



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-16  
Track SunRay Park  
Ruling Date: 4/29/2017

Licensee: ACOSTA, JR CARLOS H.

License Type: 2014 3 Year Trainer      Applicant Id: 19413  
Date of Birth: 06/19/1987      License Number: 206126

Ruling # 2017-SRP-16

Action Type: Initial Ruling

Ruling:

Trainer Carlos Acosta having appeared before the Board of Stewards on this date April 30, 2017, for failure to declare equipment FLIPPING HALTER OFF at time of entry on the horse Soxx Ar entered in the fourth race, on April 28th, 2017, at SunRay Park. Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a fine in the amount of one hundred dollars, (\$100.00).

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.

By Order of The SunRay Park Stewards

*Martin Hamilton For Walsh*

*Reuben Finner*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-17  
Track SunRay Park  
Ruling Date: 4/30/2017

Licensee: ALVAREZ, SR RAMON ARIEL  
License Type: 2014 3 Year Trainer Applicant Id: 31977  
Date of Birth: 04/08/1969 License Number: 174315

Ruling # 2017-SRP-17

Action Type: Initial Ruling

Ruling:

Trainer, Ramon Alvarez having signed a waiver for a ten day notice of hearing and having this hearing on April 30, 2017 for failing to have sufficient works for entry "Jet Version" which resulted in the late scratch from 2nd race on April 14, 2017 at Sunland Park.

For this violation the Board of Stewards assessed a fine in the amount of Two hundred dollars, (\$200.00). Which must be paid within a thirty day period.

This ruling is written in accordance with:

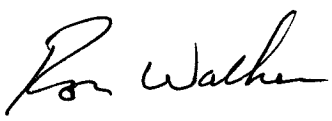
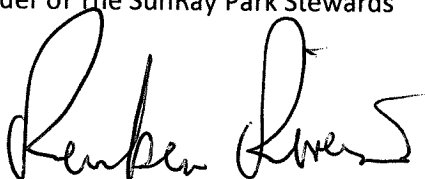

15.2.5.11(A) Workout Requirements  
15.2.5.12 (L) Horses Ineligible  
16.47.1.10©(18) Trainer Responsibility

15.2.3.8 B (3)(f) Stewards Disciplinary Action  
15 2.3.8 (1)(d) Stewards General Authority  
16. 47.1.8 T. Knowledge of Rules  
16.47.1.8 (A)(1) License Required  
16.47.1.8 (N) Last Known Address

15.2.1.9(b):

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

By Order of The SunRay Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-18  
Track SunRay Park  
Ruling Date: 4/30/2017

Licensee: DANLEY, FRED IKE  
License Type: 2014 3 Year Owner Applicant Id: 24866  
Date of Birth: 07/17/1942 License Number: 163532

Ruling # 2017-SRP-18

Action Type: Initial Ruling

Ruling:

Owner: Fred Danley, having been duly notified, and appeared by telephone before the Board of Stewards on April 30, 2017. The hearing was in regard to a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for drug "Xylazine" (drug class 2, penalty B) detected in horse "Tizpat" (Test Sample NM23753), who finished in 1st place in the 8th race on January 31, 2017, at Sunland Park Racetrack in Sunland Park, NM.

The original lab report indicated a finding of Xylazine at a level of over 800 pg/ml in the blood, which exceeds the regulatory threshold limit for Xylazine of 200 pg/ml in the blood (15.2.6.9 (L)(3)(C)). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Fred Danley.

Licensee is found in violation of

15.2.6.9(C)(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".

The Board of Stewards assessed a penalty as follows.

1. The horse "Tizpat" is hereby disqualified from 1st place and ordered unplaced from the 8th race on January 31, 2017, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. De Facto
2. Steel Battalion
3. Sailors Brother
4. Roman Pleasure
5. Ghostly Mover
6. Hunterwood
7. Rock Hard City
8. Kandaly Gold

Unplaced "Tizpat"

This ruling is written in accordance with

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Martine Hamilton*

*Ron Walker*

*Ruben Luna*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-19  
Track SunRay Park  
Ruling Date: 5/5/2017

Licensee: RICHARDS, GERALD HAROLD

License Type: 2016 1 Year Clocker Applicant Id: 8528

Date of Birth: 10/31/1960 License Number: 283947

Ruling # 2017-SRP-19

Action Type: Initial Ruling

Ruling:

The Clocker license issued to Gerald Richards is hereby reinstated as he appeared before the Board of Stewards on May 5, 2017, and stated that he is again working in that capacity.

This ruling is in accordance with: 16.47.1.8 (M)(2) NMAC: Which states in pertinent part "A license is valid only under the condition that the licensee remains eligible to hold such a license".

By Order of The SunRay Park Stewards

*Martin Hamilton*

*Ron Walker*

*Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-20  
Track SunRay Park  
Ruling Date: 5/5/2017

Licensee: REYNA, RUTH R  
License Type: 2017 1 Year Groom Applicant Id: 159696  
Date of Birth: 11/17/1987 License Number: 285184

Ruling # 2017-SRP-20

Action Type: Initial Ruling

Ruling:

**Groom: Ruth Reyna**, having been duly notified and failing to appear before the Board of Stewards on **May 5, 2017, at SunRay Park**, for failing to disclose criminal/arrest history on his licensing application.

**Licensee is found to be in violation of:**

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

**16.47.1.8(L)(1)(F) CONDUCT** The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant has been found to have made false or misleading statements to the commission, stewards, or any racing official

For this violation, the Board of Stewards issue Ruth Reyna a penalty of the following:

A revocation of any/all New Mexico Racing Commission licenses, effective immediately **May 5, 2017**, and is referred to the New Mexico Racing Commission for their further review prior to any further application.

During said time of suspension **Ruth Reyna** 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.

**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)(f) Stewards Disciplinary Action**

**15.2.3.8 B (3)(a) Stewards Disciplinary Action**

**15.2.3.8 B (1) (d) Stewards General Authority**

**16.47.1.8. T. KNOWLEDGE OF RULES:**

**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 SunRay Park Stewards

*Martin Hamilton*

*Ron Wall*

*Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-21  
Track SunRay Park  
Ruling Date: 5/5/2017

Licensee: COX, SHAE LARA

License Type: 2016 3 Year Trainer Applicant Id: 6315

Date of Birth: 07/26/1987 License Number: 282198

Ruling # 2017-SRP-21

Action Type: Initial Ruling

Ruling:

**Trainer: Shae Cox** having been duly notified, and appeared telephonically before the Board of Stewards on **May 5, 2017**, for failure to declare equipment (**Flipping Halter Off**) at time of entry for **"Heza Wild Dragon" entered in the 8th race on April 7, 2017 at Sunland Park Racetrack.**

**Licensee is found to be in violation of:**

15.2.5.8 (B)(10) Procedure For Entries Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

15.2.5.8 (B)(6) Procedure For Entries No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

For this rule violation, the Board of Stewards assessed **Shae Cox** a penalty in the amount of **one hundred dollars (\$ 100.00)**. The fine is to paid on or before **Jun 5, 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.

**This ruling is written in accordance with:**

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

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 SunRay Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-22  
Track SunRay Park  
Ruling Date: 5/6/2017

Licensee: MCCURDY, MARY RHAE

License Type: Applicant Id: 4761  
Date of Birth: 11/26/1970 License Number:

Ruling # 2017-SRP-22

Action Type: Initial Ruling

Ruling:

Suspended groom MARY RHAE MCCURDY, having been the subject of probable cause testing while on Association grounds, and upon a non-negative result (amphetamine) from said test on June 20, 2015, at Ruidoso Downs; is hereby restored to Good Standing, having passed drug testing and appeared before the board of stewards in Iowa.

