license pending a hearing.

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-145  
Track: Ruidoso Downs  
Ruling Date: 8/7/2016

Licensee: GILES, WESLEY T  
License Type: Trainer  
Date of Birth: 04/07/1960  
Applicant Id: 21313  
License Number: 81808

Ruling # 2016-RUI-145

Action Type: Initial Ruling

Ruling:

**Trainer Wesley Giles** having been duly notified and appeared before the Board of Stewards on **August 7, 2016**, for failure to declare an equipment change at time of entry for **Famous Aireagle** entered in **the fourth race**, on **July 22, 2016, at Ruidoso Downs.(Flipping Halter ON)**

For this rule violation, the Board of Stewards assessed a penalty in the amount off **fifty dollars (\$50.00)**. The fine is to paid on or before **September 7, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

Failure to pay the fine within the time prescribed may result in immediate suspension.  
Licensee is found to be in violation of:

NMAC: 15.2.5.8 (B10) Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-RUI-146  
Track Ruidoso Downs  
Ruling Date: 8/7/2016

Licensee: GILES, WESLEY T  
License Type: Trainer Applicant Id: 21313  
Date of Birth: 04/07/1960 License Number: 81808

Ruling # 2016-RUI-146

Action Type: Initial Ruling

Ruling:

Trainer Wesley Giles having been duly notified for a hearing scheduled August 21, 2016 and having waived his right to a formal hearing before the Board of Stewards on August 7, 2016, for failure to have his owners licensed prior to start for his entry DASH TA DESIRIO, which resulted in a scratch out of the fourth race on August 1, 2016, at Ruidoso Downs.

For this violation, the Board of Stewards assessed Wesley Giles a fine in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before September 7, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

Trainer Wesley Giles is found to be in violation of.

**16.47.1.8. T. KNOWLEDGE OF RULES:** A licensee shall be knowledgeable of the rules of the commission; and by acceptance of the license, agrees to abide by the rules.

**16.47.1.10 (B)(17) NMAC:** Which states in pertinent part "The Trainer is responsible for representing an Owner in making entries and scratches, and in all other matters pertaining to racing; horses entered as to eligibility and weight or other allowances claimed".

**15.2.5.8(B)(2) NMAC:** Which states in pertinent part "An entry shall be in the name of the horse's licensed Owner, and shall be made by the Owner, Trainer, or the licensed designee of the Owner or Trainer.

**16.47.1.9 (A)(5) NMAC:** Which states in pertinent part "Licensed Owners are responsible for disclosure of the true and entire Ownership of each of their horses registered with the Racing Secretary. Any change in Ownership or Trainer of a horse registered with the Racing Secretary must be approved by the Stewards".

**15.2.5.12(X) NMAC:** Which states in pertinent part "A horse shall be ineligible to start in a race when its Owner, Lessor, and/or Trainer have not completed the licensing procedures required by the Commission".

**16.47.1.10(C)(17) NMAC:** Which states in pertinent part that "A Trainer is responsible for representing an Owner in making entries and scratches, and in all other matters pertaining to racing; horses entered as to eligibility and weight or other allowances claimed"

15.2.3.8(B)(1)(d) NMAC:

Which states in pertinent part that "The Stewards have the authority to interpret the rules and decide questions of racing not specifically covered by the rules."

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 Ruidoso Downs Stewards