



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-310  
Track Sunland Park  
Ruling Date: 12/12/2016

Licensee: STERLING, DUANE LEE

License Type: 2016 1 Year Veterinaria Applicant Id: 12896

Date of Birth: 08/26/1965 License Number: 282415

Ruling # 2016-SUN-310

Action Type: Initial Ruling

Ruling:

Rescind Exercise License #282414 and Veterinarian Assistant #282415 without prejudice

Issued Jockey license

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-310  
Track Sunland Park  
Ruling Date: 12/12/2016

Licensee: STERLING, DUANE LEE

License Type: 2016 1 Year Exercise P Applicant Id: 12896

Date of Birth: 08/26/1965 License Number: 282414

Ruling # 2016-SUN-310 - A

Action Type: Initial Ruling

Ruling:

Rescind Exercise License #282414 and Veterinarian Assistant #282415 without prejudice  
Issued Jockey license

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-311  
Track Sunland Park  
Ruling Date: 12/13/2016

Licensee: MADEIRA, CARLOS D

License Type: 2015 3 Year Jockey      Applicant Id: 22615

Date of Birth: 12/19/1975      License Number: 246654

Ruling # 2016-SUN-311

Action Type: Initial Ruling

Ruling:

License #282414 Exercise Person rescinded without prejudice.  
No longer in that capacity.

By Order of The Sunland Park Stewards

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-312  
Track Sunland Park  
Ruling Date: 12/16/2016

Licensee: ESTRADA, CARLOS

License Type: 2016 1 Year Assistant S Applicant Id: 7905

Date of Birth: 12/02/1971 License Number: 283463

Ruling # 2016-SUN-312

Action Type: Initial Ruling

Ruling:

The Assistant Starter License issued to Carlos Estrada is hereby rescinded without prejudice as he has appeared before the Board of Stewards on December 16, 2016, and stated that he is no longer working in that capacity and has been issued a Trainers License.

This ruling is in accordance with:

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

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

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

**16.47.1.8(E)(I)(1)(A)**

**16.47.1.3 Statutory Authority**

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

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

**16.47.1.8(N) Last Known Address**

**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

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-313  
Track Sunland Park  
Ruling Date: 12/16/2016

Licensee: ALDAVAZ, JR JAIME  
License Type: 2016 1 Year Jockey Ag Applicant Id: 14158  
Date of Birth: 11/19/1991 License Number: 283702

Ruling # 2016-SUN-313

Action Type: Initial Ruling

Ruling:

The Jockey Agent License issued to Jaime Aldavaz Jr is hereby rescinded without prejudice as he has appeared before the Board of Stewards on December 16, 2016, and stated that he is no longer working in that capacity and has been issued a Trainers License.

This ruling is in accordance with:

15.2.3.8 B (3)(f) Stewards Disciplinary Action

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

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.8(E)(1)(A)

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-314  
Track Sunland Park  
Ruling Date: 12/16/2016

Licensee: PIRRONE, MICHAEL ROBERT  
License Type: 2014 3 Year Owner      Applicant Id: 23313  
Date of Birth: 06/12/1953      License Number: 112144

Ruling # 2016-SUN-314

Action Type: Initial Ruling

Ruling:

The Practicing Veterinarian License and Owner License issued to Michael Pirrone is hereby rescinded without prejudice as he has appeared before the Board of Stewards on **December 16, 2016**, and stated that he is no longer working in that capacity and has been issued a Official Veterinarian License.

This ruling is in accordance with:

15.2.3.8 B (3)(f) Stewards Disciplinary Action

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

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.8(E)(I)(1)(A)

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

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

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-315  
Track Sunland Park  
Ruling Date: 12/17/2016

Licensee: CASTRO, JUAN CARLOS

License Type: 2016 1 Year Assistant      Applicant Id: 35575  
Date of Birth: 01/16/1991      License Number: 284310

Ruling # 2016-SUN-315  
Action Type: Modified Ruling  
Ruling:  
RE: 2016-SUN-315 - Modified Ruling

The Assistant Trainers License issued to Juan Carlos Castro is hereby rescinded on December 17, 2016, having been issued in error (required to take trainers test prior to reinstatement of license).

