



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-200  
Track Sunland Park  
Ruling Date: 3/29/2016

Licensee: SANCHEZ, ALFREDO O

License Type: Applicant Id: 8481  
Date of Birth: 08/10/1967 License Number:

Ruling # 2016-SUN-200

Action Type: Initial Ruling

Ruling:

Owner/ Trainer, Alfredo Sanchez, having been duly notified, failed to appear and had his hearing was held in absencia before the Board of Stewards on this date, 3/29/2016, regarding a lab. report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive test for the Class III drug "clenbuterol", which was found in sample NM13826, after it was collected from the horse "Pampered Jess" which finished third in the 8th race, July 4, 2015 at Ruidoso Downs. (The original lab report indicated a finding of clenbuterol at 422 pg/ml) which exceeds the allowable limit of 140 pc/ml. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded to Alfredo Sanchez and sent to LGC Science Inc. Results from the spilt sample detected Clenbuterol at an average concentration of 225 picograms per milliliter of urine. Trainer, Alfredo Sanchez is found to be in violation of: 15.2.6.9(D) (1-2-3) NMAC: Which states in 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 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 Alfredo Sanchez a penalty for a fourth(4th) positive as follows:

(1) A suspension of any/all NMSRC issued licenses for a period of three hundred sixty-five (365) days starting on February 3, 2017 ending on February 3, 2018.

(2) A fine in the amount of five thousand dollars (\$5000.00.);

(3) Loss of purse and the horse is dis-qualified. The new order of finish is (1)Jm Mr Evan (2) Undaunted (3) Lady Perry On Fire (4) Volcom Bay (5) Khat Daddy (6) Ivory Candy (7) The Cartels Crown (8) A Hot Prospect (9) UNPLACED- Pampered Jess

This is a fourth(4th) offense positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C) (2) (b) NMAC. The fine is to be paid on or before any reinstatement date, in accordance with 15.2.3.8(B) (3) (l) NMAC.

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-201  
Track Sunland Park  
Ruling Date: 3/29/2016

Licensee: FENNELL, ERNEST

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

Ruling # 2016-SUN-201

Action Type: Initial Ruling

Ruling:

**Trainer Ernest Fennell, having been duly notified, having failed to appear, had a hearing held in absentia, before the Board of Stewards on March 28, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive test for the Class III drug "clenbuterol," which was found in sample NM14817, after it was collected from the horse "Zoomin Away" which finished first in the eighth race, Friday, July 31, 2015, at SunRay Park.**

*(The original lab report indicated a finding of clenbuterol in the urine at 391 pg/ml, which exceeds the authorized limit, as of July 31, 2015, of 140 picograms per milliliter. Split sample rights, as provided in 15.2.6.10(D) NMAC, were afforded to Mr. Fennell and waived.*

The recorded owner of the horse "Zoomin Away" is 21 Partnership (Anwar Elias, et al). The horse is subject of related rulings issued this date, at Sunland Park, in which sanctions were made against the Trainer of Record.

Ernest Fennell 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."

**15.2.6.9 (P) NMAC:** Which states in pertinent part "clenbuterol in a post race test that exceeds the screening limit of 140 pg/ml in urine will constitute a violation of NMSRC rules."

**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 Ernest Fennell the following:**

1. A fine in the amount of five hundred dollars (\$500.00) to be paid on or before April 27, 2016, in accordance with 15.2.3.8 (B)(3)(f) NMAC. Failure to pay the fine in designated time may result in immediate suspension.
2. A suspension of any/all NMSRC issued licenses for a period of 15 calendar days from April 8, 2016, through April 22, 2016, inclusive.
3. Loss of purse of the eighth race, Friday, July 31, at SunRay Park. The new order of finish is as follows: (1) Pretty Woody Jesse, (2) Ramblin Mountain, (3) Dozer, (4) Hardhitting Sawyer, (5) Monkey Lion, (6) Klassic Strawfly, and Unplaced: Zoomin Away.
4. Mitigating circumstances for the penalties assessed include (a) the concentration of the drug detected and (b) trainer's first medication violation, according to the RCI Database.

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 Sunland Park Stewards

2016-SUN-202

NOT

ISSUED



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-203  
Track Sunland Park  
Ruling Date: 4/1/2016

Licensee: COATES, JIMMY RAY

License Type: Jockey Applicant Id: 12424  
Date of Birth: 12/14/1970 License Number: 163918

Ruling # 2016-SUN-203

Action Type: Initial Ruling

Ruling:

**Jockey Jimmy Ray Coates, having been duly notified, failed to appear before the Board of Stewards on Sunday, March 27, 2016, for careless riding and failure to maintain a straight course, while aboard "Hot News" in the sixth race, Saturday, March 26, at Sunland Park, is found to be in violation of Commission rules. For interference, the horse "Hot News" was disqualified from sixth and placed eighth.**

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

**The fine is to be paid on or before May 1, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.**

**This ruling is in accordance with:**

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

Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

15.2.5.13(E)(3)(a) NMAC:

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

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

Which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.1.9(b):

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

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New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: 2016-SUN-204  
Track Sunland Park  
Ruling Date: 4/1/2016

Licensee: COATES, JIMMY RAY

License Type: Jockey                      Applicant Id: 12424  
Date of Birth: 12/14/1970              License Number: 163918

Ruling # 2016-SUN-204

Action Type: Initial Ruling

Ruling:

**Jockey Jimmy Ray Coates, having failed to appear or send a jockey guild's representative when summoned by the Board of Stewards for race/film review regarding the sixth race on March 26, 2016, at Sunland Park, is found in violation of Commission rules.**

**For this rule violation, the Board of Stewards assessed Jimmy Ray Coates a penalty of fifty dollars (\$50.00). The fine is to be paid on or before May 1, 2016, in accordance with 15.2.3.8(B) (3)(I) NMAC.**

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

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

**15.2.1.9(B)(4)(d)NMAC: Which states in pertinent part that "Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the board of stewards"**

15.2.1.9(b):

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

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New Mexico Racing Commission  
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Ruling #: 2016-SUN-205  
Track Sunland Park  
Ruling Date: 4/1/2016

Licensee: MARTINEZ, VICTOR ALFONSO  
License Type: 2016 1 Year Exercise P Applicant Id: 158440  
Date of Birth: 02/16/1992 License Number: 280748

Ruling # 2016-SUN-205

Action Type: Initial Ruling

Ruling:

Jockey, **Victor Alfonso Martinez**, having been duly notified, failed to appear, and having had his hearing held in absentia for failure to disclose prior arrests on licensing application.

**Victor Alfonso Martinez** is found to be in violation of:

**16.47.1.8 (L)(1)** 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: **(d)** has failed to disclose or falsely states any information required in the application

For this violation, the Commission issue **Victor Alfonso Martinez** a penalty of the following:

1. A suspension of any/all New Mexico Racing Commission licenses, effective April 1, 2016, and that he be deemed ineligible for any future licensing in New Mexico until he is approved by the Board Of Stewards.

During said time of suspension **Victor Alfonso 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. Additionally, during the applicable term of this suspension, all horses owned, or under the care of **Victor Alfonso Martinez** are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) NMAC.

**15.2.1.9 B. (4) d)** Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the stewards. The stewards may suspend the license of a person who fails to appear at a disciplinary hearing after written notice of the hearing has been sent, in compliance with this subsection.

15.2.1.9(b):

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

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Ruling #: 2016-SUN-206  
Track Sunland Park  
Ruling Date: 4/2/2016

Licensee: EVANS, JUSTIN ROBERT

License Type: 2015 3 Year Trainer      Applicant Id: 30562  
Date of Birth: 06/22/1981      License Number: 246959

Ruling # 2016-SUN-206

Action Type: Initial Ruling

Ruling:

Trainer Justin R. Evans, having been duly notified, appeared telephonically before the Board of Stewards on March 25, 2016, for missing Lasix time for horse "Chasing Our Dreams," which resulted in a late scratch of said horse in the ninth race on March 13, 2016, at Sunland Park Racetrack.

For this violation, the Board of Stewards assessed Justin R. Evans a fine in the amount of two hundred dollars, (\$200.00). The fine is to be paid on or before May 2, 2016, in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

Trainer Justin R. Evans is found to be in violation of.

**15.2.6.9(E) (3) NMAC:** Which states in pertinent part "The use of furosemide (**Salix**) shall be permitted under the following circumstances on association grounds where a detention barn is not utilized: furosemide (**Salix**) shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post for which the horse is entered; the horse must be logged in at the stable gate with time and location no less than one hour prior to administration.

15.2.1.9(b):

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

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Ruling #: 2016-SUN-207  
Track Sunland Park  
Ruling Date: 4/2/2016

Licensee: CADWALLADER, ROGER FRANKLIN  
License Type: 2015 1 Year Outrider Applicant Id: 13958  
Date of Birth: 07/04/1947 License Number: 279111

Ruling # 2016-SUN-207

Action Type: Initial Ruling

Ruling:

**Outrider Roger Cadwallader, having been duly notified, appeared before the Board of Stewards on Saturday, March 26, 2016, for leaving his pony horse unattended before the third race and later striking his pony horse with his hand before the fifth race, both on March 19, 2016, at Sunland Park Racetrack.**

**For this rule violation the Board of Stewards assessed Roger Cadwallader a fine in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before May 2, 2016, in accordance with 15.2.3.8 (B)(3)(I). Failure to pay the fine within the time prescribed may result in immediate suspension.**

**Roger Cadwallader is found to be in violation of:**

**16.47.1.8 (U)(2) NMAC: Which states "No licensee or other person under the jurisdiction of the commission shall subject or permit any animal under his/her control, custody or supervision to be subjected to or to incur any form of cruelty, mistreatment, neglect or abuse or abandon, injure, maim or kill or administer any noxious substance to or deprive any animal of necessary care or sustenance, shelter or veterinary care."**

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

Which states that "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued or order disciplinary measures, if the applicant is a person whose conduct or reputation may reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

15.2.1.9(b):

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

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New Mexico Racing Commission  
4900 Alameda NE  
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Ruling #: 2016-SUN-208  
Track: Sunland Park  
Ruling Date: 4/3/2016

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

Ruling # 2016-SUN-208  
Action Type: Modified Penalty  
Ruling:

RE: 2016-SUN-208 - Modified Penalty

**Trainer Ramon A. Alvarez having been duly notified and appeared before the Board of Stewards with translator Ramon Alvarez Jr. on March 28, 2016, regarding a confirmed positive test for the Class III drug "clenbuterol" at a level of ( 3,200 pg per ml.), which was found in sample NM09703, after it was collected from the horse "Tb Runaway Lady TE" which finished first(1st) in the fourth(4th) race, September 9, 2014, at Zia Park; For this violation, the Board of Stewards assessed penalties:**

As full and final resolution of this matter, Trainer, Ramon A. Alvarez agrees to the following penalties: (1) Waive of Rights. Licensee's knowingly, intentionally and voluntarily waives his/her right to a hearing and the right to judicial appeal. This waiver includes, but not limited to, licensee's right to a full evidentiary hearing including the right to present evidence and cross examine witnesses: and any right to appeal this settlement or any decision in connection with this settlement agreement.

(2). A one thousand (\$ 1000.00) fine to be paid on or before May 5, 2016. Failure to pay fine may results in immediate suspension of all NMRC licenses.

(3). Horse is dis-qualified and loss of purse, new order of finishis as follows: (1) Mr Eye Opener To, (2) Westernshines,(3) Belvedere Up, (4) Wave Carver Jess, (5) Reckless N Dashin, (6) Fooses Dream, (7) Red Solo Cup, (8) Gg Wining Flo, (9) Special Authority--Unplaced- Tb Runaway Lady TE,(4) One hundred and eighty day (180) probation beginning on April 3,2016 ending in October 1, 2016.