**This ruling is written in accordance with:**

15.2.3.8 B (3)(f) Stewards Disciplinary Action  
15.2.3.8 B (3)(a) Stewards Disciplinary Action  
15.2.3.8 B (1) (d) Stewards General Authority  
16.47.1.8. T. KNOWLEDGE OF RULES:  
16.47.1.3 Statutory Authority

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 SunRay Park Stewards

*Martin Hamilton* *Ron Walker* *Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-23  
Track SunRay Park  
Ruling Date: 5/6/2017

Licensee: FINCH, SHERRY R.

License Type: Trainer

Applicant Id: 15611

Date of Birth: 01/27/1947

License Number: 152838

Ruling # 2017-SRP-23

Action Type: Initial Ruling

Ruling:

Trainer **Sherry Finch** having appeared before the Board of Stewards on **May 6, 2017**, for failing to have a current coggins on file for entry **Eee DASHIN JODI**, which resulted in a late scratch in the **Ninth race on MAY 5, 2017 at SunRay Park.**

**Licensee is found to be in violation of.**

15.2.5.12(Z) 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) the proper identity, custody, care, health, condition, and safety of horses in their charge.

16.47.1.10(C)(7) 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.

For this violation, the Board of Stewards assessed **Sherry Finch** a fine in the amount **of two hundred dollars (\$200.00)**. The fine is to be paid on or before **June 5, 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

**This ruling is written in accordance with**

16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Martin Hamilton* *Pat Walsh* *Linda Salinas*





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-24  
Track SunRay Park  
Ruling Date: 5/6/2017

Licensee: MEGARIZ, III MICHAEL

License Type: 2015 3 Year Trainer Applicant Id: 16966

Date of Birth: 01/06/1963 License Number: 279624

Ruling # 2017-SRP-24

Action Type: Initial Ruling

Ruling:

Trainer Michael Megariz III having been duly notified **and having appeared** before the Board of Stewards on May 6, 2017 for failing to have a current Coggins for entry "Who's Your Senator" which resulted in a scratch and mutuel refund in the first race on May 5, 2017, at Sunray Park.

**Licensee is found to be in violation of.**

15.2.5.12(Z) 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) the proper identity, custody, care, health, condition, and safety of horses in their charge.

16.47.1.10(C)(7) 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.

For this violation, the Board of Stewards assessed Michael Megariz III a fine in the amount **of two hundred dollars (\$200.00)**. The fine is to be paid on or before March 30, 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.

**This ruling is written in accordance with**

16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-25  
Track SunRay Park  
Ruling Date: 5/7/2017

Licensee: GAMA, GABRIEL

License Type: 2014 3 Year Trainer Applicant Id: 11071

Date of Birth: 03/24/1957 License Number: 112116

Ruling # 2017-SRP-25

Action Type: Initial Ruling

Ruling:

Trainer **Gabriel Gama** having been duly notified, appeared telephonically before the Board of Stewards on May 7, 2017 for failing to have his horse **Kumbaya King** on the grounds which resulted in a late scratch in the **9th race on May 1, 2017**.

**Licensee is found to be in violation of:**

**15.2.5.12(A) HORSES INELIGIBLE:** A horse shall be ineligible to start in a race when it is not stabled on the grounds of the association or present by the time established by the commission.

**15.2.6.11(E)(10): Trainer Responsibility** ensuring that every horse entered to race is present at its assigned stall for a pre-race soundness inspection as prescribed in this part.

15.2.3.8 B (1) (d) Stewards General Authority

For this violation, the Board of Stewards assessed **Gabriel Gama** a fine in the amount **of two hundred dollars (\$200.00)**. The fine is to be paid on or before **June 6, 2017** 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

**This ruling is written in accordance with:**

16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Linda Salinas* *Ben Walker* *Martin Hamilton*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-26  
Track SunRay Park  
Ruling Date: 5/8/2017

Licensee: GONZALEZ, SR JOSE R  
License Type: 2015 3 Year Trainer Applicant Id: 19527  
Date of Birth: 05/20/1961 License Number: 277277

Ruling # 2017-SRP-26

Action Type: Initial Ruling

Ruling:

**Trainer Jose R. Gonzalez Sr.** having been duly notified, **appeared, and waved his hearing** before the Board of Stewards on **May 7, 2017**, for failure to declare equipment (**Blinkers OFF**) at time of entry for **"Ronas Dynasty"**, entered in **the 1st race on May 5, 2017 at SunRay Park Racetrack.**

**Licensee is found to be in violation of:**

**15.2.5.8 (B)(10) Procedure For Entries** Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

**15.2.5.8 (B)(6) Procedure For Entries** No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

**15.2.5.13 (A)(6) Equipment For The Running Of The Race:** No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

For this rule violation, the Board of Stewards assessed **Jose R. Gonzalez Sr.** a penalty in the amount of **Fifty dollars (\$50.00).** The fine is to paid on or before **April 6, 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.

**This ruling is written in accordance with:**

**16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Martin Hanington* *Ron With* *Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-27  
Track SunRay Park  
Ruling Date: 5/8/2017

Licensee: Ruling, Horse

License Type: Applicant Id: 86549  
Date of Birth: 08/04/2014 License Number:

Ruling # 2017-SRP-27

Action Type: Initial Ruling

Ruling:

1. A Photo Finish Error in the 7th Race Saturday May 6, 2017 resulted in a reversal of the 4th and 5th place horses for all but pari-mutuel wagering. The purse redistribution is as follows.

