

Ruling #:

2019-ZIA-104

Track

Zia Park

Ruling Date:

12/9/2019

Licensee:

PARGA-LEOS, JAIME

License Type:

2017 3 Year Jockey

Applicant Id:

30593

License Number: 284865

Ruling #

2019-ZIA-104

Action Type:

**Initial Ruling** 

Ruling:

Jockey Jaime Parga Leos was re-summoned and appeared before the Board of Stewards on December 7, 2019, for careless riding during the running of the 9th race on December 1, 2019 at Zia Park racetrack while aboard "Flying Famous Eagle", which resulted in his mount being disqualified from 6th place to 8th place. (Bore in under a right handed whip impeding several inside horses.)

The Board of Stewards hereby assess Jaime Parga Leos a suspension of 7 calendar days (December 16, 2019, through December 22, 2019, inclusive The term of this suspension shall not prohibit participation in designated race days.

Licensee is found in violation of and this ruling is written in accordance with:

15.2.5.13(E)(2)(a) Post to Finish A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.5.13(E)(3)(d) Post to Finish 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: Post to Finish 15.2.5.13(E)(3)(d) NMAC: Post to Finish 15.2.5.13(E)(4)

(a) NMAC Disqualification./15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys/15.2.1.8(B)(1) COMMISSION GENERAL AUTHORITY/15.2.3.8 B (3)(a)(f) Stewards Disciplinary Action/15.2.3.8 B (1) (a)(c)(d)Stewards General Authority/16.47.1.8 (T) KNOWLEDGE OF RULES /16.47.1.3 Statutory Authority /16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Last Known Address/ 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(a)Failure to Appeal/

#### By Order of The Zia 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.

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Ruling #:

2019-ZIA-105

Track

Zia Park

Ruling Date:

12/10/2019

Licensee:

RODRIGUEZ, ISIDRO JAVIER

License Type:

2017 3 Year Trainer

Applicant Id: 31743

License Number: 288342

Ruling #

2019-ZIA-105

**Action Type:** 

**Initial Ruling** 

Ruling:

Trainer Isidro Rodriguez, is hereby summarily suspended, effective immediately, December 10, 2019, pending the outcome of his summary suspension hearing on December 17, 2019, at 9:00 a.m. in the office of the Board of Stewards at Zia Park (3901 W Millen Dr, Hobbs, NM 88240), per 15.2.1.9 (B) (3)(b) Summary Suspension. The summary suspension was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in the urine, test sample E354880 taken from the first place finisher, "Jess Deja Blue", in the 9th race on November 24, 2019, at Zia Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Isidro Rodriguez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Isidro Rodriguez are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained, owned, or in the care and custody of Isidro Rodriguez must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5)Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.

<u>Licensee is found in violation of and this ruling is written in accordance with:</u>

15.2.6 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- Clenbuterol Class A Classification for Quarter horses

15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions

15.2.6.9(B)(1)Penalty Recommendations

15.2.1.7(C)(8)"Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970.

15.2.6.9(C)(4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample.

16.47.1.8 (U)(1)(2) PROTECTION OF HORSES

16.47.1.10(B)(1)(2)Absolute Insurer

16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license

15.2.1.9(B)(3)(a) Proceedings Before The Stewards: Summary Suspension If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing.

15.2.1.9(B)(3)(b) Proceedings Before The Stewards: Summary Suspension A licensee whose license has been summarily suspended is entitled to a hearing on the summary suspension not later than the 10th day after the license was summarily suspended. The licensee may waive their right to a hearing on the summary suspension within the 10-day limit

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information

By Order of The Zia Park Stewards

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Ruling #:

2019-ZIA-106

Track

Zia Park

Ruling Date:

12/10/2019

Licensee:

MEDELLIN, ALEJANDRO HERRERA

License Type:

2019 3 Year Jockey

Applicant Id:

31173

License Number: 293061

Ruling #

2019-ZIA-106

Action Type:

**Initial Ruling** 

Ruling:

Jockey, Alejandro Medellin, having been summoned and appeared before Board of Stewards on December 8, 2019, for careless riding during the running of the 3rd race on December 8th, 2019 while aboard #5 "Wiskeys Dreams" which resulted in his mount being disqualified from third place to last. (Drifted out under a left handed whip down the lane bumping number 8, "Unconscious Power", who was pushed out and clipped heels with the number 12 horse "Effort N Results", unseating the rider).

For this rule violation, the Board of Stewards assessed Alejandro Medellin a suspension of 14 calendar days (December 17, 2019 thru December 30, 2019). Alejandro Medellin is not allowed to ride designated races.