This ruling is in accordance with:

16.47.1.10 (D) Assistant Trainers Eligibility  
15.2.3.8 B (3)(f) Stewards Disciplinary Action  
16.47. 15.2.3.8 B (1) (d) Stewards General Authority  
16.47.1.8. T. KNOWLEDGE OF RULES:  
16.47.1.8(E)(1)(1)(A)  
16.47.1.3 Statutory Authority  
16.47.1.8 (A)(1) License Required  
16.47.1.8 (A)(2) License Required  
16.47.1.8(N) Last Known Address  
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

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-316  
Track Sunland Park  
Ruling Date: 12/20/2016

Licensee: CARRETE, FERNANDO

License Type: 2015 3 Year Trainer      Applicant Id: 28930  
Date of Birth: 06/03/1988      License Number: 279958

Ruling # 2016-SUN-316

Action Type: Initial Ruling

Ruling:

Trainer **Fernando Carrete** having been duly notified waived his right to a formal hearing before the Board of Stewards on December 18, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC) for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in horse "Rarin" (Test Sample #: NM21403), who finished first place in the 10th race on November 6, 2016, at Zia Park Racetrack in Hobbs, NM. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Fernando Carrete**.

**Edilberto Estrada** is the owner of record for the horse "**Rarin**". This is Mr. Estrad's SECOND Class 3B medication violation in a 365- day period issued in accordance with 15.2.6.9 (L)NMAC.

For this SECOND Class 3B medication violation in a 365- day period issued in accordance with 15.2.6.9 (L)NMAC, the Board of Stewards assessed Fernando Carrete a penalty as follows.

1. A 90 day suspension of all NMRC licenses starting December 29, 2016, through March 29, 2017, inclusive.
2. (\$2,000) two thousand dollar fine to paid on or before January 17, 2017, in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(l) NMAC: Failure to pay fine in prescribed time may result in an immediate suspension.
3. Pursuant to rules 15.2.6.9(C)(5)(c), 15.2.6.9 (C)(6), and 15.2.6.9(C)(7), the horse "**Rarin**" is placed on the Stewards list for a period of 60 days (beginning November 20, 2016). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test prior to entry.
4. The horse "**Rarin**" is hereby disqualified from FIRST PACE and ordered unplaced from the 10th race on November 6, 2016, at Zia Park Racetrack in Hobbs, NM, for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Miracle Fish
2. Eyes On Brimmerton
3. Ugo Igo
4. Shezarealfast
5. Ghost Wagon
6. Korina
7. Gros Wreck
8. Immahotdude
9. Latest Theory

**Unplaced "Rarin"**

During said time of applicable suspension, Fernando Carrete 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 Fernando Carrete are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c) NMAC.

**Fernando Carrete** is found to be in violation of:

**15.2.6.9(C)(1-2-3) NMAC: Prima Facie Evidence;** **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"

**15.2.6.9. B. Penalty recommendations: Trainer Second Lifetime offense (365-day period) in any jurisdiction:** A minimum 30-day suspension absent mitigating circumstances or the presence of aggravating factors could be used to impose a maximum 180-day suspension. A minimum \$1,000 absent mitigating circumstances or the presence of aggravating factors could be used to impose a maximum fine of \$2,500. **Owner Second Lifetime offense (365-day period) in any jurisdiction:** Disqualification, loss of purse (in the absence of mitigating circumstances)\* and horse must pass a commission-approved examination before becoming eligible to be entered.

*This ruling is written in accordance with:* **15.2.6.11(A) NMAC: Trainer Responsibility;** **16.47.1.10(B)(1) NMAC: Absolute Insurer**  
**15.2.3.8(B)(3)(k) NMAC: Stewards Authority;** **15.2.5.13(E)(4)(d) NMAC: Stewards Authority;** **15.2.3.8 B (3)(f) Stewards Disciplinary Action;**  
**15.2.3.8 B (1) (d) Stewards General Authority;** **16.47.1.8. T. KNOWLEDGE OF RULES: 16.47.1.3 Statutory Authority**  
**16.47.1.8 (A)(1)(2) License Required;** **16.47.1.8(N) Last Known Address**

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

*[Handwritten signatures and initials at the bottom of the page]*





New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-317  
Track Sunland Park  
Ruling Date: 12/20/2016

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-317

Action Type: Initial Ruling

Ruling:

Owner/Trainer Hector Chavez having been duly notified and having waived his right to a 10 day notice and a formal hearing before the Board Of Stewards on December 18, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC), for a confirmed positive for the therapeutic drug, Dexamethasone (class 4 penalty category C drug) found in test sample NM21385 taken from the 2nd place finisher "Grind It Out" following the first race, on November 6, 2016, at Zia Park Racetrack in Hobbs, NM.