**As such, the following applies:**

**15.2.6.9 (C) NMAC: Which states "Category B penalties will be assessed as licensed Trainer, Ramon A. Alvarez for violations due to the presence of a drug carrying a Category B penalty:**

**(Per the terms of a signed Stipulated Settlement Agreement, this Licensee knowingly and voluntarily waives his right to judicial appeal. This waiver includes but not limited to , Licensee's right to ( a ) a full evidentiary hearing, including the right to present evidence and cross-examine witnesses; and (b) any right to appeal this settlement or any decision by the Commission in connection with this Settlement Agreement.) This Settlement Agreement shall be deemed approved and executed upon being signed by both parties. This Settlement Agreement constitutes a full and complete resolution of all claims and defenses that either party did raise or could have raised with the respect to these proceeding and execution of this Settlement constitutes full and final resolution. It is so Stipulated and Agreed.**



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-209  
Track: Sunland Park  
Ruling Date: 4/3/2016

Licensee: CHAVEZ, ALEJANDRO  
License Type: 2015 3 Year Trainer      Applicant Id: 31113  
Date of Birth: 06/19/1968      License Number: 279701

Ruling # 2016-SUN-209

Action Type: Initial Ruling

Ruling:

Trainer Alejandro Chavez, having been duly notified, appeared before the Board of Stewards on March 26, for giving false information and not appointing a substitute trainer for his horses on March 13, 2016, at Sunland Park Racetrack. Mr. Chavez waived his right for a 10-day Notice of Hearing on the matter.

Alejandro Chavez was found to be in violation of commission rules. For this rule violation, the Board of Stewards assessed a penalty in the amount of fifty dollars (\$ 50.00). The fine is to paid on or before May 3, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

Licensee is found to be in violation of:

**16.47.1.10 (E)(1) NMAC:** Which states "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."

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-210  
Track Sunland Park  
Ruling Date: 4/3/2016

Licensee: ALVAREZ, RAMON ARIEL

License Type: 2014 3 Year Trainer      Applicant Id: 31977  
Date of Birth: 04/08/1969      License Number: 174315

Ruling # 2016-SUN-210

Action Type: Modified Penalty

Ruling:

RE: 2016-SUN-210 - Modified Penalty

**Trainer Ramon A. Alvarez having been duly notified and appeared before the Board of Stewards with transaltor Ramon Alvarez Jr., on March 28, 2016, regarding a confirmed positive test for the Class III drug "clenbuterol" at a level of (565 pg per ml.), which was found in sample NM09703, after it was collected from the horse "Nay Rila" which finished first (1st) in the second (2nd) race, September 29, 2014, at Zia Park; For this violation, the Board of Stewards assessed penalties:**

As full and final resolution of this matter, Trainer, Ramon A. Alvarez agrees to the following penalties:

(1) Waive of Rights. Licensee's knowingly, intentionally and voluntarily waives his/her right to a hearing and the right to judicial appeal. This waiver includes, but not limited to, licensee's right to a full evidentiary hearing including the right to present evidence and cross examine witnesses: and any right to appeal this settlement or any decision in connection with this settlement agreement.

(2). A one thousand (\$ 1000.00) fine to be paid on or by May 5, 2016. Failure to pay fine may result in immediate suspension.

(3). One hundred-eighty day (180) probation beginning on April 3, 2016 ending on October 1, 2016,

(4). Horse is dis-qualified and loss of purse, new order of finish is as follows: (1).Eyesa Southerner,(2) David Bruce,(3) omplicatedcorona,(4) Magic of Winning,(5) Barstool Boogie,(6) Six Royal Jets,(7) Unastreakin, (8) Hopes Flys, Unplaced—Nay Rila

**As such, the following applies:**

**15.2.6.9 (C) NMAC: Which states "Category B penalties will be assessed as licensed Trainer, Ramon A. Alvarez for violations due to the presence of a drug carrying a Category B penalty:".**

**(Per the terms of a signed Stipulated Settlement Agreement, this Licensee knowingly and voluntarily waives his right to judicial appeal. This waiver includes but not limited to , Licensee's right to ( a ) a full evidentiary hearing, including the right to present evidence and cross-examine witnesses; and (b) any right to appeal this settlement or any decision by the Commission in connection with this Settlement Agreement.) This Settlement Agreement shall be deemed approved and executed upon being signed by both parties. This Settlement Agreement constitutes a full and complete resolution of all claims and defenses that either party did raise or could have raised with the respect to these proceeding and execution of this Settlement constitutes full and final resolution. It is so Stipulated and Agreed.**



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4900 Alameda NE  
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Ruling #: 2016-SUN-211  
Track Sunland Park  
Ruling Date: 4/3/2016

Licensee: GARCIA, SALVADOR

License Type: 2015 3 Year Owner      Applicant Id: 11684  
Date of Birth: 10/29/1952      License Number: 280370

Ruling # 2016-SUN-211

Action Type: Initial Ruling

Ruling:

The Stewards at Sunland Park hereby rescind the NMRC Owner License held by Salvador Garcia in lieu of becoming a Jockey Agent.

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

15.2.1.9(b):

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

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Ruling #: 2016-SUN-212  
Track Sunland Park  
Ruling Date: 4/5/2016

Licensee: BALDERRAMA, CONCEPCION

License Type: 2015 3 Year Trainer      Applicant Id: 31583  
Date of Birth: 09/11/1964      License Number: 216466

Ruling # 2016-SUN-212  
Action Type: Modified Ruling  
Ruling:

RE: 2016-SUN-212 - Modified Ruling

Trainer, Concepcion Balderrama, having been duly notified, failed to appear, and had his hearing held in absentia before the Board of Stewards on March 28, 2016 regarding a lab. report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive test for the Class III drug "clenbuterol", which was found in sample NM17972, after it was collected from the horse "Big Sky Lad" which finished second in the 8th race, October 24, 2015 at Zia Park. (The original lab report indicated a finding of clenbuterol at 294 pg/ml). Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded to Concepcion Balderrama but denied. Trainer, Concepcion Balderrama is found to be in violation of: 15.2.6.9(D) (1-2-3) NMAC: Which states in 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 (P) NMAC: Which states the suspension of authorized medications, as outlined in sections 1-2-3-4, which led to a published, posted, and distributed memo effective August 20, 2015 in which states in part "clenbuterol is prohibited. A subsequent published, posted, and distributed memo dated August 20, 2015, stated the criteria for clenbuterol remained in effect". 15.2.6.11(A) NMAC and 16.47.1.10(B)(1) NMAC: Which states "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 Concepcion Balderrama a penalty for a second (2nd) positive as follows:

- (1) A suspension of any/all NMSRC issued licenses for a period of one hundred eighty (180) days starting on April 7, 2016 ending on October 5, 2016.
  - (2) A fine in the amount of twenty-five hundred dollars (\$2500.00.);
  - (3) Loss of purse and the horse is dis-qualified. The new order of finish is (1) Bogart (2) Barinasaloon (3) Bringin the Gray (4) Swex (5) Jess PerryMd (6) Nmoceanfrontproperty (7) Koltiska (8) Southern Temptation (9) A Full Dynasty UNPLACED- Big Sky Lad
- This is a second (2nd) offense positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C) (2) (b) NMAC. The fine is to be paid on or before any reinstatement date, in accordance with 15.2.3.8(B) (3) (I) NMAC.

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

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 C

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-213  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: URIOSTE, MANUEL D  
License Type: Owner Applicant Id: 18924  
Date of Birth: 01/01/1932 License Number: 81034

Ruling # 2016-SUN-213

Action Type: Initial Ruling

Ruling:

Trainer Manuel D. Urioste, having been duly notified, appeared before the Board of Stewards on March 28, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive test for the Class III drug "clenbuterol", which was found in sample NM14527, after it was collected from the horse "Swiss Mister" which finished first in the fourth race on September 18, 2015 at the New Mexico State Fair.

(The original lab report indicated a finding of clenbuterol at 164 pg/ml in urine. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were afforded to, and accepted by Manuel D. Urioste. The split was confirmed positive by Industrial Laboratories with a finding of 108 pg/ml in urine). The recorded owner of the horse Swiss Mister is Enith Garduno, who was represented at this hearing by Mr. Urioste.

Trainer Manuel D. Urioste is found to be in violation of:

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

15.2.6.9(P) NMAC: Which states that the suspension of authorized medications, as outlined in sections 1-2-3-4, which led to a published, posted and distributed memo effective July 22, 2015, which states in part "clenbuterol is a prohibited substance and will constitute a violation of NMSRC rules"

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."

This is the second positive test for clenbuterol in the past 365-day period, and is issued in accordance with 15.2.6.9 ©(2)(b) NMAC. For this violation, the Stewards assessed Manuel D. Urioste the following penalties:

1. A suspension of any/all NMSRC issued licenses for a 180-day period. (April 17 through October 13, 2016, inclusive).
2. A fine in the amount of \$2,500; the fine is to be paid on or before any reinstatement date, in accordance with 15.2.3.8(B)(3)(1) NMAC.
3. Loss of purse in the fourth race, September 18, 2015, at the New Mexico State Fair. The new order of finish is: (1) Royal Tapout, (2) Connors Echo, (3) Minney Mac, (4) Autumn's Girl, (5) James D Man, and unplaced: Swiss Mister.

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

15.2.1.9(b):

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-214  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: REYES, FRANK

License Type: 2014 3 Year Jockey Applicant Id: 116762

Date of Birth: 10/09/1990 License Number: 184679

Ruling # 2016-SUN-214

Action Type: Initial Ruling

Ruling:

**Jockey Frank Reyes**, having failed to appear or send a jockey guild's representative when summoned by the Board of Stewards for race/film review regarding the **3rd race on March 29, 2016**, at Sunland Park, is found in violation of Commission rules.

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

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

Licensee is found to be in violation of:

**15.2.1.9(B)(4)(d)NMAC**: Which states in pertinent part that "Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the board of stewards

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-215  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: MEDELLIN, ALEJANDRO HERRERA  
License Type: 2016 3 Year Jockey      Applicant Id: 31173  
Date of Birth: 01/23/1978      License Number: 280673

Ruling # 2016-SUN-215

Action Type: Initial Ruling

Ruling:

Jockey Alejandro Medellin, having been summoned appeared before the Board of Stewards on April 1, 2016, for careless riding and failure to maintain a straight course, while aboard "Skimasco" in the 2nd race, March 29, 2016, at Sunland Park, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed Alejandro Medellin a fine in the amount of Two hundred dollars (\$200.00).

The fine is to be paid on or before May 6, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

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

Which states in pertinent part that "In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse."

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

Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

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

which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-216  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: ROJERO, LUIS ARMANDO  
License Type: 2015 1 Year Exercise P Applicant Id: 7353  
Date of Birth: 02/25/1987 License Number: 280233

Ruling # 2016-SUN-216

Action Type: Initial Ruling

Ruling:

**Exercise Rider Luis Rojero** having been duly notified and appeared before the Board of Stewards **April 1, 2016** regarding his conduct towards an official (the outrider).

**Luis Rojero** is found to be in violation of:

16.47.1.8(L)(1)(h) NMAC: 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 or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

For this rule violation the Board of Stewards assessed **Luis Rojero** a penalty of fifty dollars (\$50.00). **The mitigating circumstances for this fine are the licensee has no previous rule violations.** The fine is to be paid on or before Date: **May 6, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC. This fine is mid Failure to pay the fine within the time prescribed may result in immediate suspension.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-217  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: GONZALEZ, ANDRES S  
License Type: 2016 1 Year Trainer Applicant Id: 28171  
Date of Birth: 05/27/1987 License Number: 281156

Ruling # 2016-SUN-217

Action Type: Initial Ruling

Ruling:

Licensee having been duly notified and appeared before the Board of Stewards on **April 1, 2016**, for working in the paddock at Sunland Park without a license.

Licensee was found to be in violation of Commission rules. Thus, for this rule violation, the Board of Stewards assessed licensee a penalty in the amount of two hundred dollars (\$200). The fine is to be paid on or before **May 6, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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

**16.47.1.8 L(1)(C)** The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

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

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-218  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: LAMBERT, CASEY TODD  
License Type: 2015 3 Year Trainer Applicant Id: 25033  
Date of Birth: 08/24/1965 License Number: 280408

Ruling # 2016-SUN-218

Action Type: Initial Ruling

Ruling:

Licensee having been duly notified appeared before the Board of Stewards on April 1, 2016,<sup>for</sup> employing an unlicensed groom Francisco Coalvan on March 11, 2016.