#### Licensee is found in violation of:

15.2.5.13(E)(2)(a) NMAC: Post to Finish Which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.5.13(E)(3)(a) 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." This ruling is written in accordance with:

15.2.5.13(E)(3)(c) NMAC: Post to Finish 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)(d) NMAC: Post to Finish The offending horse may be disqualified, if in the opinion of the stewards, the foul altered the finish of the race, regardless of whether the foul was accidental, willful or the result of careless riding.

15.2.5.13(E)(4)(a) NMAC Disqualification. When the stewards determine that a horse shall be disqualified for interference, they may place the offending horse behind such horse as in their judgment it interfered with, or they may place it last

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(A) Stewards Disciplinary Action

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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

#### By Order of The Zia 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.

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Ruling #:

2019-ZIA-107

Track

Zia Park

Ruling Date:

12/14/2019

Licensee:

CHAVEZ, JAVIER M

License Type:

2018 3 Year Owner

Applicant Id:

20279

License Number: 292151

Ruling #

2019-ZIA-107

**Action Type:** 

**Initial Ruling** 

Ruling:

Owner, Javier Chavez was duly notified and was represented by the trainer Jose Ignacio DeHerrera, for a hearing before the Board of Stewards on December 9, 2019. The hearing was regarding the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Clenbuterol, found in test sample E340527 taken from the 1st place finisher, "Grc Justplainazoom", in the 8th race on September 29, 2019, at Zia Park.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to the trainer and confirmed a clenbuterol positive by Analytical Toxicology Lab.

Jose Ignacio DeHerrera is the trainer of record for the horse "GRC Justplainazoom" who was duly notified and responded telephonically for this hearing.

For Javier Chavez's First lifetime 3A medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

- 1) Pursuant to rule 15.2.6.9 (B)(1), the horse "GRC Justplainazoom" is on the veterinarian's list for 180 days (December 9, 2019 to June 5, 2020) and must pass a commission-approved examination before becoming eligible to be entered.
- 2) The horse "GRC Justplainazoom", is hereby disqualified from first place and ordered unplaced from the 8th race on September 29, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
  - 1 Tempting Love
  - 2 Marcus Medallion
  - 3 Magnifico Dragon
  - 4 Apolitical Flying
  - 5 Hawkeye
  - 6 Siximoons
  - 7 Boogies Special Dash
  - 8 Everybuddys Talkin
  - 9 Medessy

Unplaced "GRC Justplainazoom"

Licensee is found in violation of and this ruling is written in accordance with:

15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B) Absolute Insurer/ 15.2.6.9(B) Penalty Recommendation/

#### By Order of The Zia 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.

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Ruling #:

2019-ZIA-108

Track

Zia Park

Ruling Date:

12/14/2019

Licensee:

ARANDA, SYLVIA N

License Type:

2017 3 Year Owner

Applicant Id:

19274

License Number: 288114

Ruling #

2019-ZIA-108

Action Type:

**Initial Ruling** 

Ruling:

Owner Sylvia Aranda was duly notified and represented by the trainer Alonzo Aranda who waived her right to a hearing before the Board of Stewards on December 9, 2019. The hearing was regarding the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Clenbuterol, found in test sample E358139 taken from the 1st place finisher, "Popo Piloto", in the 10th race on November 9, 2019, at Zia Park.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer.

Alonzo Aranda is the trainer of record for the horse "Popo Piloto" and was duly notified.

For Sylvia Aranda's FIRST Class 3A medication violation in a LIFETIME the Board of Stewards hereby assess a penalty, issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, as follows:

- 1. Pursuant to rule 15.2.6.9 (B)(1), the horse "Popo Piloto" is on the veterinarian's list for 180 days (December 9, 2019 to June 6, 2020) and must pass a commission-approved examination before becoming eligible to be entered.
- 2. The horse "Popo Piloto", is hereby disqualified from First place and ordered unplaced from the 10th race on November 9, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering.

#### The purse redistribution is as follows.

1. High Ball Lady 6. Ablazenchic 2. Kadillac Smooth 7. Moneys Dream 3. Hidden Courage 8. Monsta 4. High Moonflash 9. Ms Jerry Perry 5. Norma Tahiti

Unplaced "Popo Piloto"

Licensee is found in violation of and ruling written in accordance with: Licensee is found in violation of and this ruling is written in accordance with: 15.2.6.9 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- Clenbuterol Class A Classification for Ouarter horses

15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d)Medication Restrictions

15.2.6.9(B)(1)Penalty Recommendations

16.47.1.8 (U)(1)(2) PROTECTION OF HORSES

16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information / 16.47.1.8(L)(1)(e) Grounds For Disciplinary Measures/ 15.2.1.9(B)(9)(b): Appeal Procedures 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 a money order, cashier's check or a corporate check.

