



New Mexico Racing Commission
4900 Alameda NE
Albuquerque, NM 87113

Ruling #: **2024-RUI-87**
Track: Ruidoso Downs
Ruling Date: 8/23/2024

Licensee: **GONZALEZ, CYNTHIA GUADALUPE**
License Type: **2023 3 Year Trainer** Applicant Id: **20355**
License Number: **307689**

Ruling # 2024-RUI-87
Action Type: Modified Ruling
Ruling:

RE: 2024-RUI-87 - Modified Ruling Final Outcome

Trainer Cynthia G. Gonzalez, having been duly notified for her disciplinary hearing and having appeared before the Sunland Park Board of Stewards via Microsoft Teams at 11:00 a.m. on January 29, 2025, regarding a confirmed positive test for Albuterol, a Class 3, Penalty A drug, by Industrial Laboratory, the official laboratory of the NMRC, for sample #E547412 (Urine) on the horse "Rock Candy DF" who finished 1st in the 6th race, a QH Allowance Race, on August 3, 2024, at Ruidoso Downs (At DAA) Racetrack in Albuquerque New Mexico.

Split sample testing rights were afforded to trainer Ms. Cynthia G. Gonzalez. Pursuant to Rule 15.2.6.10(D)(2). A split sample was sent to U C Davis (Kenneth L. Maddy Equine Analytical Chemistry Laboratory) and confirmed positive for Albuterol on January 3, 2025

This hearing involves the following Commission Rules, whether Ms. Cynthia G. Gonzalez has violated any such Rules and, if so, whether a penalty or other disciplinary action should be imposed upon her as a result:

- Rule 15.2.6.9(C)(1)(4)(8)(9)(10)(a)(c) Medication Restrictions
- Rule 15.2.6.11(A)(B) Trainer Responsibility
- Rule 16.47.1.8(T) Knowledge of Rules
- Rule 16.47.1.8(U) Protection of Horses
- Rule 16.47.1.10(B) Absolute Insurer

Aggravating factors:

1. There is zero tolerance for the drug Albuterol in a horse.
2. Two (2) OOC hair positives on 8/22/2024 (Ruidoso)
3. Albuterol-potential for performance enhancing

For this violation (Second lifetime), the following penalties are imposed:

1. Ms. Cynthia G. Gonzalez is hereby fined \$30,000.00 (Thirty-Thousand Dollars). The fine is to be paid on or before February 12, 2025, in accordance with Rule 15.2.1.9(A)(7)(f). Failure to pay the fine in the prescribed time shall result in an immediate suspension.
2. Ms. Cynthia G. Gonzalez shall have her trainer's license suspended for a period of four (4) years. The term of suspension shall start retroactive from the date of her Summary Suspension, August 23, 2024, and run through August 23, 2028.
3. In order to be restored to good standing, Ms. Cynthia G. Gonzalez shall be required to take and



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pass all sections of the New Mexico Racing Commission written Trainers Test. Failure to pass all sections in accordance with Rule 16.47.1.10(A)(1-9) will result in the revocation of her license.

4. Ms. Cynthia G. Gonzalez has accumulated "0" points prior to this infraction and "6" points in connection with this Ruling for a current total of "6" points under the multiple medication violation point system. Therefore, Ms. Cynthia G. Gonzalez shall receive an additional forty-five (45) days to her period of suspension, beginning **August 24, 2028 through October 8, 2028**.

In accordance with Rule 15.2.1.9(B)(21), Ms. Cynthia G. Gonzalez will be excluded from all areas and grounds under the jurisdiction of the NMRC. Additionally, effective upon applicable suspension dates, all horses owned, trained, or under the care of Ms. Cynthia G. Gonzalez are ineligible to be entered or start in any race in this jurisdiction, per Rule 15.2.1.9(B)(21)(c). All transfers and sales of horses trained, owned, or in the care and custody of Ms. Cynthia G. Gonzalez must be done in accordance with Rule 15.2.6.9(A)(13)(a)(b).

This Ruling is written in accordance with the following Commission Rules;

- Rule 15.2.3.8(B)(1)(a)(c)(d)(e) Stewards General Authority
- Rule 15.2.1.9(A)(1)(4)(b)(c)(d) Due Process and Disciplinary Action
- Rule 15.2.1.9(B)(21)(c) Horse Ineligibility
- Rule 15.2.5.13(E)(4)(d) Running of the Race; Disqualification
- Rule 15.2.6.9(C)(1)(4) Medication Restrictions
- Rule 15.2.6.9 NMAC Penalty Recommendations
- Rule 15.2.6.10(A) Trainer Responsibility
- Rule 16.47.1.3 Statutory Authority
- Rule 16.47.1.8 (A)(1) License Required
- Rule 16.47.1.8 (A)(2) License Required
- Rule 16.47.1.8 U Protection of horses
- Rule 16.47.1.10 B (1-3) Absolute Insurer.

Licensee's Right to Appeal: Rule 15.2.1.9(A)(9)(b) Appeal Procedures, states "An appeal under this section must be filed not later than 10 days after the day of the ruling. If the deadline falls on a Sunday or a legal holiday, the period is extended to 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 \$400.00 dollars. The fee must be in the form of a cashier's check or a money order. The last day to file an appeal is Saturday February 8, 2025.

By Order of The Ruidoso Downs Stewards