



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-165
Track Ruidoso Downs
Ruling Date: 8/26/2017

Licensee: HERNANDEZ, DUSTIN DANIEL

License Type: Applicant Id: 45965
License Number:

Ruling # 2017-RUI-165

Action Type: Initial Ruling

Ruling:

Groom Dustin Daniel Hernandez, shall remain summarily suspended, having failed to appear for **his** hearing (concerning summary suspension ruling **2017-RUI-125**) on **August 20, 2017**, in accordance with **15.2.1.9(B)(4)(d)non-appearance**. Per **15.2.1.9 (C)(21)(a-b) Exclusion, Dustin Daniel Hernandez** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC per **15.2.1.9 (C)(21) NMAC**.

Licensee is found in violation of:

15.2.1.9(B)(3)(a) Summary Suspension Which states in pertinent part "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".

This ruling is written in accordance:

15.2.1.9 (B)(3)(b) NMAC. Summary Suspension

15.2.3.8 B (3)(f) Stewards Disciplinary Action

16.47.1.8 (L)(1)(i) – Conduct Which states in pertinent part "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing"

15.2.3.8 B (3)(A) Stewards Disciplinary Action stewards shall take notice of alleged misconduct or rule violations and initiate investigations into the matters. The stewards shall have authority to charge any licensee for a violation of these rules, to conduct hearings and to impose disciplinary action in accordance with these rules.

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

Daniel Smith

Jill Adams

Renée Evans



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-166
Track Ruidoso Downs
Ruling Date: 8/31/2017

Licensee: ARREOLA-HERNANDEZ, ALBERTO
License Type: 2015 3 Year Jockey Applicant Id: 35384
License Number: 279331

Ruling # 2017-RUI-166

Action Type: Initial Ruling

Ruling:

Jockey Alberto Arreola- Hernandez having been duly notified and having appeared before the Board of Stewards on **August 31, 2017**, concerning a **minor altercation** that occurred on **July 27, 2017**, in the barn area at Ruidoso Downs.

For this rule violation, the Board of Stewards assessed **Alberto Arreola- Hernandez** a penalty of a fine in the amount of **(\$100) one hundred dollars**. This fine is to be paid on or before **October 1, 2017**, 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:

16.47.1.8 (L)(1)(i) – CONDUCT Which states in pertinent part "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"

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)(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 Ruidoso Downs Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-167
Track Ruidoso Downs
Ruling Date: 8/31/2017

Licensee: MEDINA, ANTHONY CHAYANNE

License Type: 2015 3 Year Jockey Applicant Id: 30292
License Number: 278514

Ruling # 2017-RUI-167

Action Type: Initial Ruling

Ruling:

Owner, Anthony Medina, is hereby summarily suspended, effective immediately, August 31, 2017, pending the outcome his hearing on September 3, 2017 @9:00a.m. in the offices of the Board of Stewards at Ruidoso Downs (26225 US-70, Ruidoso NM 88346) per 15.2.1.9 (B)(3)(b) Summary Suspension. Anthony Medina tested positive for cocaine during a drug screening on August 31, 2017. Per 15.2.1.9 (C)(21)(a-b) NMAC, Anthony Medina is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC.

Licensee is found to be in violation of:

15.2.1.9(B)(3)(a): Which states in pertinent part "If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing".

16.47.1.16 (C)(7) Restricted Activities: It shall be an offense to exercise the privileges granted by a license from this commission if the licensee presently has drugs (controlled substances) or alcohol in his/her body. With regard to alcohol, the results of a test showing a reading of more than .05 percent of alcohol in the blood, urine, saliva or other bodily fluids of licensees in non-safety sensitive positions shall be the criterion for a finding of alcohol present in the body. With regard to other controlled substances, presence of the drug in any quantity measured by the testing instrument establishes the presence of the drug for purposes of this paragraph. Licensees in safety sensitive positions, jockeys, starters, assistant starters, exercise riders, pony persons, ambulance personnel, and outriders are in violation of this rule if they have any measurable level of alcohol.