By Order of The Zia Park Stewards

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Ruling #:

2019-ZIA-109

Track

Zia Park

Ruling Date:

12/15/2019

Licensee:

TERCERO, JR IRINEO

License Type:

2019 3 Year Owner

Applicant Id:

162470

License Number:

295822

Ruling #

2019-ZIA-109

Action Type:

Initial Ruling

Ruling:

Owner Irineo Tercero, Jr. having been duly notified and failed to appear, had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d)non-appearance: before the Board of Stewards on December 9, 2019. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Albuterol, found in test sample E358070 taken from the Quarter Horse "A Stopwatch", who finished in second place in the 8th race on November 3, 2019, at Zia Park.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and declined by the trainer.

Ricardo G. Armendariz is the trainer of record for the horse "A Stopwatch", and was duly notified and appeared for his hearing.

For Irineo Tercero, Jr's. First lifetime 3A medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

- 1. Pursuant to rule 15.2.6.9 (B)(1), the horse "A Stopwatch" is placed on the vets list for 180 days (12/9/2019-6/5/2020) must pass a commission-approved examination before becoming eligible to be entered. 2. The horse "A Stopwatch", is hereby disqualified from SECOND PLACE and ordered unplaced from the 8th race on November 3, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is
- as follows.

  1. Louisiana Storm
  - 2. One Sweet Mind
  - 3. Tres Generales Ftl
  - 4. South Texas Fire
  - 5. Effortlesslywinner
  - 6. Brace for Trace7. Miss Zuper Cosmo
  - 8. Western Leading Lady
  - 9. Chispita

Unplaced "A Stopwatch"

Licensee is found in violation of and this ruling is written in accordance with:

15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/15.2.5.13(E)(4)(d) Running of the Race/15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/15.2.6.9(C)(1)(8)(c) Medication Restrictions/15.2.6.11 Trainer Responsibility/16.47.1.8(T)Knowledge of the Rules/16.47.1.8(U) Protection of Horses/16.47.1.10(B)Absolute Insurer/15.2.6.9(B)Penalty Recommendation/

#### By Order of The Zia 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.

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Ruling #: 2019-ZIA-110

Track Zia Park

Ruling Date: 12/15/2019

Licensee: ARANDA, ALONZO

License Type: 2019 3 Year Trainer Applicant Id: 22950

License Number: 296272

Ruling # 2019-ZIA-110

Action Type: Initial Ruling

Ruling:

Trainer/ Owner Alonzo Aranda, was duly notified and waived his right to a hearing before the Board of Stewards on December 9, 2019. The hearing was in regard to a certificate of analysis from Industrial Laboratories (the official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 2 penalty B) drug "Levamisole" at 1.42 ng/ml in the blood, detected in the horse "Popo Piloto" (Test Sample E358139), who finished 1st place in the 10th race on November 9, 2019, at Zia Park Racetrack.

Alonzo Aranda and Sylvia Aranda are the owners of record for the horse "Popo Piloto" and were duly notified.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and trainer and declined.

For Alonzo Aranda's 1st Class 2B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty ,issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, as follows:

1. A 15 day suspension of all NMRC licenses starting November 26, 2020, December 10, 2020, inclusive.

# 2. These dates are associated with other rulings, and may become effective immediately if those rulings are amended.

- 3. A (\$500.00) Five Hundred Dollar fine to be paid on or before January 14, 2020, in accordance with 15.2.3.8 (B)(3)(l). Failure to pay fine in prescribed time will result in immediate suspension.
- 4. The horse "Popo Piloto", is hereby disqualified from First place and ordered unplaced from the 10th race on November 9, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering.

The purse redistribution is as follows.

- 1. High Ball Lady 6. Ablazenchic 2. Kadillae Smooth 7. Moneys Dream
- 3. Hidden Courage 8. Monsta 4. High Moonflash 9. Ms Jerry Perry

5.Norma Tahiti

Unplaced "Popo Piloto

Pursuant to rules 15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d)List Removal Requirements, the horse "Popo Piloto" was placed on the Stewards list for a minimum period of 60 days (beginning November 26, 2019). 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 test for Levamisole.

During said time of applicable suspension Alonzo Aranda. is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC, in accordance with 15.2.1.9 (C)(21). Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Alonzo Aranda are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained by, owned by, or in the care and custody of Alonzo Aranda must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances . Licensee is found in violation of and this ruling is written in accordance with:

15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/15.2.6.9(C)(1)(4)Medication Restrictions/15.2.6.9.L(3)(e) Cobalt - 25 ppb in blood plasma or serum (penalties for cobalt vary depending on the concentration; see uniform classification guidelines for foreign substances for recommended penalty for concentrations of 25 parts per billion or greater of blood plasma or serum and for concentrations of 50 parts per billion of blood plasma or serum); 15.2.6.11(A)Trainer Responsibility/16.47.1.8(T)Knowledge of the Rules/16.47.1.8(U)(1)Protection of Horses/16.47.1.10(B)(1)(2)(3)Absolute Insurer/15.2.6.9(B)Penalty Recommendations. 15.2.1.9(B)(9)(b): Appeal Procedures