Licensee was found to be in violation of Commission rules. Thus, for this rule violation, the Board of Stewards assessed licensee a penalty in the amount of two hundred dollars (\$200). The fine is to be paid on or before May 6, 2016 in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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

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

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

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-219  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: PARGA-LEOS, JAIME

License Type: Jockey                      Applicant Id: 30593  
Date of Birth: 01/01/1981              License Number: 80735

Ruling # 2016-SUN-219

Action Type: Initial Ruling

Ruling:

Jockey Jaime Parga-Leos, having been summoned appeared before the Board of Stewards on April 2, 2016, for careless riding and failure to maintain a straight course, while aboard "A Blazin Flash" in the 6th race, April 1 2016, at Sunland Park, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed Jaime Parga-Leos a fine in the amount of Two hundred dollars (\$200.00).

The fine is to be paid on or before May 6, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

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

Which states in pertinent part that "In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse."

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

Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

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

which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-220  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: PEREZ, MIGUEL ANGEL

License Type: 2015 3 Year Jockey      Applicant Id: 31329  
Date of Birth: 10/02/1970      License Number: 246749

Ruling # 2016-SUN-220

Action Type: Initial Ruling

Ruling:

**Jockey Miguel Perez** having been duly notified and appeared before the Board of Stewards on **April 5, 2016** regarding his conduct towards another licensee (yelling threats and using foul language on the racetrack).

**Miguel Perez** is found to be in violation of:

16.47.1.8(L)(1)(h) NMAC: 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 or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

For this rule violation the Board of Stewards assessed **Miguel Perez** a penalty of two hundred dollars (\$200.00). The fine is to be paid on or before Date: **May 6, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-221  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: REYES, CRISTAN SANTIAGO  
License Type: 2016 3 Year Jockey      Applicant Id: 2601  
Date of Birth: 09/01/1989      License Number: 280726

Ruling # 2016-SUN-221

Action Type: Initial Ruling

Ruling:

Jockey CRISTAN SANTIAGO REYES, having been summoned appeared before the Board of Stewards on April 5, 2016, for careless riding and failure to maintain a straight course, while aboard "Storm Box" in the 7th race, April 3 2016, at Sunland Park, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed CRISTAN SANTIAGO REYES a fine in the amount of Two hundred dollars (\$200.00).

The fine is to be paid on or before May 6, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

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

Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

15.2.5.13(E)(3)(a) NMAC:

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

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

Which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-222  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: ARELLANO, RAFAEL

License Type: 2015 1 Year Pony Pers Applicant Id: 31124  
Date of Birth: 01/13/1960 License Number: 278259

Ruling # 2016-SUN-222

Action Type: Initial Ruling

Ruling:

Licensee having been duly notified, signed a waiver which waived his right to a 10 day notice of hearing, and appeared before the Board of Stewards on March 26, 2016, for galloping with an expired license.

Licensee was found to be in violation of Commission rules. Thus, for this rule violation, the Board of Stewards assessed licensee a penalty in the amount of two hundred dollars (\$200). The fine is to be paid on or before May 6, 2016 in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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

**16.47.1.8 L (1)(C)** The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

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

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-223  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: BAEZA, HARVEY

License Type: 2015 3 Year Trainer  
Date of Birth: 03/07/1967

Applicant Id: 9461  
License Number: 279928

Ruling # 2016-SUN-223

Action Type: Initial Ruling

Ruling:

**Trainer Harvey Baeza**, having been duly notified and appeared by telephone before the Board of Stewards on **April 5, 2016**, for entering ineligible horse **Latest Theory in the 3rd race on March 11, 2016** and is found to be in violation of NMRC rules.

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

The fine is to be paid on or before **May 6, 2016** in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension

**Harvey Baeza** 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;

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-224  
Track Sunland Park  
Ruling Date: 4/6/2016

Licensee: MARCOM, JR ROY LEE  
License Type: 2015 3 Year Trainer Applicant Id: 34249  
Date of Birth: 03/09/1944 License Number: 279236

Ruling # 2016-SUN-224

Action Type: Initial Ruling

Ruling:

Licensee having been duly notified and appeared by telephone before the Board of Stewards on April 1, 2016, for employing an unlicensed help Brandon Marcom.

Licensee was found to be in violation of Commission rules. Thus, for this rule violation, the Board of Stewards assessed licensee a penalty in the amount of two hundred dollars (\$200). The fine is to be paid on or before May 6, 2016 in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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

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

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

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." +C9

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-225  
Track Sunland Park  
Ruling Date: 4/8/2016

Licensee: GONZALEZ, JOSE A  
License Type: 2015 3 Year Trainer Applicant Id: 29031  
Date of Birth: 11/29/1965 License Number: 246836

Ruling # 2016-SUN-225

Action Type: Initial Ruling

Ruling:

Trainer Jose A. Gonzalez, having been duly summoned, appeared before the Board of Stewards on March 29, 2016, for failure to declare equipment BLINKERS OFF at time of entry on the horse Big A's Darlin in the seventh race, on Sunday, March 6, 2016, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-226  
Track Sunland Park  
Ruling Date: 4/8/2016

Licensee: MARR, JOEL HOUSTON

License Type: Trainer                      Applicant Id: 28491  
Date of Birth: 06/29/1967                      License Number: 81804

Ruling # 2016-SUN-226

Action Type: Initial Ruling

Ruling:

Trainer Joel H. Marr, having been duly summoned, appeared before the Board of Stewards on April 3, 2016, for failure to declare equipment BLINKERS ON at time of entry on the horse Shesa Prowler in the sixth race on Saturday, March 12, 2016, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-227  
Track Sunland Park  
Ruling Date: 4/8/2016

Licensee: CARDOSO, LAUREN N

License Type: 2014 3 Year Owner Applicant Id: 106643

Date of Birth: 09/01/1987 License Number: 174382

Ruling # 2016-SUN-227

Action Type: Initial Ruling

Ruling:

The Stewards at Sunland Park hereby rescind the NMRC Owner License #174382 by Lauren Cardoso. She does not have any papers on file or own any horses who are currently running.

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

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-228  
Track Sunland Park  
Ruling Date: 4/8/2016

Licensee: VARGAS, JOSE LUIS

License Type: 2013 3 year Trainer Applicant Id: 31960

Date of Birth: 10/16/1986 License Number: 68546

Ruling # 2016-SUN-228

Action Type: Initial Ruling

Ruling:

Trainer Jose Luis Vargas, having been duly summoned, appeared before the Board of Stewards on March 29, 2016, for failure to declare equipment BLINKERS OFF at time of entry on the horse Reydecorazonez in the first race on Saturday, March 6, 2016, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-229  
Track Sunland Park  
Ruling Date: 4/9/2016

Licensee: CARDENAS, ISAIAS GONZALEZ  
License Type: Applicant Id: 30527  
Date of Birth: 08/28/1976 License Number:

Ruling # 2016-SUN-229

Action Type: Initial Ruling

Ruling:

Jockey Isaias Cardenas, having failed to pay the fines assessed in Ruling 2015-ZIA-139.

Isaias Cardenas, is found to be in violation of:

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

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

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-230  
Track Sunland Park  
Ruling Date: 4/10/2016

Licensee: DE HERRERA, JOSE IGNACIO  
License Type: Trainer Applicant Id: 16885  
Date of Birth: 01/13/1962 License Number: 81810

Ruling # 2016-SUN-230

Action Type: Initial Ruling

Ruling:

Trainer Jose Ignacio DeHerrera, having been duly summoned, appeared before the Board of Stewards telephonically on April 8, 2016, for failure to declare equipment BLINKERS ON at time of entry on the horse "Dash Back Jess," in the second race, on Friday, March 18, 2016, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-231  
Track Sunland Park  
Ruling Date: 4/10/2016

Licensee: MEDINA, JESIERE MARIE

License Type: Jockey Applicant Id: 45958

Date of Birth: 08/08/1988 License Number: 80742

Ruling # 2016-SUN-231

Action Type: Initial Ruling

Ruling:

**Jockey Jesiere Medina, having failed to appear or send a jockey guild's representative when summoned by the Board of Stewards for race/film review regarding the third race on April 6, 2016, at Sunland Park Racetrack, is found in violation of Commission rules.**

**For this rule violation, the Board of Stewards assessed Jesiere Medina a penalty of fifty dollars (\$50.00). The fine is to be paid on or before May 10, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC.**

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

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

**15.2.1.9(B)(4)(d)NMAC: Which states in pertinent part that "Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the board of stewards"**

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-232  
Track Sunland Park  
Ruling Date: 4/12/2016

Licensee: SANCHEZ, ALFREDO O  
License Type: 2014 3 Year Owner Applicant Id: 8481  
Date of Birth: 08/10/1967 License Number: 164302

Ruling # 2016-SUN-232

Action Type: Initial Ruling

Ruling:

Owner-trainer Alfredo Sanchez ran his horse "Pampered Jess" in the Rainbow Futurity Juvenile on July 19, 2015, at Ruidoso Downs. The Rainbow Futurity Juvenile is the unofficial consolation for the Rainbow Futurity. To qualify for the Rainbow Futurity Juvenile, a horse must have competed in the trials on July 4. "Pampered Jess" ran fast enough in the trials to qualify for the Juvenile. However, "Pampered Jess" was disqualified from the trials on July 4 for a positive test of clenbuterol at a hearing before the Sunland Park Board of Stewards on March 29, 2016. Therefore, "Pampered Jess" is also disqualified from the Juvenile.

"Pampered Jess" is hereby disqualified from seventh place in the Ruidoso Futurity Juvenile and deemed Unplaced. The new order of finish is: (1) Motorboat, (2) Stel Royal, (3) Undaunted, (4) Empty Arms, (5) Nexxus, (6) Fast Prize Janie, (7) Suga Tai Can Fly, (8) Jm Mr Evan, (9) Game Changes, and UNPLACED - Pampered Jess.

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."

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."

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-233  
Track Sunland Park  
Ruling Date: 4/12/2016

Licensee: FUENTES, MIGUEL VICTORINO  
License Type: Jockey Applicant Id: 33125  
Date of Birth: 02/26/1964 License Number: 80740

Ruling # 2016-SUN-233

Action Type: Initial Ruling

Ruling:

**The Jockey license (ID# 80740) issued to Miguel Fuentes is hereby rescinded, having terminated employment and no longer working in this licensed 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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-234  
Track Sunland Park  
Ruling Date: 4/12/2016

Licensee: CADENA, III EMILIO

License Type: 2013 3 year Trainer      Applicant Id: 18884  
Date of Birth: 11/25/1983      License Number: 56678

Ruling # 2016-SUN-234

Action Type: Modified Ruling

Ruling:

RE: 2016-SUN-234 - Modified Ruling

Licensee having been duly notified, failed to appear, and had hearing held in absentia concerning a security citation for a parking violation on March 19, 2016 and is found in violation of Commission rules.

For this rule violation, the Board of Stewards assessed EMILIO CADENA a penalty in the amount of twenty five dollars (\$25.00). The fine is to be paid on or before May 12, 2016 in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

This ruling is in accordance with:

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

Which states that "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued or order disciplinary measures, if the applicant is a person whose conduct or reputation may reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes otherS to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

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

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

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-235  
Track Sunland Park  
Ruling Date: 4/12/2016

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

Ruling # 2016-SUN-235

Action Type: Initial Ruling

Ruling:

Jockey Jesse Lee Levario, having been duly notified, failed to appear and had hearing held in absentia before the Board of Stewards on April 8, 2016, for having failed to be excused from, or to notify the Board of Stewards of his absence, and subsequent failure to honor his riding engagements, which resulted in late rider change for horse IN THE AIR TONIGHT, in the 3rd race March 13, 2016 at Sunland Park;

Jesse Lee Levario is found to be in violation of:

For this rule violation, the Board of Stewards assessed Jesse Lee Levario a penalty in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before May 12, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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.

15.2.5.13(C)(1) NMAC: Which states in pertinent part that "Jockeys shall report to the Jockey's quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the Jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the Stewards."

5.2.5.13(C)(3) NMAC: Which states in pertinent part that "Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the Stewards."