The original lab report indicated a finding of Dexamethasone at 77 pg/ml in the blood, which is above the allowable limit of 5 pg/ml in the blood (15.2.6). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Hector Chavez.

For this first Class 4C medication violation in a 365- day period issued in accordance with 15.2.6.9 (C)(2)(b) NMAC, the Board of Stewards assessed Hector Chavez a penalty as follows:

1. A (\$1,000) one thousand dollar fine to paid on or before January 17, 2017, in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(l) NMAC.
2. The horse "Grind It Out" must pass a commission approved veterinary examination before being eligible to enter.

Hector Chavez is found to be in violation of:

**15.2.6.9(C)(1-2-3) NMAC: Prima Facie Evidence; 15.2.6.9 C. PENALTY RECOMMENDATIONS:**  
**TRAINER** 1ST offense in a Class C category (365-day period) in any jurisdiction in the following levels, the penalty is a minimum fine of \$1,000. **OWNER** 1st offense (365-day period) in any jurisdiction in the following levels, the penalty is the horse may be required to pass a commission-approved examination before being eligible to run:

This ruling is written in accordance with:

**15.2.6.9 A.(4) UNIFORM CLASSIFICATION GUIDELINES; 15.2.6.11(A) NMAC: Trainer Responsibility**

**16.47.1.10(B)(1) NMAC: Absolute Insurer; 15.2.3.8(B)(3)(k) NMAC: Redistribution of Purses, Prizes, Awards and Trophies; 15.2.5.13(E)(4)(d) NMAC: Stewards Authority; 15.2.3.8 B (3)(f) Stewards Disciplinary Action; 15.2.3.8 B (1) (d) Stewards General Authority; 16.47.1.8. T. KNOWLEDGE OF RULES:**

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-318  
Track: Sunland Park  
Ruling Date: 12/20/2016

Licensee: TENA, JR. HUMBERTO

License Type: 2016 3 Year Trainer      Applicant Id: 34010  
Date of Birth: 12/31/1974      License Number: 281131

Ruling # 2016-SUN-318

Action Type: Initial Ruling

Ruling:

Trainer **Humberto Tena Jr** having been duly notified and waived his right to a 10 day notice and a formal hearing **before the Board Of Stewards on December 18, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC)**, for a confirmed positive of Phenylbutazone and Flunixin (a stacking violation for class 4 Penalty C therapeutic drugs) found in test sample **NM21262** taken from the winner "**Essential James**" following **the 6th race, on October 29, 2016, at Zia Park Racetrack, in Hobbs, NM.**

The original lab report indicated a finding of Phenylbutazone at **.340 micrograms per milliliter in the blood** and Flunixin at **15.2 nanograms per milliliter in the blood . Split samples rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Humberto Tena Jr.**

**Victor Marquez** is the owner of record for horse "**Essential James**". This is Mr. Marquez's **FIRST Class 4C medication violation**

For this **FIRST Class 4C medication violation** in a 365- day period issued in accordance with 15.2.6.9 (C)(2) (b) NMAC, the Board of Stewards assessed **Humberto Tena Jr.** a penalty as follows:

1. A (\$350.00) three hundred and fifty dollar fine to paid on or before **January 17, 2017**, in accordance with 15.2.1.9(B)(7)(f) NMAC and 15.2.3.8 (B)(3)(I) NMAC:
2. The horse "**Essential James**" must pass a commission-approved examination before being eligible to run.

**Humberto Tena** is found to be in violation of: **15.2.6.9(C)(1-2-3) NMAC: Prima Facie Evidence; 15.2.6.9 C. (3) PENALTY RECOMMENDATIONS: Trainer 1st offense** (365-day period) in any jurisdiction, the penalty is a minimum of a written warning to maximum fine of \$500. **Owner 1st offense** (365-day period) in any jurisdiction, the penalty is the horse may be required to pass a commission-approved examination before being eligible to run.