This Ruling is written in accordance with

16.47.1.8 (L)(1)(i) – Which states in pertinent part "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"

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

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-168
Track Ruidoso Downs
Ruling Date: 8/31/2017

Licensee: MEDINA, ANTHONY CHAYANNE

License Type: 2015 3 Year Jockey Applicant Id: 30292
License Number: 278514

Ruling # 2017-RUI-168

Action Type: Initial Ruling

Ruling:

Jockey Anthony Medina having been duly notified and having appeared before the Board of Stewards on **August 31, 2017**, for being the aggressor in an minor altercation that occurred on **July 27, 2017**, in the barn area at Ruidoso Downs.

For this rule violation, the Board of Stewards assessed **Anthony Medina** a penalty of a fine in the amount of **(\$200) two hundred dollars**. This fine is to be paid on or before **October 1, 2017**, 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:

16.47.1.8 (L)(1)(i) – CONDUCT Which states in pertinent part "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"

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 Ruidoso Downs Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-169
Track Ruidoso Downs
Ruling Date: 8/31/2017

Licensee: MARTINEZ, CARLOS

License Type: Applicant Id: 160120
License Number:

Ruling # 2017-RUI-169

Action Type: Initial Ruling

Ruling:

Groom, Carlos Martinez, having been duly notified, failing to appear, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)**, before the Board of Stewards on **August 31, 2017, at Ruidoso Downs**, for failing to disclose criminal/arrest history on his licensing application.

For this violation, the Board of Stewards issue Carlos Martinez a penalty of the following:

A revocation of any/all New Mexico Racing Commission licenses, effective immediately **August 31, 2017**, and is referred to the New Mexico Racing Commission for their further review prior to any further application. During said time of suspension **Carlos Martinez** is denied access to all grounds under the jurisdiction of the New Mexico Racing Commission in accordance with 15.2.1.9(C)(21)(a) NMAC.

Licensee is found to be in violation of:

16.47.1.8 (L)(1)(a) GROUNDS FOR DISCIPLINARY MEASURES. 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 has been convicted of a felony.

16.47.1.8 (L)(1)(b) GROUNDS FOR DISCIPLINARY MEASURES 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 has been convicted of violating any law regarding gambling or a controlled dangerous substance.

16.47.1.8 (L)(1)(d) GROUNDS FOR DISCIPLINARY MEASURES 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 has failed to disclose or falsely states any information required in the application;

This ruling is written in accordance with:

16.47.1.8 (L)(1)(i) – CONDUCT Which states in pertinent part “The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing”

15.2.3.8 (B)(3)(g) STEWARDS AUTHORITY The stewards may order that a person be ineligible for licensing; or they may deny a license to an applicant on grounds set forth in the act or these rules.

15.2.3.8 (B)(3)(j) REFER TO THE COMMISSION The stewards may refer any matter to the commission and may include recommendations for disposition. The absence of a steward's referral shall not preclude commission action in any matter

16.47.1.8(L)(2) Written Notice Of Suspension Or Revocation To Licensee And Other Jurisdictions

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-170
Track Ruidoso Downs
Ruling Date: 8/31/2017

Licensee: SEDILLO, TONY E

License Type: 2015 3 Year Trainer Applicant Id: 16607
License Number: 280236

Ruling # 2017-RUI-170

Action Type: Initial Ruling

Ruling:

Trainer **Tony Sedillo** having been duly notified and having appeared before the Board of Stewards on **August 31, 2017**, for missing Lasix for entry, "**JESS EXCESSIVE**", which resulted in a late scratch and mutuel refund in the **3rd race on July 31, 2017, at Ruidoso Downs Racetrack**.