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-236  
Track Sunland Park  
Ruling Date: 4/12/2016

Licensee: CARDOSO, DAVID

License Type: 2013 3 year Jockey      Applicant Id: 35601  
Date of Birth: 06/26/1988      License Number: 70083

Ruling # 2016-SUN-236

Action Type: Initial Ruling

Ruling:

Jockey **David Cardoso**, having been duly notified, failed to appear and had hearing held in absentia before the Board of Stewards on April 8, 2016, for having failed to be excused from, or to notify the Board of Stewards of his absence, and subsequent failure to honor his riding engagements, which resulted in late rider change for horse *Mughaadir*, in the **8th race March 11, 2016** at Sunland Park; **David Cardoso**, is found to be in violation of:

For this rule violation, the Board of Stewards assessed **David Cardoso**, a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **May 12, 2016**, in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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.

15.2.5.13(C)(1) NMAC: Which states in pertinent part that "Jockeys shall report to the Jockey's quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the Jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the Stewards."

5.2.5.13(C)(3) NMAC: Which states in pertinent part that "Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the Stewards."

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-237  
Track Sunland Park  
Ruling Date: 4/12/2016

Licensee: MEDINA, JESIERE MARIE

License Type: Jockey Applicant Id: 45958

Date of Birth: 08/08/1988 License Number: 80742

Ruling # 2016-SUN-237

Action Type: Initial Ruling

Ruling:

Jockey **JESIERE MEDINA** having been duly notified, failed to appear and had hearing held in absentia before the Board of Stewards on April 12, 2016, for having failed to be excused from, or to notify the Board of Stewards of his absence, and subsequent failure to honor her riding engagements, which resulted in late rider change for horse **HES MY DESERT**, in the **8th race March 26, 2016** at Sunland Park;

**JESIERE MEDINA** is found to be in violation of:

For this rule violation, the Board of Stewards assessed **JESIERE MEDINA** a penalty in the amount of **two hundred dollars (\$200.00)**. The fine is to be paid on or before **May 12, 2016**, in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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.

15.2.5.13(C)(1) NMAC: Which states in pertinent part that "Jockeys shall report to the Jockey's quarters at the time designated by the association. Jockeys shall report their engagements and any overweight to the clerk of scales. Jockeys shall not leave the Jockeys' quarters, except to ride in scheduled races, until all of their riding engagements of the day have been fulfilled except as approved by the Stewards."

5.2.5.13(C)(3) NMAC: Which states in pertinent part that "Except as otherwise provided by this subsection, a jockey engaged for a certain race or for a specified time may not fail or refuse to abide by the engagement agreement, unless excused by the Stewards."

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-238  
Track Sunland Park  
Ruling Date: 4/12/2016

Licensee: CARDOSO, LAUREN N

License Type: 2014 3 Year Owner Applicant Id: 106643

Date of Birth: 09/01/1987 License Number: 174382

Ruling # 2016-SUN-238

Action Type: Modified Ruling

Ruling:

RE: 2016-SUN-238 - Modified Ruling

Licensee having been duly notified and appeared before the Board of Stewards on **April 8, 2016**, for working for Trainer **Barbra Brown** in a capacity in which she was not licensed for, an **exercise rider working with an owners license**.

Licensee was found to be in violation of Commission rules. Thus, for this **EMPLOYMENT** violation **WORKING WITH A VALID LICENSE, BUT IN A CAPACITY NOT LICENED FOR**, the Board of Stewards assessed licensee a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or **before May 12, 2016** in accordance with 15.2.3.8(B)(3) (I) NMAC.

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

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

**16.47.1.8 L (1)(C)** The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

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." +C9

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-239  
Track Sunland Park  
Ruling Date: 4/13/2016

Licensee: DE LA ROSA, SALVADOR

License Type: 2016 3 Year Trainer Applicant Id: 30534

Date of Birth: 02/17/1948 License Number: 280741

Ruling # 2016-SUN-239

Action Type: Initial Ruling

Ruling:

Licensee , Trainer, Salvador De La Rosa having appeared before the Board of Stewards on this date, (4/13/2016) for failure to declare equipment Blinkers ON at time of entry on the horse Proud Manes entered in the ninth(9th) race, to run on March 26th , 2016, at Sunland 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 fifty\$(50.00) dollars.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-240  
Track Sunland Park  
Ruling Date: 4/13/2016

Licensee: MEDINA, JESIERE MARIE

License Type: Jockey Applicant Id: 45958

Date of Birth: 08/08/1988 License Number: 80742

Ruling # 2016-SUN-240

Action Type: Initial Ruling

Ruling:

**issued in error**

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." +C9

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-241  
Track Sunland Park  
Ruling Date: 4/13/2016

Licensee: CHAVEZ, HECTOR N.

License Type: 2014 3 Year Trainer      Applicant Id: 33662  
Date of Birth: 01/01/1972      License Number: 174352

Ruling # 2016-SUN-241

Action Type: Initial Ruling

Ruling:

Licensee having appeared by phone before the Board of Stewards on April 8, 2016 for failure to declare equipment Flipping halter off when entering horse DASHING BLU J in the 2ND RACE MARCH 19, 2016 at Sunland Park. Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written warning. The next violation will result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-242  
Track Sunland Park  
Ruling Date: 4/13/2016

Licensee: BONILLA, JOSE JACINTO  
License Type: 2016 MAINTENANCE Applicant Id: 158468  
Date of Birth: 02/15/1972 License Number: 280867

Ruling # 2016-SUN-242

Action Type: Initial Ruling

Ruling:

Licensee, **Jose Bonilla**, having been duly notified, failed to appear, and having had his hearing held in absentia for failure to disclose prior arrests on licensing application.

**Jose Bonilla** is found to be in violation of:

**16.47.1.8 (L)(1)** 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: **(d)** has failed to disclose or falsely states any information required in the application

For this violation, the Commission issue **Jose Bonilla** a penalty of the following:

1. A suspension of any/all New Mexico Racing Commission licenses, effective April 13, 2016, and that he be deemed ineligible for any future licensing in New Mexico until he is approved by the Board Of Stewards.

During said time of suspension **Jose Bonilla** 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.

Additionally, during the applicable term of this suspension, all horses owned, or under the care of **Jose Bonilla** are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) NMAC.

**15.2.1.9 B. (4) d)** Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the stewards. The stewards may suspend the license of a person who fails to appear at a disciplinary hearing after written notice of the hearing has been sent, in compliance with this subsection.

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

Which states that "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued or order disciplinary measures, if the applicant is a person whose conduct or reputation may reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes otherS to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-243  
Track Sunland Park  
Ruling Date: 4/13/2016

Licensee: HERRERA, RAUL

License Type: 2014 3 Year Jockey      Applicant Id: 46080  
Date of Birth: 09/20/1990      License Number: 81953

Ruling # 2016-SUN-243

Action Type: Initial Ruling

Ruling:

Jockey, **Raul Herrera**, having been summoned and appeared before the Board of Stewards on **April 9, 2016**, for careless riding, while aboard "**Scooters Debutant**" in the **2nd Race April 8, 2016**, at Sunland Park, is found to be in violation of Commission rules.

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

The fine is to be paid on or before **May 13, 2016** in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

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

Which states in pertinent part that "In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse."

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

Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

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

which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-244  
Track Sunland Park  
Ruling Date: 4/13/2016

Licensee: AMAYA-RUIZ, DANIEL ROBERTO

License Type: 2015 3 Year Jockey      Applicant Id: 33287  
Date of Birth: 07/23/1993      License Number: 279286

Ruling # 2016-SUN-244

Action Type: Initial Ruling

Ruling:

Jockey, **Daniel Amaya**, having been summoned and represented by jockey Oscar Cordova before the Board of Stewards on **April 10, 2016**, for careless riding, while aboard "**My tempting dash**" in the **9th Race April 9, 2016**, at Sunland Park, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed, **Daniel Amaya**, a fine in the amount of **one hundred dollars, (\$100.00)**.

The fine is to be paid on or before **May 13, 2016** in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

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." +C9

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-245  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: GONZALES,II JAMES JULIAN  
License Type: 2013 3 year Trainer Applicant Id: 26440  
Date of Birth: 07/21/1976 License Number: 64475

Ruling # 2016-SUN-245

Action Type: Initial Ruling

Ruling:

**Trainer James J. Gonzales** having been duly notified, waived his right to a 10 day notice of hearing, and appeared before the Board of Stewards on **April 12, 2016** for failing to appoint a substitute trainer to saddle his horse **Anniversary Scooter in the 2nd race on April 9, 2016.**

**James J. Gonzales** is found to be in violation of:

16.47.1.10 E. SUBSTITUTE TRAINERS:(1) 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 (2) A substitute trainer must accept responsibility for the horses in writing and be approved by the stewards. (3) A substitute trainer and the absent trainer shall be jointly responsible as absolute insurers of the condition of their horses entered in an official workout or race pursuant to Subsection B, Paragraphs (1), (2) and (3) of 16.47.1.10 NMAC.

For this rule violation the Board of Stewards assessed **James J. Gonzales** a penalty of **fifty dollars (\$50.00).**  
The fine is to be paid on or before Date: **May 16, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.  
Failure to pay the fine within the time prescribed may result in immediate suspension.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-246  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: GONZALES,II JAMES JULIAN  
License Type: 2013 3 year Trainer Applicant Id: 26440  
Date of Birth: 07/21/1976 License Number: 64475

Ruling # 2016-SUN-246

Action Type: Initial Ruling

Ruling:

Trainer James J Gonzales having been duly notified, waived his right to a 10 day notice of hearing, and appeared before the Board of Stewards on April 12, 2016, for employing owner, Joel Gonzales, as an assistant trainer (saddling in the paddock) in the 2nd race April 9, 2016.

James J Gonzales was found to be in violation of Commission rules. Thus, for this SECOND EMPLOYMENT VIOLATION IN A 365 DAY PERIOD FOR WORKING HELP WITH A CURRENT VALID LICENSE IN A CAPACITY IN WHICH THEY WERE NOT LICENSED, the Board of Stewards assessed James J Gonzales a penalty in the amount of two hundred dollars (\$200). The fine is to be paid on or before May 16, 2016 in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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

**16.47.1.8 L (1)(C)** The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-247  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: GONZALES, JOEL JOHNATHAN  
License Type: 2014 3 Year Owner      Applicant Id: 26449  
Date of Birth: 12/22/1979      License Number: 206269

Ruling # 2016-SUN-247

Action Type: Initial Ruling

Ruling:

Owner Joel Gonzales having been duly notified, waived his right to a 10 day notice of hearing, and appeared before the Board of Stewards on April 10, 2016, for working for Trainer JAMES J GONZALES as an assistant trainer (saddling in the paddock) with an owners license in the 2nd race April 9, 2016.

Licensee was found to be in violation of Commission rules. Thus, for this **EMPLOYMENT** violation **WORKING WITH A VALID LICENSE, BUT IN A CAPACITY NOT LICENCED FOR**, the Board of Stewards assessed licensee a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or **before May 16 2016** in accordance with 15.2.3.8(B)(3) (I) NMAC.

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

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

**16.47.1.8 L (1)(C)** The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-248  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: GARCIA-REZA, JESUS ENRIQUE  
License Type: 2013 3 year Owner Applicant Id: 33058  
Date of Birth: 07/15/1982 License Number: 69455

Ruling # 2016-SUN-248

Action Type: Initial Ruling

Ruling:

**Owner JESUS ENRIQUE GARCIA-REZA**, having waived his right to a 10 day notice of hearing and appeared before the Board of Stewards on **April 10, 2016**, for working for Trainer **Alberto Franco** as an groom while holding an owners license in the **3rd race April 9, 2016**.

Licensee was found to be in violation of Commission rules. Thus, for this **EMPLOYMENT** violation **WORKING WITH A VALID LICENSE, BUT IN A CAPACITY NOT LICENED FOR**, the Board of Stewards assessed licensee a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or **before May 126 2016** in accordance with 15.2.3.8(B)(3) (I) NMAC.

