

Alcohol and Gaming
Commission of Ontario

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et des jeux de l'Ontario

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Ruling Number TB ADMIN 19/2018

TORONTO, ONTARIO – August 16, 2018

**IN THE MATTER OF THE HORSE RACING LICENCE ACT, 2015;
S.O. 2015, c.38, Sched. 9;
AND IN THE MATTER OF DANNY WAI-FU YU, LICENCE NO. 100609**

On June 28, 2018, Maxxam Analytics Inc. reported that the urine sample with Test Tag 73 18167 345, revealed a positive reading for the Class II drug caffeine and its metabolites theobromine and theophylline. The sample was obtained from the Thoroughbred Horse "Gasconade" (tattoo #Q04921) which finished first (1st) in the seventh (7th) race on June 16, 2018, at Woodbine Racetrack. Gasconade is trained by Danny Wai-Fu Yu (100609) "YU" and owned by Bushlot Farm Inc., "BUSHLOT" (138445), partners Isaac B. Goorwah (137516) "GOORWAH" and Judith Deonarine-Nagaur (137515) "DEONARINE-NAGAUR".

On June 29, 2018, the Stewards at Woodbine Racetrack notified YU of the positive test. Following the notification an inspection was conducted of YU's stabling areas, wherein a container of "Iron Kingdom Pre Workout Powder" was seized. The label on the container states that the powder contains caffeine.

During the course of the inspection GOORWAH was interviewed and stated he sometimes gives the pre workout powder to the horses.

During the course of the inspection YU was also interviewed and stated he was not aware what GOORWAH was feeding the horse and would have stopped GOORWAH from using the powder if he knew it was being given.

TAKE NOTICE that based on the above YU is found to have violated 15.06.01 (a), (b) and 15.06.03 (c) of the Rules of Thoroughbred Racing. Accordingly, pursuant to 15.04.02.2, 15.05.01, 16.13 (c), (d) and 24.01 of the Rules of Thoroughbred Racing and Policy Directive No. 1 – 2018, YU is hereby fully suspended until the end of the 2018 Ontario Thoroughbred live racing season, 4 months from September 1 through December 16, 2018 and the remaining 15 days to be served at the commencement of the first day of live racing in Ontario. YU is also required to pay a monetary penalty of two thousand (\$2,000) dollars.

The suspension of YU is effective for horses racing in the Province of Ontario. During the suspension, YU is denied access to Association grounds with the exception of grandstand privileges. During this suspension, any horses owned in whole or in part by YU, are ineligible to race. Sales or transfers must be met with the Stewards' approval. Horses trained by YU **may** be transferred to another trainer that is in good standing and in accordance with Policy Directive No. 2-2008.

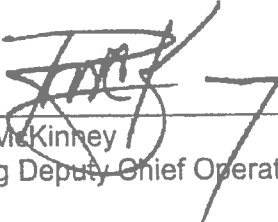
In accordance with Alcohol, Gaming and Racing Thoroughbred Rule 15.04.03, "Gasconade" is hereby declared unplaced for all purposes with the exception of Pari-Mutuel Wagering. The revised order of finish for Race 7 at Woodbine on June 16, 2018 is as follows:

1 st	#8	Holysnapeneyeballs
2 nd	#1	Wall Street Wolf
3 rd	#5	Ethanator
4 th	#7	Blow Over
5 th	#10	Victory L.

The following terms are added, pursuant to 16.13 (g) of the Rules of Thoroughbred Racing and Policy Directive No. 3-2008 to YU's licence for a two year probation period, commencing at the end of his suspension; and

1. The Licensee shall keep the peace and be of good behaviour;
2. The Licensee shall allow Commission Inspectors access to his stabling area at any time to conduct unannounced random searches for illegal or non-therapeutic medications or drugs;
3. The Licensee shall allow commission inspectors to seize any illegal or non-therapeutic medications or drugs found at his stabling area;
4. The Licensee shall be subjected to the AGCO's Out of Competition Program; and
5. The Licensee may be subject to a Notice of Proposed Order in addition to any penalty imposed by the AGCO Stewards for any breach of the terms of their license.

BY ORDER OF



Rob McKinney
Acting Deputy Chief Operating Officer