For this violation, the Board of Stewards assessed **Tony Sedillo** a fine in the amount **of two hundred dollars, (\$200.00)**. The fine is to be paid on or before **October 1, 2017**, in accordance with 15.2.3.8 (B)(3)(1) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

Licensee is found in violation of.

15.2.6.9(D) (2) FUROSEMIDE

15.2.6.9(D) (3) USE OF FUROSEMIDE ON ASSOCIATION GROUNDS

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 Ruidoso Downs Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-171
Track Ruidoso Downs
Ruling Date: 8/31/2017

Licensee: SEDILLO, TONY E

License Type: 2015 3 Year Trainer Applicant Id: 16607
License Number: 280236

Ruling # 2017-RUI-171

Action Type: Initial Ruling

Ruling:

Trainer Tony Sedillo, having been duly notified and having appeared before the Board of Stewards on August 31, 2017 for transferring ownership of entry "OH MERCY ME", which resulted in a late scratch of said horse from the 7th race on July 29, 2017, at Ruidoso Downs.

For this rule violation, the Board of Stewards assessed a penalty in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before October 1, 2017 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:

15.2.5.8 (B)(2) PROCEDURE FOR ENTRIES An entry shall be in the name of the horse's owner and made by the owner, trainer or a licensed designee of the owner or trainer. Any horse which is in a race or on the also-eligible list may not be sold or transferred until that obligation is completed, except with permission of the stewards.

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 Ruidoso Downs Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-172
Track Ruidoso Downs
Ruling Date: 8/31/2017

Licensee: ACOSTA, GABRIEL MORALES

License Type: Applicant Id: 10183
License Number:

Ruling # 2017-RUI-172

Action Type: Initial Ruling

Ruling:

Trainer Gabriel Acosta having been duly notified, failing to appear, and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d)non-appearance, before the Board of Stewards on August 31, 2017, for failing to have a current Coggins for entry "SHAM WOW" which resulted in a late scratch and mutuel refund in the 6th race on August 4, 2017 at Ruidoso Downs.

For this violation, the Board of Stewards assessed Gabriel Acosta a fine in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before October 1, 2017, 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.

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.

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

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 Ruidoso Downs Stewards

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



New Mexico Racing Commission
4900 Alameda NE
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Ruling #: 2017-RUI-173
Track Ruidoso Downs
Ruling Date: 8/31/2017

Licensee: MARQUEZ, JOSE LUIS

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

Ruling # 2017-RUI-173

Action Type: Initial Ruling

Ruling:

Trainer Jose Luis Marquez, having been duly notified, failing to appear, and had **his** hearing held in absentia, in accordance with **15.2.1.9(B)(4)(d)non-appearance**, before the Board of Stewards on **August 31, 2017**, for failure to personally attend to saddling entries "**ONCE OVER**" and "**SOME COLORS**" in the paddock during **the 9th race on August 06, 2017, and the 6th race on August 11, 2017, at Ruidoso Downs**.

The Board of Stewards hereby assess **Jose Luis Marquez** a penalty in the amount of **four hundred dollars (\$400.00)**. The fine is to be paid on or before **October 1, 2017**, 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)(23) **TRAINER RESPONSIBILITY** personally attending to their horses in the paddock and supervising the saddling thereof, unless excused by the stewards; if the trainer is excused, the trainer must secure another trainer or assistant trainer who is licensed by the commission to assume those duties

16.47.1.10 (E)(1) **SUBSTITUTE TRAINER** If any licensed trainer is prevented from performing his duties or is absent from the track where he is participating, the stewards shall be immediately notified, and at the same time, a substitute trainer or assistant trainer, acceptable to the stewards, shall be appointed. The stewards shall be advised when the regular trainer resumes his duties

15.2.6.11(E)(13): **Trainer Responsibility** personally attending in the paddock and supervising the saddling thereof, unless excused by the stewards

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 Ruidoso Downs Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-174
Track Ruidoso Downs
Ruling Date: 8/31/2017

Licensee: CROSS, SHREE R

License Type: Applicant Id: 7825
License Number:

Ruling # 2017-RUI-174

Action Type: Initial Ruling

Ruling:

1 Year Office Personnel (Entry Clerk) Shree Cross, having waived her rights to a 10 day notice and formal hearing before the Board of Stewards on **August 31, 2017**, for taking an entry on an ineligible horse "**HEZA STREAKIN LEGACY**" and overriding the stewards list on **August 25, 2017, at Ruidoso Downs**.