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

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

**16.47.1.8 L (1)(C)** The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-249  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: RIVERA, DOMINIC ANDRES  
License Type: 2015 1 Year Jockey Ag Applicant Id: 29622  
Date of Birth: 02/13/1976 License Number: 279409

Ruling # 2016-SUN-249

Action Type: Initial Ruling

Ruling:

**Jockey Agent Dominic Rivera**, having waived his right to a 10 day notice of hearing before the Board of Stewards on **April 10, 2016**, for entering horse **Exposure in the wrong race, 5th race, for Trainer Justin Evans on March 26, 2016** is found to be in violation of NMRC rules. This scratch created a field size with less than 8 horses.

For this violation, the Board of Stewards assessed **Dominic Rivera** a fine in the amount of TWO hundred dollars, (\$200.00).

The fine is to be paid on or before **May 16, 2016** in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

**Dominic Rivera** 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;

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." +C9

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-250  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: EVANS, JUSTIN ROBERT

License Type: 2015 3 Year Trainer      Applicant Id: 30562  
Date of Birth: 06/22/1981      License Number: 246959

Ruling # 2016-SUN-250

Action Type: Initial Ruling

Ruling:

Trainer, **Justin Evans**, having been duly notified and appeared by telephone before the Board of Stewards on **April 12, 2016**, entering ineligible horse (horse on the vets list) **ROYAL MERIDIAN in the 8th race on March 25, 2016 at Sunland Park.**

For this violation, the Board of Stewards assessed **Justin Evans** a fine in the amount of **two hundred dollars, (200.00).**

The fine is to be paid on or before **May 16, 2016** in accordance with 15.2.3.8 (B)(3)(8) NMAC.

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

**Justin Evans** is found to be in violation of.

**16.47.1.10 B. ABSOLUTE INSURER: (1)** 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 horses. 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 a commission-approved laboratory is prima facie evidence of a violation of this rule. The trainer is absolutely responsible regardless of the acts of third parties.

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

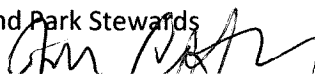
**15.2.5.8 I. PREFERRED LIST:** The racing secretary shall maintain a list of each horse's registration date, entry date, and racing date. Preference will be given to the best date. A registration date can only be established when the foal certificate is on file with a racing secretary. An entry date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

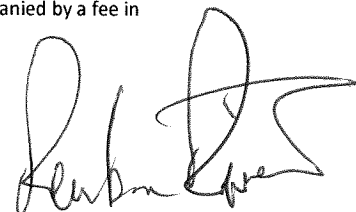
15.2.1.9(b):

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." +C9



By Order of The Sunland Park Stewards







New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-251  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: ALDRETE-BIZCARRA, HECTOR

License Type: 2015 3 Year Jockey      Applicant Id: 35261  
Date of Birth: 12/21/1985      License Number: 280381

Ruling # 2016-SUN-251

Action Type: Initial Ruling

Ruling:

Jockey Hector Aldrete, having been duly notified, failed to appear before the Board of Stewards on Tuesday, April 12, 2016, for careless riding and failure to maintain a straight course, while aboard "Prince Ivory James" in the fourth race, Sunday, April 10, 2016, at Sunland Park Racetrack, is found to be in violation of Commission rules.

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

The fine is to be paid on or before May 15, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

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

Which states in pertinent part that "In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse."

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

Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

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

which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-252  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: MIKKELSON, ERIC DANIEL

License Type: 2013 3 year Trainer Applicant Id: 18855

Date of Birth: 10/18/1978 License Number: 56662

Ruling # 2016-SUN-252

Action Type: Initial Ruling

Ruling:

Licensee having appeared before the Board of Stewards on April 12, 2016 for failure to declare equipment Blinkers off when entering horse RAINDROPS R FALLIN in the 6TH RACE MARCH 25, 2016 at Sunland Park. Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written warning. The next violation will result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-253  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: ALDRETE-BIZCARRA, HECTOR

License Type: 2015 3 Year Jockey      Applicant Id: 35261  
Date of Birth: 12/21/1985      License Number: 280381

Ruling # 2016-SUN-253

Action Type: Initial Ruling

Ruling:

**Jockey Hector Aldrete, having failed to appear or send a jockey guild's representative when summoned by the Board of Stewards for race/film review on April 12, 2016, regarding the fourth race on April 10, 2016, at Sunland Park Racetrack, is found in violation of Commission rules.**

**For this rule violation, the Board of Stewards assessed Hector Aldrete a penalty of fifty dollars (\$50.00). The fine is to be paid on or before May 15, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC.**

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

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

**15.2.1.9(B)(4)(d)NMAC: Which states in pertinent part that "Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the board of stewards**

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-254  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: MIKKELSON, ERIC DANIEL

License Type: Applicant Id: 18855  
Date of Birth: 10/18/1978 License Number:

Ruling # 2016-SUN-254

Action Type: Initial Ruling

Ruling:

issued in error

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-255  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: GILES, WESLEY T

License Type: Trainer Applicant Id: 21313  
Date of Birth: 04/07/1960 License Number: 81808

Ruling # 2016-SUN-255

Action Type: Initial Ruling

Ruling:

Licensee **WESLEY GILES** having been duly notified and appeared before the Board of Stewards on **APRIL 12, 2016** concerning a security citation for a parking violation on March 24, 2016 and is found in violation of Commission rules.

For this rule violation, the Board of Stewards assessed **WESLEY GILES** a penalty in the amount of **twenty five dollars (\$25.00)**. The fine is to be paid on or before **May 16, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

This ruling is in accordance with:

**FOUND IN VIOLATION OF 15.2.3.8B3 NMAC:**

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

16.47.1.13(C) NMAC:

Which states in pertinent part "All persons permitted to make riding engagements shall maintain current and accurate records of all engagements made, such records being subject to examination by the Stewards at any time."

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

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

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-256  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: HERNANDEZ, LUIS R

License Type: 2014 3 Year Trainer Applicant Id: 116716

Date of Birth: 06/08/1977 License Number: 184556

Ruling # 2016-SUN-256

Action Type: Initial Ruling

Ruling:

**Luis R. Hernandez** having signed the stipulated agreement with investigator Leasa Johnson **March 11, 2016**, regarding a confirmed positive test for the Class III drug "Clenbuterol", which was found in sample **NM13714** after it was collected from the horse "**Zoom Royalty**" which finished **2nd in the 2nd race on June 28, 2016 at Ruidoso Downs**.

*(The original lab report indicated a finding of "Clenbuterol" at 328 pg/ml. The allowable limit was 140pg/ml. Split sample rights, as provided in 15.2.6.10(D) NMAC were offered and waived).*

**Gabriel Ochoa** is the recorded Owner of the horse "**Zoom Royalty**".

**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".

**15.2.6.9 (P) NMAC**: Which states in pertinent part the suspension of authorized medications, as outlined in sections 1-2-3-4, which led to a published, posted, and distributed memo effective April 20, 2012, in which states in part "Clenbuterol in a post race test that exceeds the screening limit of 140pg/ml in urine, or 0 pg/ml in serum/plasma will constitute a violation of NMSRC rules. ".

**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 **Luis R. Hernandez**

1. A fine in the amount of (\$1,000) one thousand dollars to paid on or before May 16, 2016 in accordance with 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
2. Disqualification and loss of purse from the 2nd race JUNE 28, 2015 at Ruidoso Downs 1)Tyme for a Corona 2) Okey Dokey Wrangler 3) Flyin Hi Class 4) Lighting McQueen 5) Mighty Chino 6) Eaglesboro 7) Greyback 8) Shadows of the Night **UNPLACED ZOOM ROYALTY**
3. Zoom Royalty shall be placed on the Stewards list and must pass a commission approved exam before being eligible to enter.
4. 180 day probationary period starting April 15, 2016 and going through October 12, 2016.

*(Per the terms of a signed Stipulated Settlement Agreement, this is considered a first offense positive test violation in the past 365 day period, and is issued in accordance with 15.2.6.9 (C)(2) NMAC. Any subsequent Class B violation within a 180 day period following this date will result in further penalty, as specified in Section 6. Per the written terms of the signed Stipulated Settlement Agreement as specified in section 2, **Luis R. Hernandez** furthermore knowingly, intentionally, and voluntarily waives any/all appeal rights, including any judicial appeal regarding this matter).*

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-257  
Track Sunland Park  
Ruling Date: 4/15/2016

Licensee: MEDINA, ANTHONY CHAYANNE

License Type: 2015 3 Year Jockey Applicant Id: 30292

Date of Birth: 10/01/1989 License Number: 278514

Ruling # 2016-SUN-257

Action Type: Initial Ruling

Ruling:

Jockey Anthony Medina, having been duly notified, appeared before the Board of Stewards on Wednesday, April 13, 2016, for careless riding and failure to maintain a straight course, while aboard "Kyla'skittenchrome" in the seventh race, Tuesday, April 12, 2016, at Sunland Park Racetrack, is found to be in violation of Commission rules. The horse "Kyla'skittenchrome" was disqualified from fifth and placed eighth.

For this violation, the Board of Stewards assessed jockey Anthony Medina, a fine in the amount one hundred dollars (\$100.00).

The fine is to be paid on or before May 15, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

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

Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

15.2.5.13(E)(3)(a) NMAC:

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

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

Which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-258  
Track Sunland Park  
Ruling Date: 4/16/2016

Licensee: PADILLA, WILLIE C  
License Type: 2015 3 Year Trainer Applicant Id: 20664  
Date of Birth: 03/03/1943 License Number: 246706

Ruling # 2016-SUN-258

Action Type: Initial Ruling

Ruling:

**Trainer WILLIE PADILLA** having been duly notified and appeared before the Board of Stewards on **April 16, 2016**, for employing an unlicensed groom on March 22, 2016.

**WILLIE PADILLA** was found to be in violation of Commission rules. Thus, for **this FIRST EMPLOYMENT VIOLATION IN 365 DAYS**, the Board of Stewards assessed **WILLIE PADILLA** a penalty in the amount of **ONE hundred dollars (\$100)**. **This mitigating circumstances of this fine are that Mr. Padilla show proof and receipts of trying to get the groom licensed since January 2016.** The fine is to be paid on or before **May 17, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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

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

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

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-259  
Track Sunland Park  
Ruling Date: 4/16/2016

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

Ruling # 2016-SUN-259

Action Type: Initial Ruling

Ruling:

**Trainer ALBERT FRANCO**, having waived his right to a 10 day notice of hearing and appeared before the Board of Stewards on **April 15, 2016**, for employing **JESUS ENRIQUE GARCIA-REZA** in a capacity for which he was not licensed for, a groom while holding an owners license **April 9, 2016**.

**ALBERT FRANCO** was found to be in violation of Commission rules. Thus, for this **FIRST EMPLOYMENT VIOLATION IN A 365 DAY PERIOD FOR WORKING HELP WITH A VALID LICENSE IN A CAPACITY IN WHICH THEY WERE NOT LICENSED FOR**, the Board of Stewards assessed **ALBERT FRANCO** a penalty in the amount of **one hundred dollars (\$100.00)**. The fine is to be paid on or **before May 16, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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

16.47.1.8 L (1)(C) The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission. **16.47.1.10 (C)(4) NMAC**: Which states in pertinent part "A Trainer must provide a list to the Chief of Security of the Trainer's employees on association grounds and any other area under the jurisdiction of the Commission.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-260  
Track Sunland Park  
Ruling Date: 4/16/2016

Licensee: SEDILLO, TONY E

License Type: 2015 3 Year Trainer      Applicant Id: 16607  
Date of Birth: 03/01/1958      License Number: 280236

Ruling # 2016-SUN-260

Action Type: Initial Ruling

Ruling:

Trainer Tony E. Sedillo, Lic.# 280236 having appeared before the Board of Stewards on April 16, 2016, for missing Lasix time for horse, Delayed by Who, which resulted in a late scratch of said horse in the sixth(6th) race on April 9, 2016 at Sunland Park.

For this violation, the Board of Stewards assessed Tony E. Sedillo a fine in the amount of two hundred dollars, (\$200.00).

The fine is to be paid on or before May 17, 2016, in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension  
Trainer Tony E. Sedillo is found to be in violation of.