**This ruling is written in accordance with: 15.2.6.9 A.(4) UNIFORM CLASSIFICATION GUIDELINES ;15.2.6.11(A) NMAC: Trainer Responsibility; 16.47.1.10(B)(1) NMAC: Absolute Insurer; 15.2.3.8 B (3)(f) Stewards Disciplinary Action; 15.2.3.8 B (1) (d) Stewards General Authority; 16.47.1.8. T. KNOWLEDGE OF RULES: 16.47.1.3 Statutory Authority; 16.47.1.8 (A)(1)(2) License Required; 16.47.1.8(N) Last Known Address; 15.2.1.9(b):** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-319  
Track Sunland Park  
Ruling Date: 12/20/2016

Licensee: MARQUEZ, VICTOR

License Type: 2014 3 Year Owner Applicant Id: 116772

Date of Birth: 07/23/1954 License Number: 184696

Ruling # 2016-SUN-319

Action Type: Initial Ruling

Ruling:

**Humberto Tena Jr** having been duly notified and waived his right to a 10 day notice and a formal hearing **before the Board Of Stewards on December 18, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC),** for a confirmed positive of Phenylbutazone and Flunixin (a stacking violation for class 4 Penalty C therapeutic drugs) found in test sample **NM21262** taken from the **winner "Essential James"** following **the 6th race, on October 29, 2016, at Zia Park Racetrack, in Hobbs, NM.**

The original lab report indicated a finding of Phenylbutazone at **.340 micrograms per milliliter in the blood** and Flunixin at **15.2 nanograms per milliliter in the blood . Split samples rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by Humberto Tena Jr.**

**Victor Marquez** is the owner of record for horse "**Essential James**" who was subject of a . This is Mr. Marquez's **FIRST Class 4C medication violation**

For this **FIRST Class 4C medication violation** in a 365- day period issued in accordance with 15.2.6.9 (C)(2) (b) NMAC, the Board of Stewards assessed **Victor Marquez** a penalty as follows:

1. The horse "**Essential James**" must pass a commission-approved examination before being eligible to run.

**Victor Marquez** is found to be in violation of: 15.2.6.9(C)(1-2-3) NMAC: Prima Facie Evidence; 15.2.6.9 C. (3) PENALTY RECOMMENDATIONS: Owner 1st offense (365-day period) in any jurisdiction, the penalty is the horse may be required to pass a commission-approved examination before being eligible to run.

**This ruling is written in accordance with: 15.2.6.9 A.(4) UNIFORM CLASSIFICATION GUIDELINES Stewards Disciplinary Action; 15.2.3.8 B (1) (d) Stewards General Authority; 16.47.1.8. T.**

**KNOWLEDGE OF RULES: 16.47.1.3 Statutory Authority; 16.47.1.8 (A)(1)(2) License Required; 16.47.1.8(N) Last Known Address; 15.2.1.9(b):** Which states in pertinent part that "An appeal under this section must be filed not later than 10 days after the date of the ruling. If the deadline falls on a Saturday, Sunday or legal holiday, the period is extended to include the next day that is not a Saturday, Sunday or legal holiday. The appeal must be received by noon, at the main commission offices or with the stewards who issued the ruling and must be accompanied by a fee in the amount of \$500. The fee must be in the form of cash, a cashier's check, money order or personal check."

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-320  
Track: Sunland Park  
Ruling Date: 12/20/2016

Licensee: ESTRADA, EDILBERTO

License Type: 2016 3 Year Owner      Applicant Id: 33236  
Date of Birth: 03/23/1974      License Number: 283691

Ruling # 2016-SUN-320

Action Type: Initial Ruling

Ruling:

Trainer **Fernando Carrete** having been duly notified waived his right to a formal hearing before the Board of Stewards **on December 18, 2016, regarding a lab report from UC/Davis (official testing laboratory for the NMSRC)** for a confirmed positive for the prohibited (class 3 penalty B) drug "clenbuterol" detected in horse "**Rarin**" (Test Sample #: NM21403), who **finished first place in the 10th race on November 6, 2016, at Zia Park Racetrack in Hobbs, NM.** Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Fernando Carrete**.

**Edilberto Estrada** is the owner of record for the horse "**Rarin**". This is Mr. Estrad's **SECOND Class 3B medication violation in a 365- day period issued in accordance with 15.2.6.9 (L)NMAC.**

For this **SECOND Class 3B medication violation in a 365- day period** issued in accordance with 15.2.6.9 (L)NMAC, the Board of Stewards assessed **Edilberto Estrada** a penalty as follows.

1. Pursuant to rules 15.2.6.9(C)(5)(c), 15.2.6.9 (C)(6), and 15.2.6.9(C)(7), the horse "**Rarin**" is placed on the Stewards list for a period of 60 days (beginning **November 20, 2016**). During this period, the papers are to be removed from the racing office and horse is denied entry until he passes a commission approved veterinary examination with a negative blood and urine test prior to entry.