For this violation, the Board of Stewards assessed **Shree Cross** a fine in the amount of **two hundred dollars, (\$200.00)**. The fine is to be paid on or before **September 31, 2017**, 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

15.2.5.8 (I.) PREFERRED LIST: 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

15.2.5.12(I) Horse Ineligible A horse shall be ineligible to start in a race when its name appears on the starter's list, Steward's List, or Veterinarian's List.

Licensee is found to be in violation of

15.2.1.8(B)(I) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards

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 #: 2017-RUI-175
Track Ruidoso Downs
Ruling Date: 9/1/2017

Licensee: SAENZ, MIGUEL HERRERA
License Type: 2017 3 Year Owner Applicant Id: 35089
License Number: 286770

Ruling # 2017-RUI-175

Action Type: Initial Ruling

Ruling:

Groom Miguel Saenz, shall remain summarily suspended, having failed to appear for **his** hearing (concerning summary suspension ruling **2017-RUI-148**) on **September 1, 2017**, in accordance with **15.2.1.9(B)(4)(d)non-appearance**. Per **15.2.1.9 (C)(21)(a-b) Exclusion, Miguel Saenz** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC per **15.2.1.9 (C)(21) NMAC**.

Licensee is found in violation of:

15.2.1.9(B)(3)(a) Summary Suspension Which states in pertinent part "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".

This ruling is written in accordance:

15.2.1.9 (B)(3)(b) NMAC. Summary Suspension

16.47.1.8 (L)(1)(i) – Conduct Which states in pertinent part "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing"

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures

By Order of The Ruidoso Downs Stewards



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-176
Track Ruidoso Downs
Ruling Date: 9/1/2017

Licensee: REYES, FRANK

License Type: 2014 3 Year Jockey Applicant Id: 116762
License Number: 184679

Ruling # 2017-RUI-176

Action Type: Initial Ruling

Ruling:

Jockey **Frank Reyes**, having been summoned **and having appeared** before the Board of Stewards on **September 1, 2017**, for returning to the unsaddling saddling area with a lame horse after the **1st race on August 27, 2017, at Ruidoso Downs**.

The Board of Stewards hereby assesses, **Frank Reyes**, a fine in the amount of **one hundred dollars, (\$100.00)**. This fine is to be paid on or before **October 1, 2017** 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 in violation of:

16.47.1.8 (L)(1)(i) 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.

This ruling is written in accordance with

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys
15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority
16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-177
Track Ruidoso Downs
Ruling Date: 9/2/2017

Licensee: THEDFORD, TANNER TROY
License Type: 2016 3 Year Jockey Applicant Id: 20419
License Number: 282007

Ruling # 2017-RUI-177

Action Type: Initial Ruling

Ruling:

Jockey **Tanner Thedford** having been duly notified and appeared before the Board of Stewards on **September 2, 2017**, for his excessive use of the whip on his mount **"FIRST GHOST"** during the running of the **4th race on September 1, 2017, at Ruidoso Downs.**

The Board of Stewards assess **Tanner Thedford** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or before **October 2, 2017**, in accordance with **15.2.3.8 (B)(3)(I)**. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.13(E)(6)(e) Use of riding crops. Indiscriminate use of the whip is prohibited including whipping a horse: on the head, flanks or on any other part of its body other than the shoulders or hind quarters except when necessary to control a horse; during the post parade or after the finish of the race except when necessary to control the horse; excessively or brutally causing welts or breaks in the skin; when the horse is clearly out of the race or has obtained its maximum placing; persistently even though the horse is showing no response under the riding crop; or striking another rider or horse.