**15.2.6.9(E) (2)** The use of furosemide (**Salix**) shall be permitted under the following circumstances on association grounds where a detention barn is utilized: furosemide (**Salix**) shall be administered no less than three hours prior to post time for a quarter horse race for which the horse is entered and no less than four hours prior to post time for a thoroughbred race for which a horse is entered. A horse qualified for a furosemide (**Salix**) administration must be brought to the detention barn one hour prior to the three-hour or four-hour administration requirement specified above. After treatment, the horse shall be required by the commission to remain in the detention barn in the care, custody and control of its trainer or the trainer's designated representative under association or commission security supervision until called to the saddling paddock.

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-261  
Track Sunland Park  
Ruling Date: 4/16/2016

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

Ruling # 2016-SUN-261

Action Type: Initial Ruling

Ruling:

Trainer Juventino Ruiz, having been duly summoned, failed to appear before the Board of Stewards on April 13, 2016, and had a hearing held in absentia on April 15, 2016, for failure to declare equipment FLIPPING HALTER ON at time of entry on the horse "Wrs Quick Regards" in the fourth race, on Sunday, March 27, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-262  
Track Sunland Park  
Ruling Date: 4/16/2016

Licensee: BECERRA, JR SERGIO

License Type: Jockey Applicant Id: 32539  
Date of Birth: 07/15/1994 License Number: 80737

Ruling # 2016-SUN-262

Action Type: Initial Ruling

Ruling:

Jockey Sergio Becerra Jr., having been summoned and represented by jockey Larry Gamez before the Board of Stewards on April 16, 2016, for careless riding, while aboard "Scrimshaw Wrangler" in the 8th Race April 15, 2016, at Sunland Park, is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed, Sergio Becerra Jr., a fine in the amount of two hundred dollars, (\$200.00).

The fine is to be paid on or before May 16, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

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

Which states in pertinent part that "In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse."

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

Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

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

which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-263  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: VILLANUEVA, JUAN CARLOS  
License Type: 2015 3 Year Jockey Applicant Id: 34058  
Date of Birth: 09/04/1982 License Number: 279877

Ruling # 2016-SUN-263

Action Type: Initial Ruling

Ruling:

**Jockey Juan Carlos Villanueva** having been duly notified and appeared before the Board of Stewards on **April 16, 2016** regarding his conduct towards another licensee (pushing another licensee in the jocks room).

**Juan Carlos Villanueva** is found to be in violation of:

16.47.1.8(L)(1)(h) NMAC: 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 or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

For this rule violation the Board of Stewards assessed **Juan Carlos Villanueva** a penalty of one hundred dollars (\$100.00). The fine is to be paid on or before Date: **May 17, 2016** in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-264  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: ESQUIBEL, ROBERT LEE

License Type: Trainer Applicant Id: 26228

Date of Birth: 11/03/1946 License Number: 81868

Ruling # 2016-SUN-264

Action Type: Initial Ruling

Ruling:

Licensee having appeared by telephone before the Board of Stewards on April 16, 2016 for failure to declare equipment **Blinkers off** when entering horse **SIEMPRE AMIGO** in the **9th RACE MARCH 29, 2016** at Sunland Park. Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written warning. The next violation will result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-265  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: TORRES, JUAN D

License Type: Trainer

Applicant Id: 29080

Date of Birth: 06/24/1976

License Number: 81869

Ruling # 2016-SUN-265

Action Type: Initial Ruling

Ruling:

Licensee having waived his right to a 10 day notice of hearing and appeared before the Board of Stewards on **April 16, 2016** for failure to declare equipment **Blinkers off** when entering horse **Umbler Girl** in the **7th RACE April 9, 2016** at Sunland Park. Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written warning. The next violation will result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-266  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: CANTY, WARREN

License Type: 2016 1 Year Security St Applicant Id: 158478

Date of Birth: 01/25/1988 License Number: 280919

Ruling # 2016-SUN-266

Action Type: Initial Ruling

Ruling:

Licensee, **Warren Canty**, having been duly notified and appeared before the Board of Stewards for failure to disclose prior arrests on licensing application.

**Warren Canty** is found to be in violation of:

**16.47.1.8 (L)(1)** 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: **(a)** has been convicted of a felony; **(d)** has failed to disclose or falsely states any information required in the application

For this violation, the Board of Stewards issue **Warren Canty** a penalty of the following:

1. A suspension of any/all New Mexico Racing Commission licenses, effective April 17, 2016, and is referred to the New Mexico Racing Commission for any future licensing in New Mexico.

During said time of suspension **Warren Canty** 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.

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

Which states that "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued or order disciplinary measures, if the applicant is a person whose conduct or reputation may reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes otherS to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-267  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: LEVEY, ARTHUR

License Type:

Applicant Id: 158476

Date of Birth: 12/02/1984

License Number:

Ruling # 2016-SUN-267

Action Type: Initial Ruling

Ruling:

issued in error.

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-268  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: LEVEY, ARTHUR

License Type: 2016 1 Year Security St Applicant Id: 158476

Date of Birth: 12/02/1984 License Number: 280914

Ruling # 2016-SUN-268

Action Type: Initial Ruling

Ruling:

Licensee, Arthur Levey, having been notified and appeared before the board of Stewards for failure to disclose prior arrests on his licensing application. Arthur Levey is found in violation of:

16.47.1.8.(L)(1) The commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if applicant: (a) has been convicted of a felony; (d) has failed to disclose or falsely stated any information required in the application.

For this violation The Board of Stewards issue Arthur Levey a penalty of the following:

1. A suspension of any/all New Mexico Racing Commission licenses, effective April 17, 2016, and is referred to the New Mexico Racing Commission for future licensing in New Mexico. During said time of suspension Arthur Levey is denied to all grounds under the jurisdiction of the New Mexico Racing Commission in accordance with 15.2.1.9 (C)(21)(a) NMAC.

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-269  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: GRISHAM, KENNETH MERLE  
License Type: 2015 3 Year Trainer Applicant Id: 7221  
Date of Birth: 01/23/1939 License Number: 226523

Ruling # 2016-SUN-269

Action Type: Initial Ruling

Ruling:

**Trainer Kenneth M. Grisham, having been duly notified, appeared telephonically before the Board of Stewards on April 15, 2016, regarding the horse "Hearts Princess" for not having sufficient current workouts which resulted in a program scratch in the second race, March 26, 2016, at Sunland Park Racetrack.**

**"Hearts Princess" had not raced for more than six months and did not have a second required workout within a 60 day period, prior to race day, resulting in the late scratch.**

**Kenneth M. Grisham is found to be in violation of:**

**15.2.5.11 (A)(2) NMAC: Which states in pertinent part " Any horse which has started, but not within sixty (60) days, must have at least one workout within sixty (60) days prior to time of race. Horses that have not started within six (6) months of entry must have at least two approved workouts within the sixty (60) days.**


**15.2.5.12 (L) NMAC: Which states in pertinent part "A horse shall be ineligible to start in a race when it lacks official published workouts".**

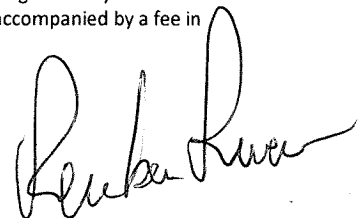
**16.47.1.10 (C)(18) NMAC: Which states in pertinent part "The Trainer is responsible for horses entered as to eligibility, weight, or other allowances claimed".**

**For this rule violation, the Board of Stewards assessed Kenneth M. Grisham a penalty in the amount of two hundred dollars (\$200.00). The fine is to be paid on or before May 15, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.**

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 Sunland Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-270  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: RUHE, AUSTIN SHANE

License Type: 2015 3 Year Apprentice Applicant Id: 157569

Date of Birth: 12/17/1996 License Number: 277945

Ruling # 2016-SUN-270

Action Type: Initial Ruling

Ruling:

Jockey AUSTI SHANE RUHE, having failed to pay the fines assessed in Ruling 2016-SUN-32.

AUSTI SHANE RUHE, is found to be in violation of:

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

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

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-271  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: CHAVEZ, SAMUEL

License Type: 2016 1 Year Groom      Applicant Id: 34437  
Date of Birth: 04/24/1961      License Number: 280907

Ruling # 2016-SUN-271

Action Type: Initial Ruling

Ruling:

Licensee, Samuel Chavez, having been duly notified, and failed to appear, had a hearing held in absentia before the Board of Stewards on April 16, 2016, for failure to disclose prior arrests on licensing application.

Samuel Chavez is found to be in violation of:

**16.47.1.8 (L)(1)NMAC:** 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: **(a)** has been convicted of a felony; **(d)** has failed to disclose or falsely states any information required in the application

For this violation, the Board of Stewards issue **Samuel Chavez** a penalty of the following:

A suspension of any/all New Mexico Racing Commission licenses, effective April 17, 2016, and Samuel Chavez is referred to the New Mexico Racing Commission for any future licensing in New Mexico.

During said time of suspension Samuel Chavez 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. Additionally, during the applicable term of this suspension, all horses owned, or under the care of Samuel Chavez are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) NMAC.

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

Which states that "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued or order disciplinary measures, if the applicant is a person whose conduct or reputation may reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

15.2.1.9(b):

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-272  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: ROBLEDO, SAMUEL

License Type: Applicant Id: 31708  
Date of Birth: 10/05/1980 License Number:

Ruling # 2016-SUN-272

Action Type: Initial Ruling

Ruling:

Licensee, Samuel Robledo having appeared telephonically before the Board of Stewards on April 15, 2016, concerning a security citation for his conduct in the barn area and failing to comply with Security Officer when asked to stop and show his NMRC license. Mr. Samuel Robledo responded by using foul and abusive language.

For this rule violation, the Board of Stewards assessed Samuel Robledo a penalty in the amount of Two hundred dollars,(\$200.00). The fine is to be paid on or before May 17, 2016 in accordance with 15.2.3.8(B)(3) (I) NMAC.

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

This ruling is in accordance with:

**FOUND IN VIOLATION OF 15.2.3.8B3 NMAC:**

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

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-273  
Track Sunland Park  
Ruling Date: 4/17/2016

Licensee: PERALES, RENE

License Type: 2016 1 Year Groom

Applicant Id: 33202

Date of Birth: 10/24/1983

License Number: 280842

Ruling # 2016-SUN-273

Action Type: Initial Ruling

Ruling:

Licensee, **Rene Perales**, having been duly notified, appeared before the Board of Stewards on April 16, 2016, for failure to disclose prior arrests on licensing application.

**Rene Perales** is found to be in violation of:

**16.47.1.8 (L)(1)NMAC:** 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: **(a)** has been convicted of a felony; **(d)** has failed to disclose or falsely states any information required in the application

For this violation, the Board of Stewards issue **Rene Perales** a penalty of the following:

A suspension of any/all New Mexico Racing Commission licenses, effective April 17, 2016, and **Rene Perales** is referred to the New Mexico Racing Commission for any future licensing in New Mexico.

During said time of suspension **Rene Perales** 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. Additionally, during the applicable term of this suspension, all horses owned, or under the care of **Rene Perales** are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) NMAC.