1. A.P.Wild
2. Tuscan Thunder
3. Anillo
4. Stolen Rio
5. Moonstruck Cowboy
6. Vulcan's Eagle
7. Barnyard Bully

**This ruling is written in accordance with**

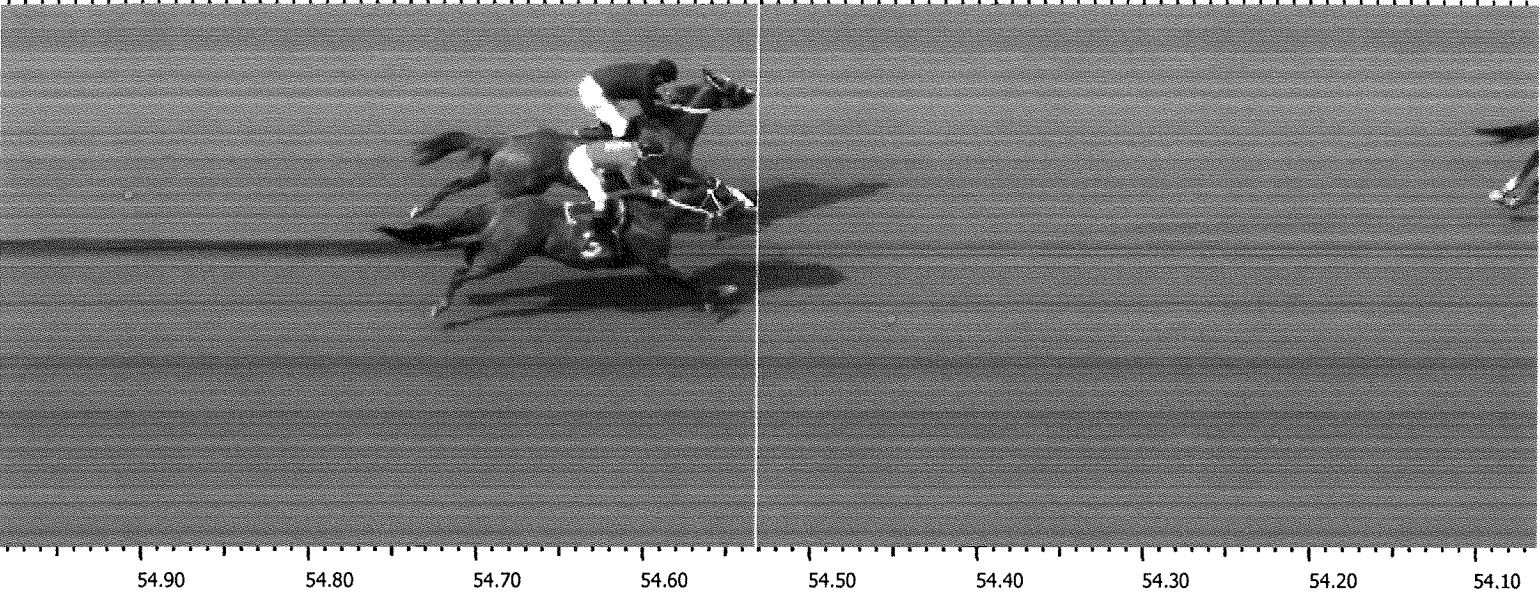
15.2.3.8(B)(3)(k) NMAC: Which states in pertinent part that "Purses, prizes, awards and trophies shall be redistributed if the Stewards or Commission order a change in the official order of finish."

15.2.3.8 B (3)(f) Stewards Disciplinary Action  
15.2.3.8 B (1) (d) Stewards General Authority

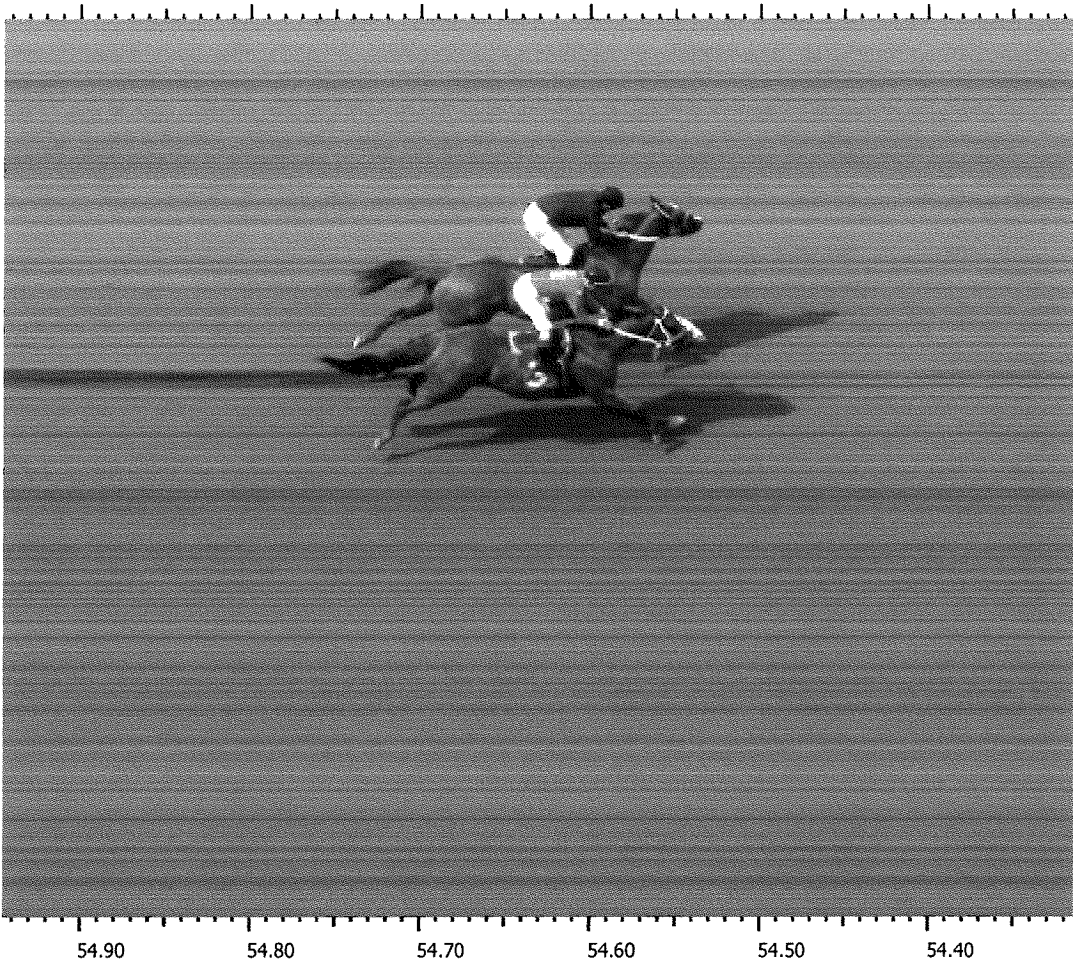
By Order of The SunRay Park Stewards

*Linda Salinas* *For Wash* *Martin Hamilton*

Sunray Park - 5-6-17 race #7  
Finish - Sunray Main  
Start: 5/6/2017 15:42:11.88



Sunray Park - 5-6-17 race #7  
Finish - Sunray Main  
Start: 5/6/2017 15:42:11.88





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-28  
Track SunRay Park  
Ruling Date: 5/8/2017

Licensee: GILES, WESLEY T  
License Type: 2016 3 Year Trainer Applicant Id: 21313  
Date of Birth: 04/07/1960 License Number: 284440

Ruling # 2017-SRP-28

Action Type: Initial Ruling

Ruling:

**Trainer Wesley T. Giles** having been duly notified, **and Jill Giles appeared, and waved his hearing** before the Board of Stewards on **May 6, 2017**, for failure to declare equipment (**Flipping Halter ON**) at time of entry for **"Corona Bud"**, entered in **the 2nd race on May 5, 2017 at SunRay Park Racetrack.**

**Licensee is found to be in violation of:**

**15.2.5.8 (B)(10) Procedure For Entries** Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

**15.2.5.8 (B)(6) Procedure For Entries** No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

**15.2.5.13 (A)(6) Equipment For The Running Of The Race:** No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

For this rule violation, the Board of Stewards assessed **Wesley T. Giles** a penalty in the amount of **Fifty dollars (\$ 50.00)**. The fine is to paid on or before **June 7, 2017**, in accordance with 15.2.3.8(B) (3)(l) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

**This ruling is written in accordance with:**

**16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Linda Salinas* *Ben Wath* *Martin Hamilton*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-29  
Track SunRay Park  
Ruling Date: 5/8/2017

Licensee: FINCH, SHERRY R.