#### By Order of The Zia 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.

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Ruling #:

2019-ZIA-111

Track

Zia Park

Ruling Date:

12/15/2019

Licensee:

TERCERO, JR IRINEO

License Type:

Applicant Id:

162470

License Number:

Ruling #

2019-ZIA-111

**Action Type:** 

**Initial Ruling** 

Ruling:

Owner Irineo Tercero, Jr. having been notified that his horse "A Stopwatch" which was claimed from the 8th race on November 3, 2019 at Zia Park, tested positive for Albuterol, a Drug Class 3 Penalty Class A (in Quarter Horses). Sample E358070.

In accordance with 15.2.4.8 (A)(4) The successful claimant of a horse that tests positive for a substance that requires the horse to be placed on the steward's list pursuant to Subsection C of 15.2.6.9 NMAC shall be notified at the time the horse is placed on the steward's list. Once notified, the successful claimant has 72 hours in which to request the stewards to void the claim. If the claim is voided the stewards may also, in their discretion, make a further order for the costs of maintenance and care of the horse as they may deem appropriate. If the claim is not voided, all applicable time requirements and procedures pursuant to Subsection C of 15.2.6.9 NMAC shall follow the horse.

For Irineo Tercero, Jr's. the Board of Stewards hereby assess the following:

THE CLAIM IS VOIDED PER CLAIMANT REQUEST The horse "A Stopwatch" shall be returned as soon as possible.

The claiming price of \$5000.00 must be returned to the claimant and pay for the costs of maintenance and care of the horse.

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

15.2.4.8 (A)(4) (See Above)15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.5.13(E)(4)(d) Running of the Race/ 15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/ 15.2.6.9(L)(3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/ 15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 15.2.6.11 Trainer Responsibility/ 16.47.1.8(T) Knowledge of the Rules/ 16.47.1.8(U) Protection of Horses/ 16.47.1.10(B)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendation/

#### By Order of The Zia 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.

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Ruling #:

2019-ZIA-112

Track

Zia Park

Ruling Date:

12/16/2019

Licensee:

ARANDA, SYLVIA N

License Type:

2017 3 Year Owner

Applicant Id:

19274

License Number:

288114

Ruling #

2019-ZIA-112

Action Type:

**Initial Ruling** 

Ruling:

Owner Sylvia Aranda, was duly notified and was represented by her trainer Alonzo Aranda who waived her right to a hearing before the Board of Stewards on December 9, 2019. The hearing was in regard to a certificate of analysis from Industrial Laboratories (the official testing laboratory for the NMRC) for a confirmed positive for the prohibited (class 2 penalty B) drug "Levamisole" at 1.42 ng/ml in the blood, detected in the horse "Popo Piloto" (Test Sample E358139), who finished 1st place in the 10th race on November 9, 2019, at Zia Park Racetrack.

Alonzo Aranda is the trainer of record for the horse "Popo Piloto" and was duly notified.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to and trainer and declined.

For Sylvia Aranda's 1st Class 2B medication violation in a 365-day period, the Board of Stewards hereby assess a penalty issued in accordance with 15.2.6.9 (B)(2) Penalty Recommendations, as follows:

> 1. The horse "Popo Piloto", is hereby disqualified from First place and ordered unplaced from the 10th race on November 9, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering.

The purse redistribution is as follows.

1. High Ball Lady

6. Ablazenchic

2. Kadillac Smooth

7. Moneys Dream

3. Hidden Courage 4. High Moonflash 8. Monsta

9. Ms Jerry Perry

5. Norma Tahiti

Unplaced "Popo Piloto

2. The horse "Popo Piloto" must pass a commission approved examination before being eligible to enter.

Pursuant to rules 15.2.3.8 (B)(9)(a)(e)Stewards List, 15.2.6.9(C)(8)(c) Positive Test Report, 15.2.6.9(C)(9) Positive Test List, 15.2.6.9(C)(10)(a-d)List Removal Requirements, the horse "Popo Piloto" was placed on the Stewards list for a minimum period of 60 days (beginning November 26, 2019). 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 test for Levamisole.

Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/15.2.6.9.L(3)(e) Cobalt - 25 ppb in blood plasma or serum (penalties for cobalt vary depending on the concentration; see uniform classification guidelines for foreign substances for recommended penalty for concentrations of 25 parts per billion or greater of blood plasma or serum and for concentrations of 50 parts per billion of blood plasma or serum); 15.2.6.11(A)Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1)Protection of Horses/ 16.47.1.10(B)(1)(2)(3)Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations. 15.2.1.9(B)(9)(b): Appeal Procedures

#### By Order of The Zia 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.

Enwith



Ruling #:

2019-ZIA-113

Track

Zia Park

Ruling Date:

12/16/2019

Licensee:

ARRIETA, FRANCISCO J

License Type:

2019 1 Year Jockey

Applicant Id:

161440

License Number: 296073

Ruling #

2019-ZIA-113

Action Type:

**Initial Ruling** 

Ruling:

Jockey, Francisco Arrieta, having been summoned and appeared before Board of Stewards on December 14, 2019, for careless riding during the running of the 5th race on December 10th, 2019 while aboard #1 "Yano's Way". (Drifted in under a right handed whip down the lane impeding the number 6, "Agronomo".)

For this rule violation, the Board of Stewards assessed Francisco Arrieta a suspension of 7 calendar days (December 26, 2019 thru January 1, 2020). Francisco Arrieta is allowed to ride designated races.

Licensee is found in violation of:

15.2.5.13(E)(2)(a) NMAC: Post to Finish Which states in pertinent part that "A jockey shall not ride carelessly or willfully so as to permit his/her mount to interfere with, impede or intimidate any other horse in the race."

15.2.5.13(E)(3)(a) 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." This ruling is written in accordance with:

15.2.5.13(E)(3)(c) NMAC: Post to Finish 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)(d) NMAC: Post to Finish The offending horse may be disqualified, if in the opinion of the stewards, the foul altered the finish of the race, regardless of whether the foul was accidental, willful or the result of careless riding.

15.2.5.13(E)(4)(a) NMAC Disqualification. When the stewards determine that a horse shall be disqualified for interference, they may place the offending horse behind such horse as in their judgment it interfered with, or they may place it last

15.2.1.9(B)(4)(A) Notice of Hearing for Jockeys

15.2.3.8 B (3)(f) Stewards Disciplinary Action

15.2.3.8 B (3)(A) Stewards Disciplinary Action

15.2.3.8 B (1) (d) Stewards General Authority

16.47.1.8. T. KNOWLEDGE OF RULES:

16.47.1.3 Statutory Authority

16.47.1.8 (A)(1) License Required

16.47.1.8 (A)(2) License Required

16.47.1.8(N) Last Known Address

### By Order of The Zia 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.

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Ruling #:

2019-ZIA-114

Track

Zia Park

Ruling Date:

12/16/2019

Licensee:

VALLES, RODOLFO GUADALUPE

License Type:

2017 3 Year Owner

Applicant Id:

33090

License Number: 284671

Ruling #

2019-ZIA-114

Action Type:

**Initial Ruling** 

Ruling:

Trainer/Owner: Rodolfo G. Valles, having been duly notified and failed to appear, had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d)non-appearance: before the Board Of Stewards on December 16, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Ketoprofen (class 4C-Minor penalty drug) found in test sample E330256 taken from the 4th place finisher "Big Gray Lets Dance" following the 2nd race, on September 6, 2019, at NMSF meet at the Downs at Albuquerque Race Track.

The original lab report indicated a finding of Ketoprofen at 4.37 ng/ml +/- .23 ng/ml in the blood, the allowable limit for Ketoprofen is 2 ng/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

Rodolfo G Valles and Jarett Rodgers are the owners of record for horse "Big Gray Lets Dance

This is Rodolfo G. Valles's First Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4). The Board of Stewards assessed a penalty as follows:

- 1. A (\$500.00) Five Hundred dollar fine to paid on or before January 16, 2020, in accordance with 15.2.3.8 (B)(3)(1) NMAC. Failure to pay fine in prescribed time will result in an immediate suspension.
- 2. There is no change to the official order of finish.

Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g)(j) Stewards/ 15.2.6.9(C)(1)(4)Medication Restrictions/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1) Protection of Horses/15.2.6.9(B)Penalty Recommendations/15.2.6.11 Trainer Responsibility/16.47.1.10 Absolute Insurer

Appeal Procedures 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 a money order, cashier's check or a corporate check.

By Order of The Zia Park Stewards

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Ruling #:

2019-ZIA-115

Track

Zia Park

Ruling Date:

12/16/2019

Licensee:

ROGERS, JARETT CASE

License Type:

Applicant Id:

32724

License Number:

Ruling #

2019-ZIA-115

Action Type:

Initial Ruling

Ruling:

Owner: <u>Jarett C. Rodgers</u>, having been duly notified and failed to appear, had <u>his</u> hearing held in absentia, in accordance with <u>15.2.1.9(B)(4)(d)non-appearance</u>: before the <u>Board Of Stewards on December 16, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug, Ketoprofen (class 4C-Minor penalty drug) found in test sample <u>E330256</u> taken from the <u>4th place finisher</u> "<u>Big Gray Lets Dance</u>" following the 2nd race, on September 6, 2019, at NMSF meet at the Downs at <u>Albuquerque Race Track</u>.</u>

The original lab report indicated a finding of **Ketoprofen** at 4.37 ng/ml +/- .23 ng/ml in the blood, the allowable limit for **Ketoprofen** is 2 ng/ml in the blood (15.2.6.9 Attachment 2). Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer, and declined.