2. The horse "**Rarin**" is hereby disqualified from **FIRST PACE** and ordered unplaced from the **10th race on November 6, 2016, at Zia Park Racetrack in Hobbs, NM,** for all but pari-mutuel wagering. The purse redistribution is as follows.

1. Miracle Fish
  2. Eyes On Brimmerton
  3. Ugo Igo
  4. Shezarealfast
  5. Ghost Wagon
  6. Korina
  7. Gros Wreck
  8. Immahotdude
  9. Latest Theory
- Unplaced "**Rarin**"

**Edilberto Estrada** is found to be in violation of:

**15.2.6.9(C)(1-2-3) NMAC: Prima Facie Evidence ; 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"

**15.2.6.9. B. Penalty recommendations: Owner Second Lifetime offense (365-day period) in any jurisdiction:** Disqualification, loss of purse (in the absence of mitigating circumstances)\* and horse must pass a commission-approved examination before becoming eligible to be entered.

*This ruling is written in accordance with:*

**15.2.3.8(B)(3)(k) NMAC: Stewards Authority; 15.2.5.13(E)(4)(d) NMAC: Stewards Authority; 15.2.3.8 B (3)(f) Stewards Disciplinary Action; 15.2.3.8 B (1) (d) Stewards General Authority; 16.47.1.8. T. KNOWLEDGE OF RULES: 16.47.1.3 Statutory Authority 16.47.1.8 (A)(1)(2) License Required; 16.47.1.8(N) Last Known Address**

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



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4900 Alameda NE  
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Ruling #: 2016-SUN-321  
Track: Sunland Park  
Ruling Date: 12/20/2016

Licensee: CARRETE, FERNANDO

License Type: 2015 3 Year Trainer      Applicant Id: 28930  
Date of Birth: 06/03/1988      License Number: 279958

Ruling # 2016-SUN-321

Action Type: Initial Ruling

Ruling:

Trainer **Fernando Carrete** having been duly notified and waived his rights to a 10 day notice and a formal hearing, before the Board of Stewards, on **December 20, 2016**, regarding a lab report from UC/Davis (official testing laboratory for the NMRC). The report confirmed an overage for the therapeutic (class 4 penalty C) drug Methylprednisolone found in sample # **NM21685** taken from the horse "**Bringin The Gray**", who finished **2nd place in the 8th race on November 26, 2016 at Zia Park Racetrack in Hobbs, NM**. The concentration of Methylprednisolone was 227 pg/ml in the blood, which exceeds the authorized medication limit of 100 pg/ml in the blood. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Fernando Carrete**.

**Ediberto Estrada** is the owner of record for horse "**Bringin The Gray**". Pursuant to rules **15.2.6.9 C, this is Mr. Estrada's FIRST Class 4 Category C major medication in a 365 day period.**

For this **FIRST Class 4 Category C major medication violation in a past 365 day period**, the Board of Steward assess **Fernando Carrete** a penalty of

1. A fine in the amount of **one thousand dollars (\$ 1,000.00)**. This fine is to paid on or before **January 19, 2017**, in accordance with 15.2.3.8(B)(3) NMAC. Failure to pay this fine within the time prescribed may result in an immediate suspension.
2. The horse "**Bringin The Gray**" must pass a commission-approved examination before being eligible to run.

**Fernando Carrete** is found to be in violation of:

**15.2.6.9(C)(1-2-3) NMAC: Prima Facie Evidence**

**15.2.6.9 C. (3)PENALTY RECOMMENDATIONS: TRAINER 1ST offense** in a Class C category (365-day period) in any jurisdiction in the following levels, the penalty is a minimum fine of \$1,000. **OWNER 1st offense** (365-day period) in any jurisdiction in the following levels, the penalty is the horse may be required to pass a commission-approved examination before being eligible to run:

*This ruling is written in accordance with:*

**15.2.6.9 A. (4) UNIFORM CLASSIFICATION GUIDELINES; 15.2.6.11(A) NMAC: Trainer Responsibility**

**16.47.1.10(B)(1) NMAC: Absolute Insurer; 15.2.3.8 B (3)(f) Stewards Disciplinary Action**

**15.2.3.8 B (1) (d) Stewards General Authority; 16.47.1.8. T. KNOWLEDGE OF RULES: 16.47.1.3**

**Statutory Authority; 16.47.1.8 (A)(1)(2) License Required; 16.47.1.8(N) Last Known Address**

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



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-322  
Track: Sunland Park  
Ruling Date: 12/20/2016