License Type: Trainer

Applicant Id: 15611

Date of Birth: 01/27/1947

License Number: 152838

Ruling # 2017-SRP-29

Action Type: Initial Ruling

Ruling:

Issued in error

By Order of The SunRay Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-30  
Track SunRay Park  
Ruling Date: 5/8/2017

Licensee: SALAZAR, MICHELLE MEYER

License Type: Applicant Id: 21092

Date of Birth: 04/21/1960 License Number:

Ruling # 2017-SRP-30

Action Type: Initial Ruling

Ruling:

Issued in error

By Order of The SunRay Park Stewards

*Linda Salinas*

*Bob Welch*

*Martin Hamilton*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-31  
Track SunRay Park  
Ruling Date: 5/8/2017

Licensee: SALAZAR, MICHELLE MEYER  
License Type: Trainer Applicant Id: 21092  
Date of Birth: 04/21/1960 License Number: 152882

Ruling # 2017-SRP-31

Action Type: Initial Ruling

Ruling:

Trainer **Michelle Salazar** having been duly notified waved a hearing **and appeared** telephonically before the Board of Stewards on **May 8, 2017** for failing to have a current **Coggins** on file for entry "**Attach Mode**" which resulted in a late scratch in the **5th race on May 6, 2017, at Sunray Park.**

**Licensee is found to be in violation of.**

15.2.5.12(Z) 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) the proper identity, custody, care, health, condition, and safety of horses in their charge.

16.47.1.10(C)(7) 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.

For this violation, the Board of Stewards assessed **Michelle Salazar** a fine in the amount **of two hundred dollars (\$200.00)**. The fine is to be paid on or before **June 7, 2017**, in accordance with 15.2.3.8 (B)(3)(l) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

**This ruling is written in accordance with**

16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-32  
Track SunRay Park  
Ruling Date: 5/13/2017

Licensee: ALVAREZ, SR RAMON ARIEL  
License Type: 2014 3 Year Trainer Applicant Id: 31977  
Date of Birth: 04/08/1969 License Number: 174315

Ruling # 2017-SRP-32

Action Type: Initial Ruling

Ruling:

**Trainer: Ramon A Alvarez** having been duly notified and failing to appear before the Board of Stewards on **May 12, 2017**, for failure to have sufficient works for entry "**Jet Version**" which resulted in a scratch in the **2nd race on April 14, 2017, at Sunland Park Racetrack.**

Licensee is found to be in violation of:

**15.2.5.11 WORKOUTS:**

**A. REQUIREMENTS:**

- (1) A non-starter must have had within 60 days prior to time of race one approved official schooling race or at least two workouts recorded at a pari mutuel or commission recognized facility and posted with the racing secretary prior to time of race, one of the two workouts shall be from the starting gate, and be gate approved. It shall be the trainer's responsibility to establish validity as to workouts and gate approvals
- (2) Any horse which has started, but not within six months, must have one official workout from the starting gate or must have proof of standing the horse at least one time within a 60 day period. Any horse which has started, but not within 60 days, must have at least one workout within 60 days prior to time of race. Horses that have not started within six months of entry must have at least two approved workouts within the 60 days.

**15.2.5.12 HORSES INELIGIBLE:** A horse shall be ineligible to start in a race when:

L. it lacks sufficient official published workouts or race past performance(s);

**16.47.1.10 (C)(18) TRAINER RESPONSIBILITY**

The Board of Stewards hereby assesses **Ramon A. Alvarez** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **June 12, 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.

This ruling is written in accordance with:

**16.47.1.8. T. KNOWLEDGE OF 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 SunRay Board of Stewards

*Martin Hamilton*

*Ra Walsh*

*Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP 33  
Track SunRay Park  
Ruling Date: 5/13/2017

Licensee: RAMOS, JOSE R

License Type: 2015 3 Year Trainer

Applicant Id: 31929

Date of Birth: 03/19/1967

License Number: 279683

Ruling # 2017-SRP 33

Action Type: Initial Ruling

Ruling:

**Trainer: Jose R Ramos** having been duly notified and failing to appear before the Board of Stewards on **May 12, 2017**, for failure to have sufficient works for entry "**Sno White Princess**" which resulted in a scratch in the **1st race on April 14, 2017, at Sunland Park Racetrack.**

**Licensee is found to be in violation of:**

**15.2.5.11 WORKOUTS:**

**A. REQUIREMENTS:**

(1) A non-starter must have had within 60 days prior to time of race one approved official schooling race or at least two workouts recorded at a pari mutuel or commission recognized facility and posted with the racing secretary prior to time of race, one of the two workouts shall be from the starting gate, and be gate approved. It shall be the trainer's responsibility to establish validity as to workouts and gate approvals

(2) Any horse which has started, but not within six months, must have one official workout from the starting gate or must have proof of standing the horse at least one time within a 60 day period. Any horse which has started, but not within 60 days, must have at least one workout within 60 days prior to time of race. Horses that have not started within six months of entry must have at least two approved workouts within the 60 days.

**15.2.5.12 HORSES INELIGIBLE:** A horse shall be ineligible to start in a race when:

L. it lacks sufficient official published workouts or race past performance(s);

**16.47.1.10 (C)(18) TRAINER RESPONSIBILITY**

The Board of Stewards hereby assesses **Jose R. Ramos** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **June 12, 2017**, in accordance with 15.2.3.8(B) (3)(l) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

**This ruling is written in accordance with:**

16.47.1.8. T. KNOWLEDGE OF 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 SunRay Board of Stewards

*Linda Salinas*

*Bob With*

*Martin Hamilton*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-34  
Track SunRay Park  
Ruling Date: 5/13/2017

Licensee: CABRERA, YANETH

License Type: 2016 3 Year Owner      Applicant Id: 33209  
Date of Birth: 03/11/1984      License Number: 284452

Ruling # 2017-SRP-34

Action Type: Initial Ruling

Ruling:

Owner: Yaneth Cabrera, having been duly notified, and having failed to appear, had her hearing held in absentia before the Board of Stewards May 13, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for confirmed positives of Clenbuterol at 383pg/ml and Carbazochrome at 10 ng/ml for the horse Klassic Strawfly (sample #NM25189), in the 9th race March 10, 2017, in the 30th QH West Texas Maturity at Sunland Park.

Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded to trainer Alfredo Gomez and confirmed by Industrial Laboratories.

This is in violation of:

**15.2.6.9. D. MEDICATION RESTRICTIONS:** (2) Drugs or medications in horses are permissible, provided: the drug or medication is listed by the association of racing commissioners international's drug testing standards and practices program; the maximum permissible urine or blood concentration of the drug or medication does not exceed the published limit. (4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample. (5) Any horse that is the subject of a positive test report from the official laboratory for a drug in one of the following categories shall be placed immediately on the steward's list: (c) clenbuterol or other beta-agonist drugs with significant anabolic effects that are not currently penalty class A drugs;

This is Yaneth Cabrera's 4th lifetime Class 3B medication violation in accordance with 15.2.6.9 (L)NMAC. The Board of Stewards assessed Yaneth Cabrera a penalty as follows.

1. A (\$5,000) five thousand dollar fine to paid on or before June 13, 2017, in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(I) NMAC: Failure to pay fine in prescribed time may result in an immediate suspension.

2. Pursuant to rules 15.2.6.9(D)(5)(c), 15.2.6.9 (D)(6), and 15.2.6.9(D)(7), the horse was placed on the Stewards list for a period of 60 days (March 29, 2017 through May 28, 2017 inclusive), during this period the papers were removed from the racing office and the horse was denied entry until they passed a commission approved veterinary examination (which was negative) before being eligible to enter.