This ruling is written in accordance with:

15.2.1.9(B)(4)(A) Jockeys Notice of Hearing 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d) Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority/ 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a) Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards

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 #: 2017-RUI-178
Track Ruidoso Downs
Ruling Date: 9/3/2017

Licensee: RAMIREZ, FRANCISCO RAUL

License Type: Applicant Id: 11795
License Number:

Ruling # 2017-RUI-178

Action Type: Initial Ruling

Ruling:

Trainer FRANCISCO RAUL RAMIREZ (DOB: 03/19/1972 NMSRC LICENSE #46079510), having appeared telephonically before the Board of Stewards on this date for failure to declare equipment (flipping halter) at time of entry on the horse "Get Out There", entered in the fourteenth race, Friday, August 16, 2013, at Ruidoso Downs; FRANCISCO RAUL RAMIREZ is found to be in violation of: 15.2.5.S(B)(IO) NMAC: Which states in pertinent part that "Any approved change of equipment must be declared at time of entry." 15.2.3.S(B)(I) (d) NMAC: Which states 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 rule violation, the Board of Stewards assessed FRANCISCO RAUL RAMIREZ a penalty in the amount of one hundred dollars (\$100.00) for this second related violation at this meeting. The fine is to be paid on or before September 17, 2013, in accordance with 15.2.3.8(B)(3)(1) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

By Order of The Ruidoso Downs Stewards

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

Robert Smith

[Signature]

[Signature]



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-179
Track Ruidoso Downs
Ruling Date: 9/3/2017

Licensee: MEDINA, ANTHONY CHAYANNE

License Type: Applicant Id: 30292
License Number:

Ruling # 2017-RUI-179

Action Type: Initial Ruling

Ruling:

Jockey Anthony Medina, having been duly notified and having appeared before the Board of Stewards on **September 2, 2017, for a summary suspension hearing per ruling 2017-RUI-167**, shall remain suspended, pending conformation from laboratory. Per **15.2.1.9 (C)(21)(a-b) Exclusion, Anthony Medina** is hereby excluded from all areas of the grounds under the jurisdiction of the NMSRC per **15.2.1.9 (C)(21) NMAC**.

Licensee is found in violation of:

15.2.1.9(B)(3)(a) Summary Suspension Which states in pertinent part "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".

This ruling is written in accordance:

15.2.1.9 (B)(3)(b) NMAC. Summary Suspension

16.47.1.8 (L)(1)(i) – Conduct Which states in pertinent part "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures if the applicant is a person whose conduct or reputation may reflect on the honesty, and integrity of horse racing"

15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards

Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T)

KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e)

Grounds For Disciplinary Measures

By Order of The Ruidoso Downs Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-180
Track Ruidoso Downs
Ruling Date: 9/3/2017

Licensee: RIVAS, JUAN CARLOS

License Type: 2016 3 Year Jockey Applicant Id: 30997
License Number: 284321

Ruling # 2017-RUI-180

Action Type: Initial Ruling

Ruling:

Jockey, Juan Carlos Rivas, having been summoned and having appeared before Board of Stewards on September 3, 2017, for careless riding during the running of the 1st race on September 2, 2017, at Ruidoso Downs, while aboard "JZOOMIN SCOOT" which resulted in his mount being disqualified from 1ST place to 6th place. (Broke in sharply after the start, impeding inside horses, and then bore in sharply going into the turn, impeding the #1.)

The Board of Stewards hereby assess Juan Carlos Rivas a suspension of 3 race days (September 5, 2017, September 9, 2017, and September 10, 2017). Juan Carlos Rivas is allowed to ride designated races.