Rodolfo G Valles and Jarett C. Rodgers are the owners of record for horse "Big Gray Lets Dance

This is Jarett C. Rodgers's First Class 4C-Minor medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4). The Board of Stewards assessed a penalty as follows:

1. A Warning, in accordance with 15.2.3.8 (B)(3)(l) NMAC.

<u>Licensee is found in violation of and this ruling is written in accordance with:</u> 15.2.3.8(B)(1)(3)(f) (g)(j)Stewards/15.2.6.9(C)(1)(4)Medication Restrictions/15.2.6.11(A)Trainer Responsibility/16.47.1.8(T)Knowledge of the Rules/16.47.1.8(U)(1)Protection of Horses/16.47.1.10(B)(1)(2)(3) Absolute Insurer/15.2.6.9(B)Penalty Recommendations.

Appeal Procedures 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 a money order, cashier's check or a corporate check.

By Order of The Zia Park Stewards

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# RULING 2019-ZIA-116 ISSUED IN ERROR



Ruling #:

2019-ZIA-117

Track

Zia Park

Ruling Date:

12/16/2019

Licensee:

THERWHANGER, EUGENE H

License Type:

2018 3 Year Owner

Applicant Id:

12851

License Number:

289827

Ruling #

2019-ZIA-117

Action Type:

Initial Ruling

Ruling:

Owner: Eugene Therwhanger was duly notified and failed to appear, had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d)non-appearance: before the Board of Stewards on December 16, 2019. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Albuterol, found in test sample E357876 taken from the 2nd place finisher, "Alliefaye", in the 9th race on October 20, 2019, at Zia Park.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to trainer and declined.

Rodolfo G. Valles, the trainer of record for the horse "Alliefaye", was duly notified and also failed to appear

For Eugene Therwhanger's FIRST Class 3A medication violation in a LIFETIME the Board of Stewards hereby assess a penalty ,issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, as follows:

- 1. Pursuant to rule 15.2.6.9 (B)(1), the horse "Alliefaye" shall be placed on the veterinarian's list for 180 days and must pass a commission-approved examination before becoming eligible to be entered.
- 2. The horse "Alliefaye", is hereby disqualified from SECOND PLACE and ordered unplaced from the 9th race on October 20, 2019, at Zia Park Racetrack, for all but pari-mutuel wagering. The purse redistribution is as follows.
  - 1) Four Six Gapo
- Baby Light My Fire
- 2) Dashing Then Cashing
- 7. Flip Phone
- 3) Gala Party Girl4) Talk of the Barn
- 8. Eyelovepink
- 5) Oq Special Beduino
- 9. Lluvia Ar

Unplaced "Alliefaye"

Licensee is found in violation of and this ruling is written in accordance with:

15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/15.2.5.13(E)(4)(d) Running of the Race/15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/15.2.6.9(C)(1)(8)(c) Medication Restrictions/ 16.47.1.8(T)Knowledge of the Rules/16.47.1.8(U15.2.6.9(B)Penalty Recommendation/ 15.2.1.9(B)(9)(b):

Appeal Procedures 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 a money order, cashier's check or a corporate check.

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Ruling #:

2019-ZIA-118

Track

Zia Park

Ruling Date:

12/17/2019

Licensee:

RAMOS, JOSE R

License Type:

2018 3 Year Trainer

Applicant Id:

31929

License Number: 292194

Ruling #

2019-ZIA-118

Action Type:

**Initial Ruling** 

Ruling:

Trainer Jose R. Ramos having been duly notified and waived his right to a hearing before the Board Of Stewards on December 15, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug Dexamethasone (class 4C-Major penalty drug) found in test sample E340585 taken from the 1st place finisher "Don Chuy C" following the 5th race, on October 5, 2019, at Zia Park Race Track.

The original lab report indicated a finding of Dexamethasone at 333 +/- 0.6 pg/ml in the blood. The allowable limit for Dexamethasone is 5 pg/ml in the blood (15.2.6.9 Attachment 2).

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to the trainer and confirmed by Truesdail at the level of 320 +/- 31 pg/ml.

Jesus Carrasco is the owner of record for the horse "Don Chuy C".