1. The horse "Klassic Strawfly" is hereby disqualified from FIRST PLACE and ordered unplaced from the 9th race on March 10, 2017, at Sunland Park Racetrack, for all but pari-mutuel wagering.

The purse redistribution is as follows.

1. Jm Apollo
2. May Be Fantastic
3. Walken to the Moon
4. Rattle N Battle
5. Flare for Ivory
6. Sf Hot Pass
7. Fine Oak Corona
8. Once Over

Unplaced "Klassic Strawfly"

**15.2.6.9. C. Penalty recommendations** (2) Category B penalties will be assessed against a owner for violations due to the presence of a drug carrying a category B penalty and for the presence of more than one NSAID in a plasma/serum sample. Recommended penalties for category B violations and for the presence of more than one NSAID in a plasma/serum sample for a licensed trainer are as follows: **Third Lifetime offense-** Disqualification, loss of purse, and in the absence of mitigating circumstances a \$5,000 fine, and must pass a commission-approved examination before becoming eligible to be entered.

**15.2.3.8 B (3)(f) Stewards Disciplinary Action**

**16.47. 15.2.3.8 B (1) (d) Stewards General Authority**

**16.47.1.8. T. KNOWLEDGE OF 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."

*Linda Salinas*

*Pat Walker*

*Martin Hamilton*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-35  
Track SunRay Park  
Ruling Date: 5/14/2017

Licensee: AMAYA-RUIZ, DANIEL ROBERTO  
License Type: 2015 3 Year Jockey      Applicant Id: 33287  
Date of Birth: 07/23/1993      License Number: 279286

Ruling # 2017-SRP-35

Action Type: Initial Ruling

Ruling:

Jockey **Daniel Ruiz Amaya** having been duly notified **failed to appear and was represented by his agent** before the Board of Stewards on **May 10, 2017**, for having failed to be excused from, or to notify the Board of Stewards of his absence, and subsequent failure to honor his riding engagement in the **First and Ninth race on May 8, 2017, at SunRay Park Racetrack.**

**Licensee is found to be in violation of:**

**15.2.5.13(C)(1)** 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."

**15.2.5.13(C)(3)** 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."

The Board of Stewards hereby assesses **Daniel Ruiz Amaya** a penalty in the amount of **Two hundred dollars (\$200.00)**. The fine is to be paid on or before **June 13, 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.

**This ruling is written in accordance with:**

**16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Teresa Salinas      Ron Walker      Martin Hamilton*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-36  
Track SunRay Park  
Ruling Date: 5/14/2017

Licensee: GOMEZ, ALFREDO MORRIS  
License Type: 2016 3 Year Trainer Applicant Id: 14091  
Date of Birth: 11/01/1975 License Number: 283239

Ruling # 2017-SRP-36

Action Type: Initial Ruling

Ruling:

**Trainer: Alfredo M. Gomez**, having been duly notified, and having appeared telephonically before the Board of Stewards **May 13, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC)**, for confirmed positives of Clenbuterol at 383pg/ml and Carbazochrome at 10 ng/ml for the horse **Klassic Strawfly** (sample #NM25189), in the 9th race March 10, 2017, in the 30th QH West Texas Maturity at Sunland Park.

Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded to trainer Alfredo Gomez and confirmed by Industrial Laboratories.

This is in violation of:

**15.2.6.9. D. MEDICATION RESTRICTIONS:** (2) Drugs or medications in horses are permissible, provided: the drug or medication is listed by the association of racing commissioners international's drug testing standards and practices program; the maximum permissible urine or blood concentration of the drug or medication does not exceed the published limit. (4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample. (5) Any horse that is the subject of a positive test report from the official laboratory for a drug in one of the following categories shall be placed immediately on the steward's list: (c) clenbuterol or other beta-agonist drugs with significant anabolic effects that are not currently penalty class A drugs;

**The Board of Stewards assessed a penalty as follows.**

1. A \$3500.00 fine for Clenbuterol, a \$1000.00 fine for Carbazochrome (Total: \$4500) to paid on or before June 13, 2017, in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(l) NMAC: Failure to pay fine in prescribed time may result in an immediate suspension.
2. Pursuant to rules 15.2.6.9(D)(5)(c), 15.2.6.9 (D)(6), and 15.2.6.9(D)(7), the horse was placed on the Stewards list for a period of 60 days (**March 29, 2017 through May 28, 2017 inclusive**), during this period the papers were removed from the racing office and the horse was denied entry until they passed a commission approved veterinary examination (which was negative) before being eligible to enter.
3. A 6 month suspension of all NMRC licenses starting May 14, 2017 through Nov 10, 2017, inclusive. **Alfredo M. Gomez waived his 10 day appeal rights.**

The horse "**Klassic Strawfly**" is hereby disqualified from **FIRST PLACE** and ordered unplaced from the 9th race on March 10, 2017, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Jm Apollo
2. May Be Fantastic
3. Walken to the Moon
4. Rattle N Battle
5. Flare for Ivory
6. Sf Hot Pass
7. Fine Oak Corona
8. Once Over

**Unplaced "Klassic Strawfly"**

During said time of applicable suspension, **Alfredo M. Gomez** 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). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of **Alfredo M. Gomez** are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c).

**This ruling is written in accordance with**

**15.2.6.11(A) NMAC: Trainer Responsibility and 16.47.1.10(B)(1) NMAC: Absolute Insurer** 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."

By Order of The SunRay Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-37  
Track SunRay Park  
Ruling Date: 5/14/2017

Licensee: GONZALEZ, JR JOSE R

License Type: 2017 3 Year Trainer      Applicant Id: 32929  
Date of Birth: 02/19/1982      License Number: 284813

Ruling # 2017-SRP-37

Action Type: Initial Ruling

Ruling:

**Trainer: Jose R. Gonzalez Jr.** having been duly notified Telephonically by the Board of Stewards on **May 14, 2017,** for failure to have sufficient works for entry "**Cawboybandido**" which resulted in a late scratch from the program in the **7th race on May 8, 2017, at SunRay Park Racetrack.**

**Licensee is found to be in violation of:**

**15.2.5.11 WORKOUTS:**

**A. REQUIREMENTS:**

(1) A non-starter must have had within 60 days prior to time of race one approved official schooling race or at least two workouts recorded at a pari mutuel or commission recognized facility and posted with the racing secretary prior to time of race, one of the two workouts shall be from the starting gate, and be gate approved. It shall be the trainer's responsibility to establish validity as to workouts and gate approvals

(2) Any horse which has started, but not within six months, must have one official workout from the starting gate or must have proof of standing the horse at least one time within a 60 day period. Any horse which has started, but not within 60 days, must have at least one workout within 60 days prior to time of race. Horses that have not started within six months of entry must have at least two approved workouts within the 60 days.

**15.2.5.12 HORSES INELIGIBLE:** A horse shall be ineligible to start in a race when:

L. it lacks sufficient official published workouts or race past performance(s);

**16.47.1.10 (C)(18) TRAINER RESPONSIBILITY**

The Board of Stewards hereby assesses **Jose R. Gonzalez Jr.** a penalty in the amount of **two hundred dollars (\$200.00).** The fine is to be paid on or before **June 13, 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.