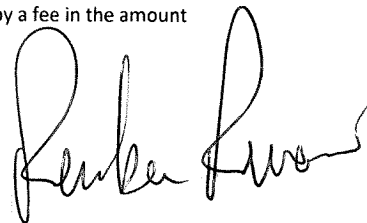
16.47.1.8(L)(1)(h) NMAC:

Which states that "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued or order disciplinary measures, if the applicant is a person whose conduct or reputation may reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

15.2.1.9(b):

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

  
By Order of The Sunland Park Stewards





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-274  
Track Sunland Park  
Ruling Date: 4/19/2016

Licensee: RIVERA, REUBEN ELIAS

License Type: 2015 1 Year Jockey Ag Applicant Id: 12375

Date of Birth: 12/07/1955 License Number: 277270

Ruling # 2016-SUN-274

Action Type: Initial Ruling

Ruling:

**The Jockey Agent and Assistant Starter license (#278532 and #277270) issued to Reuben Rivera is hereby rescinded, having terminated employment and no longer working in this licensed 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".**

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-275  
Track Sunland Park  
Ruling Date: 4/19/2016

Licensee: LAMBERT, CASEY TODD

License Type: 2015 3 Year Trainer      Applicant Id: 25033  
Date of Birth: 08/24/1965      License Number: 280408

Ruling # 2016-SUN-275

Action Type: Initial Ruling

Ruling:

Trainer Casey T. Lambert, having been duly summoned, appeared before the Board of Stewards on April 17, 2016, for failure to declare equipment BLINKERS OFF at time of entry on the horse Cloud Harbor in the second race on Tuesday, March 29, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-276  
Track Sunland Park  
Ruling Date: 4/19/2016

Licensee: RUST, BLAKE

License Type: Trainer

Applicant Id: 21794

Date of Birth: 10/12/1946

License Number: 81834

Ruling # 2016-SUN-276

Action Type: Initial Ruling

Ruling:

Trainer Blake Rust, having been duly summoned, appeared before the Board of Stewards on April 17, 2016, for failure to declare equipment BLINKERS OFF at time of entry on the horse Keagan's Way in the third race on Wednesday, April 6, 2016, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-277  
Track Sunland Park  
Ruling Date: 4/19/2016

Licensee: GREEN, GREG ALLEN

License Type: 2014 3 Year Trainer Applicant Id: 15219

Date of Birth: 05/30/1981 License Number: 174442

Ruling # 2016-SUN-277

Action Type: Initial Ruling

Ruling:

Trainer Greg Green, having been duly summoned, failed to appear before the Board of Stewards and had a hearing held in absentia on April 17, 2016, for failure to declare equipment BLINKERS OFF at time of entry on the horse Prospect's Bazinga in the sixth race on Friday, March 4, 2016, at Sunland Park Racetrack. This is the second BLINKERS violation at the current meet for trainer Greg Green.

For this rule violation, the Board of Stewards has assessed Greg Green a fine in the amount of fifty dollars (\$50.00). The fine is to be paid on or before May 19, 2016 in accordance with **15.2.3.8 (B)(3)(8) NMAC**. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-278  
Track Sunland Park  
Ruling Date: 4/19/2016

Licensee: CARRETE, JESUS J.

License Type:

Applicant Id: 3671

Date of Birth: 02/22/1955

License Number:

Ruling # 2016-SUN-278

Action Type: Initial Ruling

Ruling:

Trainer, Jesus Carrete having appeared before the Board of Stewards on this date, (4/13/2016) for failure to declare equipment Flipping halter off at time of entry on the horse Big Time Story entered in the first (1st) race, to run on March 27th, 2016, at Sunland Park. Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written warning.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-279  
Track Sunland Park  
Ruling Date: 4/19/2016

Licensee: FINCHER, TODD W.

License Type: 2016 3 Year Trainer      Applicant Id: 27974  
Date of Birth: 08/27/1971      License Number: 280641

Ruling # 2016-SUN-279

Action Type: Initial Ruling

Ruling:

Trainer Todd W. Fincher, having been duly notified, appeared before the Board of Stewards on April 17, 2016, for missing Lasix time for the horse "Atilas Gift," which resulted in a late scratch of said horse in the seventh race on March 29, 2016, at Sunland Park Racetrack.

At the hearing, Mr. Fincher testified that he fully intended to run the horse "Atilas Gift," but that his veterinarian missed giving Lasix at the proper time because of a miscommunication between Mr. Fincher and the veterinarian. For this violation, the Board of Stewards assessed Todd W. Fincher a fine in the amount of one hundred dollars, (\$100.00).

The fine is to be paid on or before May 19, 2016, in accordance with **15.2.3.8 (B)(3)(8) NMAC**.

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

Trainer Todd W. Fincher is found to be in violation of.

**15.2.6.9(E) (3) NMAC:** Which states in pertinent part "The use of furosemide (**Salix**) shall be permitted under the following circumstances on association grounds where a detention barn is not utilized: furosemide (**Salix**) shall be administered by the official veterinarian, the racing veterinarian, or practicing veterinarian no less than four hours prior to post for which the horse is entered; the horse must be logged in at the stable gate with time and location no less than one hour prior to administration.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-280  
Track Sunland Park  
Ruling Date: 4/22/2016

Licensee: RIDDLE, JACKIE ELIZABETH

License Type: 2015 3 Year Trainer      Applicant Id: 7804  
Date of Birth: 12/03/1954      License Number: 278376

Ruling # 2016-SUN-280

Action Type: Initial Ruling

Ruling:

Trainer, Jackie Riddle having appeared before the Board of Stewards on this date, (4/13/2016) for failure to declare equipment Flipping halter off at time of entry on the horse **Buds Black Dahlia** entered in the third (3rd) race, to run on March 27th , 2016, at Sunland Park. Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written warning. The next violation may result in a fifty \$(50.00) dollar fine.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-281  
Track Sunland Park  
Ruling Date: 4/22/2016

Licensee: Hernandez, Miguel Luis  
License Type: 2015 3 Year Trainer Applicant Id: 30905  
Date of Birth: 09/29/1965 License Number: 277164

Ruling # 2016-SUN-281

Action Type: Initial Ruling

Ruling:

Trainer Miguel L. Hernandez, having been duly summoned, appeared before the Board of Stewards on April 22, 2016, for failure to declare equipment BLINKERS ON at time of entry on the horse Off the Screen in the eighth race on Tuesday, March 29, 2016, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-282  
Track Sunland Park  
Ruling Date: 4/22/2016

Licensee: BROWN, BARBARA JEAN

License Type: 2016 3 Year Trainer      Applicant Id: 11895  
Date of Birth: 10/01/1948      License Number: 281056

Ruling # 2016-SUN-282

Action Type: Initial Ruling

Ruling:

Trainer Barbara Brown, having been duly notified, appeared before the Board of Stewards on Tuesday, April 19, 2016, for employing help licensed in the wrong capacity at the Sunland Park meet. Owner Lauren Cardoso was working as an exercise rider.

Licensee was found to be in violation of Commission rules. Thus, for this rule violation, the Board of Stewards assessed licensee a penalty in the amount of one hundred dollars (\$100). The normal fine for this offense is \$200, but due to mitigating circumstances (Lauren Cardoso had a current license but in the wrong capacity), a fine of \$100 was assessed. The fine is to be paid on or before May 22, 2019, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay this fine within the time prescribed may result in immediate suspension.

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

**16.47.1.8 (L)(1)(C) NMAC:** which states “ the commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission.”

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

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-283  
Track Sunland Park  
Ruling Date: 4/22/2016

Licensee: VALENZUELA, JR JOHN RAUL  
License Type: 2015 1 Year Jockey Applicant Id: 158391  
Date of Birth: 10/01/1986 License Number: 280402

Ruling # 2016-SUN-283

Action Type: Initial Ruling

Ruling:

**Jockey John Raul Valenzuela, Jr., having failed to pay the fine assessed in Ruling 2016-SUN-54, is found to be in violation of:**

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

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

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-284  
Track Sunland Park  
Ruling Date: 4/23/2016

Licensee: RAMIREZ, SR JOSE FRANCISCO  
License Type: 2016 3 Year Trainer Applicant Id: 11970  
Date of Birth: 09/01/1950 License Number: 280810

Ruling # 2016-SUN-284

Action Type: Initial Ruling

Ruling:

Trainer Jose F. Ramirez, Sr., having been duly summoned, failed to appear before the Board of Stewards and had a hearing held in absentia on April 22, 2016, for failure to declare equipment BLINKERS OFF at time of entry on the horse Jakes Dynasty in the fifth race on Friday, April 1, 2016, at Sunland Park Racetrack. This is the second BLINKERS violation at the current meet for trainer Jose F. Ramirez, Sr.

For this <sup>second</sup> rule violation, the Board of Stewards has assessed Jose F. Ramirez, Sr., a fine in the amount of fifty dollars (\$50.00). The fine is to be paid on or before May 23, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-285  
Track Sunland Park  
Ruling Date: 4/23/2016

Licensee: GONZALEZ, JR JOSE ROBERTO  
License Type: Trainer Applicant Id: 32929  
Date of Birth: 02/19/1982 License Number: 81818

Ruling # 2016-SUN-285

Action Type: Initial Ruling

Ruling:

Trainer Jose R. Gonzalez, Jr., having been duly summoned, failed to appear and had a hearing held in absentia before the Board of Stewards on April 22, 2016, for failure to declare equipment BLINKERS ON at time of entry on the horse Siempre Amigos in the third race on Wednesday, April 6, 2016, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-286  
Track Sunland Park  
Ruling Date: 4/23/2016

Licensee: ESPINOZA, FRANCISCO MARIO  
License Type: 2014 3 Year Owner      Applicant Id: 19767  
Date of Birth: 09/16/1955      License Number: 204819

Ruling # 2016-SUN-286

Action Type: Initial Ruling

Ruling:

Owner, **Francisco Espinoza**, having been duly notified, failed to appear, and had his hearing held in absentia before the Board of Stewards concerning a Ban Citation issued by DAA regarding his conduct which adversely reflects on the integrity of horse racing.

**Francisco Espinoza** is found to be in violation of:

For this violation, the Board of Stewards issue **Francisco Espinoza** a penalty of the following:

1. A suspension of any/all New Mexico Racing Commission licenses, effective **April 23, 2016**, and is referred to the New Mexico Racing Commission for any future licensing in New Mexico.

During said time of suspension **Francisco Espinoza** 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. Additionally, during the applicable term of this suspension, all horses owned, or under the care of **Francisco Espinoza** are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9(C)(21)(c) NMAC.

**5.2.1.9 B. (4) d)** Nonappearance of a summoned party after adequate notice shall be construed as a waiver of the right to a hearing before the stewards. The stewards may suspend the license of a person who fails to appear at a disciplinary hearing after written notice of the hearing has been sent, in compliance with this subsection.

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

Which states that "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued or order disciplinary measures, if the applicant is a person whose conduct or reputation may reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-287  
Track Sunland Park  
Ruling Date: 4/23/2016

Licensee: BUENO, EFRAIN

License Type: 2015 3 Year Trainer

Date of Birth: 08/09/1978

Applicant Id: 16214

License Number: 280195

Ruling # 2016-SUN-287

Action Type: Initial Ruling

Ruling:

Trainer Efrain Bueno, having been duly summoned, appeared before the Board of Stewards on April 23, 2016, for failure to declare equipment FLIPPING HALTER ON at time of entry on the horse Devious Chuchu in the ninth race on Saturday, April 2, 2016, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-288  
Track Sunland Park  
Ruling Date: 4/24/2016

Licensee: FELIX, MARTIN

License Type: 2014 3 Year Jockey      Applicant Id: 86561  
Date of Birth: 09/28/1995      License Number: 184656

Ruling # 2016-SUN-288

Action Type: Initial Ruling

Ruling:

Jockey Martin Felix, having been summoned and represented by jockey Raul Herrera before the Board of Stewards on April 23, 2016, for careless riding, while aboard "Tabashin" in the 4th Race April 24, 2016, at Sunland Park, is found to be in violation of Commission rules.

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

The fine is to be paid on or before May 24, 2016 in accordance with 15.2.3.8 (B)(3)(8) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

This ruling is in accordance with:

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

Which states in pertinent part that "In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse."

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

Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

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

which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-289  
Track Sunland Park  
Ruling Date: 4/24/2016

Licensee: HERNANDEZ, HEMERIO Q  
License Type: 2014 3 Year Trainer Applicant Id: 30822  
Date of Birth: 08/09/1978 License Number: 164188

Ruling # 2016-SUN-289

Action Type: Initial Ruling

Ruling:

Trainer Hemerio Q. Hernandez, having been duly notified and having appeared before the Board of Stewards on April 23, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive test for the Class 4C drug "Methylprednisolone", which was found in sample #NM15293, after it was collected from the horse "Go For Sixes" which finished in first place in the second race, November 14, 2015, at Zia Park.