This is Jose R. Ramos First Class 4C-Major medication violation, in a 365-day period, issued in accordance with 15.2.6.9 (B)(4). The Board of Stewards assessed a penalty as follows:

> 1. A (\$1,000) One thousand dollar fine to paid on or before January 16, 2019, in accordance with 15.2.3.8 (B)(3)(I) NMAC. Failure to pay fine in prescribed time will result in an immediate suspension.

Licensee is found in violation of and this ruling is written in accordance with: 15.2.3.8(B)(1)(3)(f)(g) (j)Stewards/15.2.6.9(C)(1)(4)Medication Restrictions/15.2.6.11(A)Trainer Responsibility/ 16.47.1.8(T)Knowledge of the Rules/ 16.47.1.8(U)(1)Protection of Horses/ 16.47.1.10(B)(1)(2)(3) Absolute Insurer/ 15.2.6.9(B)Penalty Recommendations.

By Order of The Zia 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.

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Ruling #:

2019-ZIA-119

Track

Zia Park

Ruling Date:

12/17/2019

Licensee:

CARRASCO, JESUS TORREZ

License Type:

2019 3 Year Owner

Applicant Id:

157568

License Number: 294337

Ruling #

2019-ZIA-119

Action Type:

**Initial Ruling** 

Ruling:

Owner Jesus Carrasco having been duly notified waived his right to a hearing before the Board Of Stewards on on December 15, 2019, regarding a lab report from Industrial Laboratories (The official testing laboratory for the NMRC), for a confirmed positive for the drug Dexamethasone (class 4C-Major penalty drug) found in test sample E340585 taken from the 1st place finisher "Don Chuy C" following the 5th race, on October 5, 2019, at Zia Park Race Track.

The original lab report indicated a finding of Dexamethasone at 333 +/- 0.6 pg/ml in the blood. The allowable limit for Dexamethasone is 5 pg/ml in the blood (15.2.6.9 Attachment 2).

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to the trainer and confirmed by Truesdail at the level of 320 +/- 31 pg/ml.

Jose R. Ramos is the trainer of record for the horse "Don Chuy C".

In accordance with 15.2.6.9(B)(4) PENALTY RECOMMENDATIONS, this is Jesus Carrasco's First Class 4C MAJOR medication violation in a 365day period. The Board of Stewards hereby assess penalty as follows:

The horse "Don Chuy C" is hereby disqualified from first place and ordered unplaced from the 5th race on October 5, 2019 at Zia park racetrack for all but pari-mutuel wagering.

The purse redistribution is as follows

- 1) Stominado
- 2) Quintessential King
- 3) Perrys Regard
- 4) Zee Daddy
- 5) First Flashin
- 6) W R Chili River
- 7) Blu Sunset
- 8) Crown N Royal Gal
- 9) Pd Brisa

Unplaced: Don Chuy C

2. The horse "Don Chuy C" must pass a commission approved examination before being eligible to enter.

Licensee is found to be in violation of and this ruling is written in accordance with 15.2.3.8(B)(1)(3)(f)(g)(j)Stewards /15.2.6.9(C)(1) Medication Restrictions / 15.2.6.9(F)Permissible/ 15.2.6.9 NMAC Attachment 2/ Medications With Acceptable Levels /15.2.6.9(B)(4)Penalty Recommendations/ 15.2.3.8(B)(3)(k) Redistribution of Prizes/ 15.2.5.13(E)(4)(d) NMAC

#### By Order of The Zia 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.

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Ruling #:

2019-ZIA-120

Track

Zia Park

Ruling Date:

12/17/2019

Licensee:

CARRILLO-GUTIERREZ, ERICK ARNOLDO

License Type:

2018 3 Year Owner

Applicant Id:

159678

License Number:

291554

Ruling #

2019-ZIA-120

Action Type:

**Initial Ruling** 

Ruling:

Owner, Erick A. Carrillo was duly notified failed to appear or respond and had his hearing held in absentia, in accordance with 15.2.1.9(B)(4)(d)non-appearance before the Board of Stewards on December 17, 2019. The hearing was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Clenbuterol, found in test sample E330401 taken from the 1st place finisher, "James Wanta Chick", in the 2nd race on September 12, 2019, at the New Mexico State Fair.

Split sample rights as provided in 15.2.6.10 (D) NMAC, were afforded to the trainer but no payment for the split was submitted therefore no split sample was sent.

Arnoldo Carrilo is the trainer of record for the horse "James Wanta Chick" and was duly notified.

For Erick A. Carrillo's First lifetime 3A medication violation issued in accordance with 15.2.6.9 (B)(1) Penalty Recommendations, the Board of Stewards hereby assess a penalty as follows.