**This ruling is written in accordance with:**

**16.47.1.8. T. KNOWLEDGE OF 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 SunRay Board of Stewards

*Martin Hamilton*

*For Walter*

*Linda Salinas*





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-38  
Track SunRay Park  
Ruling Date: 5/14/2017

Licensee: CHAVEZ, ARTURO

License Type: 2015 3 Year Trainer      Applicant Id: 23940  
Date of Birth: 10/09/1957      License Number: 279870

Ruling # 2017-SRP-38

Action Type: Initial Ruling

Ruling:

Trainer Arturo Chavez having been duly notified waved a hearing and appeared telephonically before the Board of Stewards on May 14, 2017 for failing to have a current Coggins on file for entry "The Blue Jr" which resulted in a late scratch in the 3rd race on May 13, 2017, at SunRay Park.

**Licensee is found to be in violation of.**

15.2.5.12(Z) 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) the proper identity, custody, care, health, condition, and safety of horses in their charge.

16.47.1.10(C)(7) 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.

For this violation, the Board of Stewards assessed Arturo Chavez a fine in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before June 13, 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

**This ruling is written in accordance with**

16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-39  
Track SunRay Park  
Ruling Date: 5/14/2017

Licensee: REYNOLDS, CODY

License Type: 2016 3 Year Trainer      Applicant Id: 34144  
Date of Birth: 07/23/1981      License Number: 282944

Ruling # 2017-SRP-39

Action Type: Initial Ruling

Ruling:

**Trainer: Cody Reynolds** having been duly notified Telephonically by the Board of Stewards on **May 14, 2017**, for failure to have sufficient works for entry **"Kiss The Tears Away"** which resulted in a late scratch from the program in the **9th race on April 14, 2017, at Sunland Park Racetrack.**

**Licensee is found to be in violation of:**

**15.2.5.11 WORKOUTS:**

**A. REQUIREMENTS:**

(1) A non-starter must have had within 60 days prior to time of race one approved official schooling race or at least two workouts recorded at a pari mutuel or commission recognized facility and posted with the racing secretary prior to time of race, one of the two workouts shall be from the starting gate, and be gate approved. It shall be the trainer's responsibility to establish validity as to workouts and gate approvals

(2) Any horse which has started, but not within six months, must have one official workout from the starting gate or must have proof of standing the horse at least one time within a 60 day period. Any horse which has started, but not within 60 days, must have at least one workout within 60 days prior to time of race. Horses that have not started within six months of entry must have at least two approved workouts within the 60 days.

**15.2.5.12 HORSES INELIGIBLE:** A horse shall be ineligible to start in a race when:

L. it lacks sufficient official published workouts or race past performance(s);

**16.47.1.10 (C)(18) TRAINER RESPONSIBILITY**

The Board of Stewards hereby assesses **Cody Reynolds** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **June 13, 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.

**This ruling is written in accordance with:**

**16.47.1.8. T. KNOWLEDGE OF 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 SunRay Board of Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-40  
Track SunRay Park  
Ruling Date: 5/15/2017

Licensee: CAPPELLUCCI, DICK

License Type: 2016 3 Year Trainer      Applicant Id: 15418  
Date of Birth: 10/30/1961      License Number: 284516

Ruling # 2017-SRP-40

Action Type: Initial Ruling

Ruling:

**Trainer: Dick Cappellucci having been duly notified, and having appeared before the Board of Stewards on May 15, 2017 regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed overage of allowable limits for the Class IV drugs "Phenylbutazone" and "Flunixin" which was found in sample NM26341, after it was collected from the horse, "Back Seat Thrills" which finished 2nd in the 9th race, April 18, 2016, at Sunland Park;**

**(The original lab report indicated a finding of Phenylbutazone at 1.48 mcg/ml and Flunixin at 8.5 ng/ml in blood. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded, and denied.**

**Dick Cappellucci is found to be in violation of:**

**15.2.6.9(D)(1-2-3) NMAC:** Which states in pertinent part 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".

**15.2.6.11(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."

**For this violation, the Board of Stewards assessed Dick Cappellucci a penalty as follows;**

**A fine in the amount of \$1000.00 :**

**This is a 1st positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(3)(c) NMAC.**

**The fine is to be paid on or before June 15, 2017**

15.2.3.8 B (1) (d) Stewards General Authority

**BY ORDER OF THE SUNRAY PARK BOARD OF STEWARDS**

*Martin Hamilton*      *Ron Walth*      *Linda Salinas*

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-SRP-41  
Track SunRay Park  
Ruling Date: 5/15/2017

Licensee: FELIX, MARTIN

License Type: 2014 3 Year Jockey

Applicant Id: 86561

Date of Birth: 09/28/1995

License Number: 184656

Ruling # 2017-SRP-41

Action Type: Initial Ruling

Ruling:

Jockey Martin Felix, having been summoned and having appeared before the Board of Stewards on May 15, 2017, for failure to make sufficient effort to maintain his lane while aboard "W R Cartel" in the 4th race on May 13, 2017.

Licensee is found to be in violation of:

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

The Board of Stewards hereby assess, Martin Felix, a fine in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before June 14, 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.

This ruling is written in accordance with:

16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Martin Hamilton*

*Ron Wash*

*Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-42  
Track SunRay Park  
Ruling Date: 5/15/2017

Licensee: BREWER-WEATHERLY, STEPHANIE BETH  
License Type: 2017 3 Year Owner      Applicant Id: 46032  
Date of Birth: 02/18/1983      License Number: 285157

Ruling # 2017-SRP-42

Action Type: Initial Ruling

Ruling:

**Owner: Stephanie Brewer, having been duly notified, and failing to appear before the Board of Stewards on May 15, 2017 regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed overage of allowable limits for the Class IV drugs "Phenylbutazone" and "Flunixin" which was found in sample NM26341, after it was collected from the horse, "Back Seat Thrills" which finished 2nd in the 9th race, April 18, 2016, at Sunland Park;**

**(The original lab report indicated a finding of Phenylbutazone at 1.48 mcg/ml and Flunixin at 8.5 ng/ml in blood. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded, and denied.**

**Stephanie Brewer is found to be in violation of:**

**15.2.6.9(D)(1-2-3) NMAC:** Which states in pertinent part 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".

**For this violation, the Board of Stewards assessed Stephanie Brewer a penalty as follows;  
WARNING**

**This is a 1st positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(3)(c) NMAC.**

15.2.3.8 B (1) (d) Stewards General Authority

**BY ORDER OF THE SUNRAY PARK BOARD OF 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.

*Martin Hamilton*

By Order of The SunRay Park Stewards

*Ron Walsh*

*Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-43  
Track SunRay Park  
Ruling Date: 5/15/2017

Licensee: BREWER, RUSTIN WADE  
License Type: 2017 3 Year Owner Applicant Id: 45946  
Date of Birth: 10/28/1986 License Number: 285158

Ruling # 2017-SRP-43

Action Type: Initial Ruling

Ruling:

Owner: Rustin Brewer, having been duly notified, and failing to appear before the Board of Stewards on May 15, 2017 regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed overage of allowable limits for the Class IV drugs "Phenylbutazone" and "Flunixin" which was found in sample NM26341, after it was collected from the horse, "Back Seat Thrills" which finished 2nd in the 9th race, April 18, 2016, at Sunland Park;

(The original lab report indicated a finding of Phenylbutazone at 1.48 mcg/ml and Flunixin at 8.5 ng/ml in blood. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded, and denied.