Licensee is found in violation of:

15.2.5.13(E)(2)(a) 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) Thoroughbred Races 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) Post to Finish/15.2.5.13(E)(3)(d) Post to Finish/15.2.5.13(E)(4)(a) Disqualification/ 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority / 16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures /15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards

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 #: 2017-RUI-181
Track Ruidoso Downs
Ruling Date: 9/3/2017

Licensee: GUTIERREZ, HOMERO

License Type: 2014 3 Year Trainer Applicant Id: 20416
License Number: 164194

Ruling # 2017-RUI-181

Action Type: Initial Ruling

Ruling:

Trainer **Homero Gutierrez**, having waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **September 1, 2017** for transferring ownership of entry "**IZE A BOSS**", which resulted in a scratch of said horse **from the 2ND race on September 3, at Ruidoso Downs.**

For this rule violation, the Board of Stewards assessed a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to paid on or before **October 3, 2017**, 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:

15.2.5.8 (B)(2) PROCEDURE FOR ENTRIES An entry shall be in the name of the horse's owner and made by the owner, trainer or a licensed designee of the owner or trainer. Any horse which is in a race or on the also-eligible list may not be sold or transferred until that obligation is completed, except with permission of the stewards.

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 Ruidoso Downs Stewards

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

Robert Smith

Jill [Signature]

Shirley [Signature]



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-182
Track Ruidoso Downs
Ruling Date: 9/3/2017

Licensee: MARQUEZ, ALFREDO

License Type: 2016 3 Year Trainer Applicant Id: 26799
License Number: 282775

Ruling # 2017-RUI-182

Action Type: Initial Ruling

Ruling:

Trainer Alfredo Marquez having waived his rights to a 10 day notice and formal hearing before the Board of Stewards on **September 3, 2017**, for failure to have sufficient works for entry "**DM QUICKTOBURNYA**" which resulted in a scratch in the **4th race on September 2, 2017, at Ruidoso Downs.**

The Board of Stewards hereby assess **Alfredo Marquez** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **October 3, 2017**, in accordance with 15.2.3.8(B)(3)(l). Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

15.2.5.11(A) WORKOUT REQUIREMENTS

15.2.5.12 (L) HORSES INELIGABLE

16.47.1.10 (C)(18) TRAINER RESPONSIBILITY

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 Ruidoso Downs Stewards

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



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: 2017-RUI-183
Track Ruidoso Downs
Ruling Date: 9/4/2017

Licensee: VALLES, RODOLFO GUADALUPE
License Type: 2015 3 Year Trainer Applicant Id: 33090
License Number: 278659

Ruling # 2017-RUI-183

Action Type: Initial Ruling

Ruling:

Trainer Rodolfo Valles having waived his rights to a 10 day notice and formal hearing before the Board of Stewards on September 4, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "Belly Button Who" (Test Sample #: NM27783), who finished 3rd place in the 4th race on August 12, 2017, at Ruidoso Downs in Ruidoso, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Rodolfo Valles.

Jerry Cannon and Sheree Cannon are the owners of record for horse "Belly Button Who". This is their FIRST Class 3B medication violation in a lifetime.

For Trainer Rodolfo Valles's First Class 3B medication violation, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. A 30 day suspension of all NMRC licenses starting September 5, 2017, through October 4, 2017, inclusive.
2. A (\$750) seven hundred and fifty dollar fine to paid on or before October 4, 2017, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay fine in prescribed time may result in an immediate suspension.

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

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol /16.47.1.8 (U)(1) PROTECTION OF HORSES 15.2.6.9(B)(2) Penalty recommendations This ruling is written in accordance with 15.2.6.11(A) NMAC: Trainer Responsibility 16.47.1.10(B)(1) NMAC: Absolute Insurer 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution 15.2.5.13(E)(4)(d) NMAC: Stewards Authority 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 #: 2017-RUI-184
Track Ruidoso Downs
Ruling Date: 9/4/2017

Licensee: CANNON, JERRY TOM

License Type: 2017 3 Year Owner Applicant Id: 9477
License Number: 285077

Ruling # 2017-RUI-184

Action Type: Initial Ruling

Ruling:

Owners Jerry Cannon and Sheree Cannon having been noticed telephonically for an informal hearing before the Board of Stewards on September 4, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "Belly Button Who" (Test Sample #: NM27783), who finished 3rd place in the 4th race on August 12, 2017, at Ruidoso Downs in Ruidoso, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by their trainer Rodolfo Valles.