Licensee: ESTRADA, EDILBERTO

License Type: 2016 3 Year Owner      Applicant Id: 33236  
Date of Birth: 03/23/1974      License Number: 283691

Ruling # 2016-SUN-322

Action Type: Initial Ruling

Ruling:

Trainer **Fernando Carrete** having been duly notified and waived his rights to a 10 day notice and a formal hearing, before the Board of Stewards, on **December 20, 2016**, regarding a lab report from UC/Davis (official testing laboratory for the NMRC). The report confirmed an overage for the therapeutic (class 4 penalty C) drug Methylprednisolone found in sample # **NM21685** taken from the horse "**Bringin The Gray**", who finished **2nd place in the 8th race on November 26, 2016 at Zia Park Racetrack in Hobbs, NM**. The concentration of Methylprednisolone was 227 pg/ml in the blood, which exceeds the authorized medication limit of 100 pg/ml in the blood. Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by **Fernando Carrete**.

**Ediberto Estrada** is the owner of record for horse "**Bringin The Gray**". Pursuant to rules **15.2.6.9 C**, **this is Mr. Estrada's FIRST Class 4 Category C major medication in a 365 day period**.

For this **FIRST Class 4 Category C major medication violation in a past 365 day period**, the Board of Steward assess **Ediberto Estrada** a penalty of

1. The horse "**Bringin The Gray**" must pass a commission-approved examination before being eligible to run.

**Ediberto Estrada** is found to be in violation of: **15.2.6.9(C)(1-2-3) NMAC: Prima Facie Evidence**

**15.2.6.9 C. (3)PENALTY RECOMMENDATIONS: OWNER 1st offense (365-day period)** in any jurisdiction in the following levels, the penalty is the horse may be required to pass a commission-approved examination before being eligible to run:

This ruling is written in accordance with:

**15.2.6.9 A. (4) UNIFORM CLASSIFICATION GUIDELINES; 15.2.3.8 B (3)(f) Stewards Disciplinary Action**

**15.2.3.8 B (1) (d) Stewards General Authority; 16.47.1.8. T. KNOWLEDGE OF RULES: 16.47.1.3 Statutory Authority; 16.47.1.8 (A)(1)(2) License Required; 16.47.1.8(N) Last Known Address**

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-323  
Track Sunland Park  
Ruling Date: 12/20/2016

Licensee: GALVAN, JOSE LUIS

License Type: 2014 3 Year Trainer      Applicant Id: 30172  
Date of Birth: 04/27/1956      License Number: 206310

Ruling # 2016-SUN-323

Action Type: Initial Ruling

Ruling:

**Jose Luis Galvan** having waived his rights to a 10 day notice and a formal hearing before the Board of Stewards on **December 20, 2016**, for failure to have entry "**Volleyball Red**" properly shod which resulted in a late scratch from **the 7th race, on December 17, 2016**.

For this rule violation, the Board of Stewards assessed a penalty in the amount of **two hundred dollars (\$ 200.00)**. The fine is to paid on or before **January 19, 2017**, in accordance with 15.2.3.8(B)(3)(I) NMAC. Failure to pay the fine within the time prescribed may result in immediate suspension.

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

**15.2.5.13 (A) (4)** Toe grabs with a height greater than two millimeters worn on the front shoes of thoroughbred horses while racing are prohibited. The horse shall be scratched and the trainer may be subject to fine.

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

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

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

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

**16.47.1.3 Statutory Authority**

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

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

**16.47.1.8(N) Last Known Address**

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

By Order of The Sunland Park Stewards



New Mexico Racing Commission  
4900 Alameda NE  
Albuquerque, NM 87113

Ruling #: 2016-SUN-324  
Track Sunland Park  
Ruling Date: 12/20/2016

Licensee: COLOMBIN, JEFFERY W

License Type: 2016 1 Year Groom      Applicant Id: 34097  
Date of Birth: 09/06/1957      License Number: 281956

Ruling # 2016-SUN-324

Action Type: Initial Ruling

Ruling:

The Groom license issued to Jeffery Colombin is hereby rescinded without prejudice as he has appeared before the Board of Stewards and stated that he is no longer working in that capacity. Jeffery Colombin has been issued a Veterinarian Assistant license.

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