Stephanie Brewer is found to be in violation of:

15.2.6.9(D)(1-2-3) NMAC: Which states in pertinent part 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".

For this violation, the Board of Stewards assessed Rustin Brewer a penalty as follows;

**WARNING: Stacking Violation**

This is a 1st positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(3)(c) NMAC.

15.2.3.8 B (1) (d) Stewards General Authority

**BY ORDER OF THE SUNRAY PARK BOARD OF 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.

By Order of The SunRay Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-44  
Track SunRay Park  
Ruling Date: 5/15/2017

Licensee: FENNELL, ERNEST

License Type: 2015 3 Year Trainer      Applicant Id: 34414  
Date of Birth: 01/18/1954      License Number: 277642

Ruling # 2017-SRP-44

Action Type: Initial Ruling

Ruling:

Trainer: Ernest Fennell, having been duly notified and having responded telephonically before the Board of Stewards on May 14, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Clenbuterol" detected in horse "Oswaldo Weapon" (Test Sample #: NM22006), who finished 3rd place in the 4th race on March 17, 2017, at Sunland Park Racetrack in Sunland Park, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Ernest Fennell.

Licensee is found in violation of

15.2.6.9(C)(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".

15.2.6.9(C)(3) There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample

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

For Ernest Fennell's First Class 3B medication violation issued in accordance with 15.2.6.9 (B)(2), the Board of Stewards assessed a penalty as follows.

1. A 30 day suspension of all NMRC licenses starting May 17, 2017 through June 16, 2017, inclusive. Ernest Fennell waived his rights to appeal to start suspension early.
2. (\$1000.00) One Thousand dollar fine to paid on or before June 15, 2017, in accordance with 15.2.3.8 (B)(3)(i). Failure to pay fine in prescribed time may result in an immediate suspension.
3. Pursuant to rules 15.2.3 (B)(9)(a)(e), 15.2.6.9(C)(7)(c), 15.2.6.9(C)(8), 15.2.6.9(C)(9)(a-d), the horse "Oswaldo Weapon" is placed on the Stewards list for a period of 60 days (beginning April 11, 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.
4. The horse "Oswaldo Weapon" is hereby disqualified from Third PLACE and ordered unplaced from the 4th race on March 17, 2017, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Franngelico
2. Mister Royal Tee
3. Vintage Corazon
4. Volcanic Vike
5. Macarena Nueve
6. Mischka J
7. Leftlane Groupie James

Unplaced "Oswaldo Weapon"

During said time of applicable suspension, Ernest Fennell 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). Additionally, effective upon applicable suspension dates, all horses owned or trained, or under the care of Ernest Fennell are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c).

This ruling is written in accordance with

15.2.6.11(A) NMAC: Trainer Responsibility and 16.47.1.10(B)(1) NMAC: Absolute Insurer 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."

16.47.1.8. T. KNOWLEDGE OF RULES:

*Martin Hamilton*

*Don Walker*

*Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-45  
Track SunRay Park  
Ruling Date: 5/15/2017

Licensee: SOLIS, HUBALDO

License Type: 2015 3 Year Owner

Applicant Id: 11361

Date of Birth: 07/08/1960

License Number: 277840

Ruling # 2017-SRP-45

Action Type: Initial Ruling

Ruling:

Owner: **Hubaldo Solis** having been duly notified and having appeared before the Board of Stewards on May 14, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "Clenbuterol" detected in horse "**Oswaldo Weapon**" (Test Sample #: NM22006), who finished **3rd place in the 4th race on March 17, 2017**, at Sunland Park Racetrack in Sunland Park, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Trainer Ernest Fennell.

Licensee is found in violation of

**15.2.6.9(C)(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".

**15.2.6.9(C)(3)** There is no permissible concentration of Clenbuterol that is allowed to appear in any official sample

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

For **Hubaldo Solis** Fourth Class 3B medication violation issued in accordance with **15.2.6.9 (B)(2)**, the Board of Stewards assessed a penalty as follows.

1. A (\$5000.00) Five Thousand dollar fine to paid on or before June 15, 2017, in accordance with **15.2.3.8 (B)(3)(i)**. Failure to pay fine in prescribed time may result in an immediate suspension.
2. Pursuant to rules **15.2.3 (B)(9)(a)(e)**, **15.2.6.9(C)(7)(c)**, **15.2.6.9(C)(8)**, **15.2.6.9(C)(9)(a-d)**, the horse "**Oswaldo Weapon**" is placed on the Stewards list for a period of 60 days (beginning April 11, 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.
3. The horse "**Oswaldo Weapon**" is hereby disqualified from Third PLACE and ordered unplaced from the 4th race on March 17, 2017, at Sunland Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Frangelico
2. Mister Royal Tee
3. Vintage Corazon
4. Volcanic Vike
5. Macarena Nueve
6. Mischka J
7. Leftlane Groupie James

Unplaced "**Oswaldo Weapon**"

This ruling is written in accordance with

**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) NMAC:** Which states in pertinent part that "The Stewards may determine that a horse shall be unplaced for purpose of the purse distribution and trial qualification."

**16.47.1.8. T. KNOWLEDGE OF RULES:**

**15.2.1.9(B)(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 SunRay Park Stewards

*Martin Hamill*

*Ron Walker*

*Linda Salinas*





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-46  
Track SunRay Park  
Ruling Date: 5/19/2017

Licensee: SAENZ, JESUS MANUEL

License Type: 2016 3 Year Owner      Applicant Id: 27961  
Date of Birth: 10/25/1961      License Number: 281515

Ruling # 2017-SRP-46

Action Type: Initial Ruling

Ruling:

**Owner Jesus Manuel Saenz** is hereby restored to Good Standing having paid his outstanding debt.

**This ruling is written in accordance with:**

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(a) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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

By Order of The SunRay Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-47  
Track SunRay Park  
Ruling Date: 5/19/2017

Licensee: EVANS, JUSTIN ROBERT  
License Type: 2015 3 Year Trainer Applicant Id: 30562  
Date of Birth: 06/22/1981 License Number: 246959

Ruling # 2017-SRP-47

Action Type: Initial Ruling

Ruling:

**Trainer Justin Evans** having been duly notified, **his assistant appeared, and waved his hearing** before the Board of Stewards on **May 19, 2017**, for failure to declare equipment (**Blinkers On**) at time of entry for **"Driven Jordan"**, entered in **the 9th race on May 15, 2017 at SunRay Park Racetrack.**

Narrative: The blinkers were removed at the gate.

**Licensee is found to be in violation of:**

**15.2.5.8 (B)(10) Procedure For Entries** Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

**15.2.5.8 (B)(6) Procedure For Entries** No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

**15.2.5.13 (A)(6) Equipment For The Running Of The Race:** No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

For this rule violation, the Board of Stewards assessed **Justin Evans**, a penalty in the amount of **Fifty dollars (\$50.00)**. The fine is to paid on or before **June 18, 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.