Rodolfo Valles, the trainer of record for horse "Belly Button Who", waived his rights to a 10 day notice and formal hearing. This is Rodolfo Valles's FIRST Class 3B medication violation in a lifetime.

For Owners Jerry Cannon and Sheree Cannon's First Class 3B medication violation, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. Pursuant to rules 15.2.3.8 (B)(9)(a)(c)Stewards List, 15.2.6.9(C)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d)List Removal Requirements, the horse "Belly Button Who" is placed on the Stewards list for a period of 60 days (beginning August 24, 2017). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.
2. The horse "Belly Button Who" is hereby disqualified from THIRD PLACE and ordered unplaced from the 4th race on August 12, 2017, at Ruidoso Downs, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. On the Low Down
 2. PJ's Gold
 3. The Great Dome
 4. Sparky Wo
 5. Rio Innoko
 6. Gee Whiz Who
 7. Southwestern Charm

Unplaced "Belly Button Who"

Licensee is found in violation of 15.2.6.9(C)(1-2-3) Prima Facie Evidence /15.2.6.9(C)(3) Clenbuterol /16.47.1.8 (U)(1) PROTECTION OF HORSES 15.2.6.9(B)(2) Penalty recommendations This ruling is written in accordance with 15.2.3.8(B)(3)(k) NMAC: Purse Redistribution 15.2.5.13(E)(4)(d) NMAC: Stewards Authority 15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9) (a)Failure to Appeal/ 15.2.1.9(B)(9)(b): Appeal Procedures Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Ruidoso Downs Stewards

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 #: 2017-RUI-185
Track Ruidoso Downs
Ruling Date: 9/4/2017

Licensee: CANNON, SHEREE Y

License Type: 2014 3 Year Owner Applicant Id: 12125
License Number: 164031

Ruling # 2017-RUI-185

Action Type: Initial Ruling

Ruling:

Owners Jerry Cannon and Sheree Cannon having been noticed telephonically for an informal hearing before the Board of Stewards on September 4, 2017, regarding an affidavit from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in the urine of horse "Belly Button Who" (Test Sample #: NM27783), who finished 3rd place in the 4th race on August 12, 2017, at Ruidoso Downs in Ruidoso, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by their trainer Rodolfo Valles. Rodolfo Valles, the trainer of record for horse "Belly Button Who", waived his rights to a 10 day notice and formal hearing. This is Rodolfo Valles's FIRST Class 3B medication violation in a lifetime.

For Owners Jerry Cannon and Sheree Cannon's First Class 3B medication violation, the Board of Stewards assessed a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations as follows:

1. Pursuant to rules 15.2.3.8 (B)(9)(a)(e) Stewards List, 15.2.6.9(C)(7)(c) Positive Test Report, 15.2.6.9(C)(8) Positive Test List, 15.2.6.9(C)(9)(a-d) List Removal Requirements, the horse "Belly Button Who" is placed on the Stewards list for a period of 60 days (beginning August 24, 2017). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test.
2. The horse "Belly Button Who" is hereby disqualified from THIRD PLACE and ordered unplaced from the 4th race on August 12, 2017, at Ruidoso Downs, for all but pari-mutuel wagering. The purse redistribution is as follows.
 1. On the Low Down
 2. PJ's Gold
 3. The Great Dome
 4. Sparky Wo
 5. Rio Innoko
 6. Gee Whiz Who
 7. Southwestern Charm

Unplaced "Belly Button Who"

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