- 1) Pursuant to rule 15.2.6.9 (B)(1), the horse "James Wanta Chick" is on the veterinarian's list for 180 days (December 17, 2019 to June 13, 2020) and must pass a commission-approved examination before becoming eligible to be entered.
- 2) The horse "James Wanta Chick", is hereby disqualified from first place and ordered unplaced from the 2nd race on September 12, 2019, at the New Mexico State Fair, for all but pari-mutuel wagering. The purse redistribution is as follows.

1 Frostys Sis

- 2 Swizzlon Moments
- 3 Thought Out
- 4 No Secret Lady
- 5 Whilowah
- 6 Fast Prize Penelope

Unplaced "James Wanta Chick"

Licensee is found in violation of and this ruling is written in accordance with:

15.2.3.8(B)(1)(3)(f)(g)(j)Stewards/15.2.5.13(E)(4)(d) Running of the Race/15.2.6.9 MEDICATIONS AND PROHIBITED SUBSTANCES/15.2.6.9(L) (3)(o) MEDICATIONS AND PROHIBITED SUBSTANCES Environmental contaminants and substances of human use/15.2.5.14 D. 7 Protests, Objection and Inquiries/15.2.6.9(C)(1)(8)(c) Medication Restrictions/15.2.6.11 Trainer Responsibility/16.47.1.8(T)Knowledge of the Rules/16.47.1.8(U) Protection of Horses/16.47.1.10(B)Absolute Insurer/15.2.6.9(B)Penalty Recommendation/

#### By Order of The Zia 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.



Ruling #: 2019-ZIA-121

Track Zia Park

Ruling Date: 12/18/2019

Licensee: RAMIREZ, CHARLIE ROBERT

License Type: 2017 3 Year Trainer Applicant Id: 25195

License Number: 285988

Ruling # 2019-ZIA-121

Action Type: Initial Ruling

Ruling:

Trainer Charlie R. Ramirez, is hereby summarily suspended, effective immediately, December 18, 2019, pending the outcome of his summary suspension hearing on December 28, 2019, at 9:00 a.m. in the office of the Board of Stewards at Sunland Park (1200 Futurity Dr. Sunland Park, NM 88063), per 15.2.1.9 (B)(3)(b) Summary Suspension. The summary suspension was in regard to the confirmed positive of the Drug Class 3 Penalty Class A (Quarter Horses), Controlled Substance, Clenbuterol, found in the urine, as well as Drug Class 2 Penalty Class A Zilpaterol found in the urine in test sample E354952 taken from, "Rj Special Chick", who finished in first place in the 10th race on November 30, 2019, at Zia Park Racetrack.

In accordance with 15.2.1.9 (C)(21), Charlie R. Ramirez is hereby excluded from all areas of the grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Charlie R. Ramirez are ineligible to be entered or start in any race in this jurisdiction, per 15.2.1.9 (C)(21)(c). All transfers and sales of horses trained, owned, or in the care and custody of Charlie R. Ramirez must be done in accordance with 15.2.6.9A(12)(a)(b) Medication and Prohibited Substances, 16.47.1.10 (D)(5)Assistant Trainers and 15.2.1.9(B)(8)(b) DUE PROCESS AND DISCIPLINARY ACTION.

Licensee is found in violation of and this ruling is written in accordance with:

15.2.6 NMAC Attachment #1 ARCI Uniform Classification of Substances-Version 14.0- January 2019 pg 18- Clenbuterol Class A Classification for Quarter horses

15.2.6.9(C)(8)(a)(9)(10)(a)(b)(c)(d) Medication Restrictions

15.2.6.9(B)(1)Penalty Recommendations

15.2.1.7(C)(8)"Controlled substance" is any substance included in the five classification schedules of the (U.S.) Controlled Substance Act of 1970.

15.2.6.9(C)(4) There is no permissible concentration of clenbuterol that is allowed to appear in any official sample.

Uniform classification guideline page 45 ZILPATEROL

16.47.1.8 (U)(1)(2) PROTECTION OF HORSES

16.47.1.10(B)(1)(2)Absolute Insurer

16.47.1.8 (L)(1)(i) Grounds for disciplinary measures for a licensee, and refusal, denial, suspension, or revocation of a license

15.2.1.9(B)(3)(a) Proceedings Before The Stewards: Summary Suspension If the Stewards determine that a licensee's action constitute an immediate danger to the public health, safety, or welfare, the Stewards may summarily suspend the licensee pending a hearing.

15.2.1.9(B)(3)(b) Proceedings Before The Stewards: Summary Suspension A licensee whose license has been summarily suspended is entitled to a hearing on the summary suspension not later than the 10th day after the license was summarily suspended. The licensee may waive their right to a hearing on the summary suspension within the 10-day limit

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

16.47.1.8 (A)(1)(2) License Required /16.47.1.8(N) Changes In Application Information

By Order of The Zia Park Stewards

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Buff Diang