**This ruling is written in accordance with:**

**16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Martin Hamilton*

*Ron Walker*

*Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-48  
Track SunRay Park  
Ruling Date: 5/19/2017

Licensee: SALAZAR, LEROY E

License Type: 2014 3 Year Trainer Applicant Id: 25389

Date of Birth: 09/23/1947 License Number: 163236

Ruling # 2017-SRP-48

Action Type: Initial Ruling

Ruling:

**Trainer Leroy E. Salazar** having been duly notified, **appeared, telephonically and waved his hearing** before the Board of Stewards on **May 19, 2017**, for failure to declare equipment (**Blinkers On**) at time of entry for **"Tef's Little Cat"**, entered in **the 7th race on May 15, 2017 at SunRay Park Racetrack.**

**Licensee is found to be in violation of:**

**15.2.5.8 (B)(10) Procedure For Entries** Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

**15.2.5.8 (B)(6) Procedure For Entries** No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

**15.2.5.13 (A)(6) Equipment For The Running Of The Race:** No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

For this rule violation, the Board of Stewards assessed **Leroy E. Salazar**, a penalty in the amount of **Fifty dollars (\$50.00)**. The fine is to paid on or before **June 18, 2017**, in accordance with 15.2.3.8(B) (3)(l) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

**This ruling is written in accordance with:**

**16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Martin Hamilton*

*Ron Walker*

*Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-49  
Track SunRay Park  
Ruling Date: 5/20/2017

Licensee: HERRERA, TONY S

License Type: 2015 3 Year Trainer      Applicant Id: 30069  
Date of Birth: 05/28/1970      License Number: 279983

Ruling # 2017-SRP-49

Action Type: Initial Ruling

Ruling:

**Trainer Tony Herrera** having been duly notified, **appeared telephonically and waved his hearing** before the Board of Stewards on **May 19, 2017**, for failure to declare equipment (**Blinkers on**) at time of entry for **"Bf One Sweet Memory"**, entered in **the 1st race on May 15, 2017 at SunRay Park Racetrack.**

Narrative: The blinkers were taken off at the gate.

**Licensee is found to be in violation of:**

**15.2.5.8 (B)(10) Procedure For Entries** Any approved change of equipment must be declared at time of entry. Any changes after that time must be approved by the stewards.

**15.2.5.8 (B)(6) Procedure For Entries** No alteration may be made in any entry after the closing of entries, but an error may be corrected with permission of the stewards

**15.2.5.13 (A)(6) Equipment For The Running Of The Race:** No licensee may add blinkers to a horse's equipment or discontinue their use without the prior approval of the starter, the paddock judge, and the stewards.

For this rule violation, the Board of Stewards assessed **Tony Herrera**, a penalty in the amount of **Fifty dollars (\$50.00)**. The fine is to paid on or before **June 19, 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.

Narrative: The blinkers were taken off at the gate.

**This ruling is written in accordance with:**

**16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Martin Hamilton*

*For Walker*

*Anda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-50  
Track SunRay Park  
Ruling Date: 5/20/2017

Licensee: CHAVEZ, ARTURO

License Type: 2015 3 Year Trainer      Applicant Id: 23940  
Date of Birth: 10/09/1957      License Number: 279870

Ruling # 2017-SRP-50

Action Type: Initial Ruling

Ruling:

**Trainer: Arturo Chavez**, having been duly notified Telephonically by the Board of Stewards on **May 20, 2017 waved a hearing** for failure to have the entry **"RCJ Up and At Em"** off the Starters List which resulted in a late scratch at the gate in the **4th race on April 14, 2017 at Sunland Park Racetrack**.

Licensee is found to be in violation of:

16.47.1.10 (C)(18) TRAINER RESPONSIBILITY

Licensee 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.

12.2.5.12(I) A horse shall be ineligible to start in a race when its name appears on the starter's list, stewards' list or veterinarian's list.

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

The Board of Stewards hereby assesses **Arturo Chavez** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **June 19, 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.

This ruling is written in accordance with:

16.47.1.8. T. KNOWLEDGE OF 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 SunRay Park Stewards

*Martin Hamilton*

*Ros Walsh*

*Linda Salinas*



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-51  
Track SunRay Park  
Ruling Date: 5/20/2017

Licensee: REYNOLDS, CODY

License Type: 2016 3 Year Trainer      Applicant Id: 34144  
Date of Birth: 07/23/1981      License Number: 282944

Ruling # 2017-SRP-51

Action Type: Initial Ruling

Ruling:

Trainer Cody Reynolds having been duly notified and appearing before the **Board Of Stewards on May 19, 2017, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC)**, for a confirmed positive for the therapeutic drug, Dexamethasone (class 4 penalty category C drug) found in test sample **NM25186** taken from the horse "Eagleistic" who finished 1st in the 8th race, on March 10, 2017, at Sunland Park Racetrack in Sunland Park, NM.

The original lab report indicated a finding of **Dexamethasone at 186 pg/ml in the blood**, the allowable limit for Dexamethasone is 5 pg/ml in the blood. Sample rights as provided in **15.2.6.10 (D) NMAC**, were afforded to and confirmed by Texas A & M Laboratory at 156pg/ml +/- 60.

Licensee is found to be in violation of:

**15.2.6.9(C)(1) : Prima Facie Evidence** 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. Prohibited substances include: drugs or medications for which no acceptable levels have been established; therapeutic medications in excess of established acceptable levels; substances present in the horse in excess of levels at which such substances could occur naturally; substances foreign to a horse at levels that cause interference with testing procedures.

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

For **Cody Reynolds's Fifth Class 4C medication violation, in a 365-day period**, issued in accordance with **15.2.6.9 (B)(4)**, the Board of Stewards assessed a penalty as follows:

1. **A (\$2,500) Two thousand Five Hundred dollar fine, to paid on or before June 20, 2017, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time may result in an immediate suspension.**
2. **A 30 day suspension of all NMRC licenses starting May 30, 2017, through June 29, 2017, inclusive.**
3. **During said time of applicable suspension, Cody Reynolds 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 Cody Reynolds are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c).**

This ruling is written in accordance with:

**15.2.6.11(A): Trainer Responsibility:** The trainer is responsible for the condition of horses entered in an official workout or race and is responsible for the presence of any prohibited drug, medication or other substance, including permitted medication in excess of the maximum allowable level, in such horses. A positive test for a prohibited drug, medication or substance, including permitted medication in excess of the maximum allowable level, as reported by a Commission approved laboratory, is prima facie evidence of a violation of this rule. In the absence of substantial evidence to the contrary, the trainer is responsible.

**15.2.6.11(B) Trainer Responsibility** A trainer shall prevent the administration of any drug or medication or other prohibited substance that may cause a violation of these rules.

**16.47.1.8 (T) KNOWLEDGE OF RULES**

**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."

*Martin Hamilton*

*R. Welch*

*Linda Selenis*

By Order of The SunRay Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2017-SRP-52  
Track SunRay Park  
Ruling Date: 5/20/2017

Licensee: BUSTAMANTE-LUNA, CARLOS DANIEL  
License Type: 2017 1 Year Assistant S Applicant Id: 158896  
Date of Birth: 08/12/1998 License Number: 285744

Ruling # 2017-SRP-52

Action Type: Initial Ruling

Ruling:

The Assistant Starter license issued to Carlos Bustamante-Luna is hereby rescinded without prejudice as he has stated that he no longer works in this capacity.

**This ruling is written in accordance with:**

**16.47.1.8 (M)(2) NMAC:** Which states in pertinent part "A license is valid only under the condition that the licensee remains eligible to hold such a license".

**16.47.1.8. T. KNOWLEDGE OF RULES:**

**16.47.1.8 (A)(1) License Required**

**16.47.1.8 (A)(2) License Required**

By Order of The SunRay Park Stewards

*Martin Hamilton*

*Ron Walsh*

*Amela Salinas*