(The original lab report indicated a finding of Methylprednisolone at 454 picograms per milliliter in the blood. This exceeds the allowable limits of 100 picograms per milliliter as per the ARCI Controlled Therapeutic Schedule incorporated by reference in 15.2.6.9 NMAC. Split sampling rights, as provided in 15.2.6.10 (D) NMAC were offered but waived by Hemerio Q. Hernandez.) HWD Racing Stables (Luis Castillo Medrano) is the owner of record for horse "Go For Sixes" which was the subject of a Methylprednisolone positive. Trainer Hemerio Q. Hernandez is found to be in violation of:

15.2.6.9 NMAC:

Class 4 - This category is comprised primarily of therapeutic medications routinely used in race horses. These may influence performance, but generally have a more limited ability to do so. Groups of drugs assigned to this category include the following.

D. MEDICATION RESTRICTIONS:

(1) 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.  
(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.

15.2.6.11(A)(NMAC) and 16.47.1.10(B)(1)NMA: Which states 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 by the commission approved laboratory is prima facie evidence of a violation of this rule. The trainer is absolutely responsible regardless of the acts of third party."

15.2.6.9 (C)(3) LICENSED TRAINER: Which states that first offense (365-day period) in any jurisdiction in the following levels, the penalty is a minimum fine of \$1,000.00"

For this first violation in a (365 day period): The Board of Stewards assessed Hemerio Q. Hernandez a fine in the amount of one thousand dollars (\$1,000.00) which is due on or before May 24, 2016, in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(l) NMAC; Which states that "All fines imposed by the Stewards shall be paid to the commission within 30 days after the ruling is issued, unless otherwise ordered." Failure to pay fine in prescribed time may result in an immediate suspension.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-290  
Track Sunland Park  
Ruling Date: 4/24/2016

Licensee: ALVIDREZ, CARLOS O

License Type: Trainer Applicant Id: 31447  
Date of Birth: 10/02/1964 License Number: 81855

Ruling # 2016-SUN-290

Action Type: Initial Ruling

Ruling:

**Trainer Carlos O. Alvidrez, having been duly notified, appeared before the Board of Stewards on April 23, 2016, regarding an ineligible entry of "Double Recess" (no current Owner license), which resulted in a late scratch of said horse in the seventh race, Saturday, April 2, 2016, at Sunland Park Racetrack.**

**The Owner of record for the horse "Double Recess" is listed as Jorge A. Armendanz, whose NM owner license expired on January 31, 2016.**

**Carlos O Alvidrez is found to be in violation of;**

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

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

**16.47.1.9 (A)(1)NMAC: Which states in pertinent part "Each person who has a five percent or more Ownership or beneficial interest in a horse is required to be licensed."**

**16.47.1.10 (C)(17) NMAC: Which states in pertinent part "The Trainer is responsible for representing an Owner in making entries and scratches and in all other matters pertaining to racing."**

**For this rule violation, the Board of Stewards assessed Carlos O. Alvidrez a fine in the amount of two hundred dollars (\$200.00). The fine must be paid within 30 days by May 24, 2016, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine by prescribed time may result in an immediate suspension.**

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-291  
Track Sunland Park  
Ruling Date: 4/29/2016

Licensee: VEGA, RAUL VELARDE

License Type: 2016 1 Year Temporary Applicant Id: 9954  
Date of Birth: 03/11/1975 License Number: 281418

Ruling # 2016-SUN-291

Action Type: Initial Ruling

Ruling:

Trainer, Raul V. Vega having been summoned but failed to appeared so the hearing was held in absencia before the Board of Stewards on this date, (4/26/2016) for failure to declare equipment Flipping halter on at time of entry on the horse **Hi Edge** entered in the first (1st) race, to run on April 3 , 2016, at Sunland Park. Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written warning. The next violation, if there is one may result in a fifty (\$ 50.00) dollar fine.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-292  
Track Sunland Park  
Ruling Date: 4/29/2016

Licensee: ARROYO, JR NORBERTO

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

Ruling # 2016-SUN-292

Action Type: Initial Ruling

Ruling:

Jockey, Norberto Arroyo, having been summoned and appeared before the Board of Stewards on April 29, 2016 for careless riding, which resulted in the disqualification of his mount "El Gigante" from first place to fifth place in the 7th race, April 26, 2016. Norberto Arroyo is found to be in violation of Commission rules.

For this violation, the Board of Stewards assessed Norberto Arroyo a suspension of 2 days (May 7, 2016 and May 8, 2016).

This ruling is in accordance with:

This ruling is in accordance with:

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

Which states in pertinent part that "In a straightaway race, every horse must maintain position as nearly as possible in the lane in which it starts. If a horse is ridden, drifts or swerves out of its lane in such a manner that it interferes with, impedes or intimidates another horse, it is a foul and may result in the disqualification of the offending horse."

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

Which states in pertinent part that "If the Stewards determine the foul was intentional, or due to careless riding, they may fine or suspend the guilty jockey."

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

which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-293  
Track Sunland Park  
Ruling Date: 4/29/2016

Licensee: MARQUEZ, CHRIS DAVID

License Type: 2013 3 year Trainer Applicant Id: 29989

Date of Birth: 02/08/1961 License Number: 66884

Ruling # 2016-SUN-293

Action Type: Initial Ruling

Ruling:

Trainer, Chris D. Marquez having been summoned but failed to appeared so the hearing was held in absencia before the Board of Stewards on this date, (4/26/2016) for failure to declare equipment Blinker's on at time of entry on the horse **Dashin N Blazin** entered in the third (3rd) race, to run on April 3, 2016, at Sunland Park. Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written warning. The second, if there is one may result in a fifty \$ (50.00) dollar fine.

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-294  
Track Sunland Park  
Ruling Date: 4/29/2016

Licensee: ARROYO, JR NORBERTO

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

Ruling # 2016-SUN-294

Action Type: Initial Ruling

Ruling:

Jockey **Norberto Arroyo** having been subject of an altercation that occurred in the stable area April 29, 2016 at Sunland Park is hereby placed on probation through May 3, 2016. Any conduct violation will result in an immediate summary suspension, \$500 fine, and a 30 day suspension of all NMRC licenses.

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

16.47.1.8(L)(1)(h) NMRC:

Which states that "The Commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued or order disciplinary measures, if the applicant is a person whose conduct or reputation may reflect on the honesty and integrity of horse racing or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

15.2.1.9(b):

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-295  
Track Sunland Park  
Ruling Date: 4/29/2016

Licensee: REYES, FRANK

License Type: 2014 3 Year Jockey      Applicant Id: 116762  
Date of Birth: 10/09/1990      License Number: 184679

Ruling # 2016-SUN-295

Action Type: Initial Ruling

Ruling:

Jockey **Frank Reyes** having been subject of an altercation that occurred in the stable area April 29, 2016 at Sunland Park is hereby placed on probation through May 3, 2016. Any conduct violation will result in an immediate summary suspension, \$500 fine, and a 30 day suspension of all NMRC licenses.

**Frank Reyes** is found to be in violation of:

**16.47.1.8(L)(1)(h) NMAC:** 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 or interfere with the orderly conduct of a race meet. Interfering with the orderly conduct of the race meet shall include, but not limit to, disruptive or intemperate behavior or behavior which exposes others to danger anywhere on the racetrack grounds. The fact that the race meet was not actually interrupted is not a defense to the imposition of discipline under this rule."

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

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-296  
Track Sunland Park  
Ruling Date: 4/30/2016

Licensee: ESTRADA, JR DELFINO

License Type: 2014 3 Year Trainer      Applicant Id: 28914  
Date of Birth: 09/16/1981      License Number: 164187

Ruling # 2016-SUN-296

Action Type: Initial Ruling

Ruling:

Trainer Delfino Estrada having been duly notified, failed to appear and had a hearing held in absentia before the Board of Stewards on Friday, April 29, 2016, for employing unlicensed help at Sunland Park Racetrack. Jose L. Marrufo, who is unlicensed, took Mr. Estrada's horse "Ha Dee" to the paddock to be saddled for the third race on Saturday, April 9.

Licensee was found to be in violation of Commission rules. Thus, for this rule violation, the Board of Stewards assessed licensee a penalty in the amount of two hundred dollars (\$200). The fine is to be paid on or before May 30, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay this fine within the time prescribed may result in immediate suspension.

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

**16.47.1.8 (L)(1)(C) NMAC:** which states "the commission may refuse to issue a license to an applicant, or may suspend or revoke a license issued, or order disciplinary measures, if the applicant: who is unqualified, by experience or otherwise, to perform the activities for which a license is required, or who fails to pass an examination prescribed by the commission."

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

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-297  
Track Sunland Park  
Ruling Date: 4/30/2016

Licensee: ESTRADA, JR DELFINO

License Type: 2014 3 Year Trainer      Applicant Id: 28914  
Date of Birth: 09/16/1981      License Number: 164187

Ruling # 2016-SUN-297

Action Type: Initial Ruling

Ruling:

Trainer Delfino Estrada, having been duly notified, failed to appear and had a hearing held in absentia before the Board of Stewards on April 29, 2016, for not appointing a substitute trainer for his horse "Ha Dee" in the third race on April 9, 2016, at Sunland Park Racetrack.

Delfino Estrada was found to be in violation of commission rules. For this rule violation, the Board of Stewards assessed a penalty in the amount of fifty dollars (\$ 50.00). The fine is to be paid on or before May 30, 2016, in accordance with 15.2.3.8(B)(3)(I) NMAC.

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

Licensee is found to be in violation of:

**16.47.1.10 (E)(1) NMAC:** Which states "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."

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-298  
Track: Sunland Park  
Ruling Date: 4/30/2016

Licensee: GUILLEN, BENITO V

License Type: 2015 3 Year Trainer      Applicant Id: 157627  
Date of Birth: 10/05/1965      License Number: 278120

Ruling # 2016-SUN-298

Action Type: Initial Ruling

Ruling:

**Trainer Benito Guillen Vega, having been duly notified, failed to appear and had a hearing held in absentia before the Board of Stewards on April 29, 2016, regarding an ineligible entry of "Swanky Party" (no current Owner license), which resulted in a late scratch of said horse in the ninth race, Wednesday, April 13, 2016, at Sunland Park Racetrack.**

**The Owner of record for the horse "Swanky Party" is listed as Oscar Leon Jr., who was unable to get licensed before race time of the ninth race on April 13, 2016.**

**Benito Guillen Vega is found to be in violation of:**

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

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

**16.47.1.9 (A)(1)NMAC: Which states in pertinent part "Each person who has a five percent or more Ownership or beneficial interest in a horse is required to be licensed."**

**16.47.1.10 (C)(17) NMAC: Which states in pertinent part "The Trainer is responsible for representing an Owner in making entries and scratches and in all other matters pertaining to racing."**

**For this rule violation, the Board of Stewards assessed Benito Guillen Vega a fine in the amount of two hundred dollars (\$200.00). The fine must be paid within 30 days by May 30, 2016, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine by prescribed time may result in an immediate suspension.**

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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-299  
Track Sunland Park  
Ruling Date: 4/30/2016

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

Ruling # 2016-SUN-299

Action Type: Initial Ruling

Ruling:

Trainer Ramon A. Alvarez, having been duly summoned, failed to appear and had a hearing held in absentia before the Board of Stewards on April 10, 2016, for failure to declare equipment BLINKERS ON at time of entry on the horse Ellas Bridge Ta Fame in the second race on Sunday, April 10, 2016, at Sunland Park Racetrack.

For this first rule violation, the Board of Stewards has assessed a written WARNING. The next violation may result in a fifty dollar (\$50.00) fine

Licensee is found to be in violation of:

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

15.2.1.9(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 Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-300  
Track Sunland Park  
Ruling Date: 4/30/2016

Licensee: URIOSTE, MANUEL D

License Type: Trainer Applicant Id: 18924

Date of Birth: 01/01/1932 License Number: 81814

Ruling # 2016-SUN-300

Action Type: Initial Ruling

Ruling:

Trainer Manuel Uriosite having been summoned but failed to appear before the Board of Stewards so the hearing was held in absentia on this date, (4/30/2016) for failure to declare equipment Flipping halter off at time of entry on the horse **Tobique One** entered in the third (3rd) race, to run on April 3rd, 2016, at Sunland Park. Licensee is found to be in violation of Commission rules.

For this first rule violation, the Board of Stewards have assessed a written warning. If there is another violation it may be a fine of fifty \$ (50.00) dollars.

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 Sunland Park Stewards