



Standardbred Official Ruling

Ruling Number 1083096

Licence No.: TRNJ9291

Date: October 4, 2020

Rideau Carleton Raceway

**IN THE MATTER OF THE *HORSE RACING LICENCE ACT, 2015*,
S.O. 2015, c.38, Sched. 9;
AND IN THE MATTER OF JAMIE JOHNSTON**

Resulting from receipt of Certificate of Positive Analysis (Tag # 4520247008) from 3 September 2020 Race 6 for the horse MORTGAGE MY VILLA (6NM20) for the drug altrenogest (class 4) in violation of AGCO rules 9.09(b), 26.02.01, 26.02.02, and 26.02.03(c), and as Mr. Jamie Johnston (J92914) was the trainer of record for MORTGAGE MY VILLA (6NM20) ON 3 September 2020, this is considered an absolute liability offence.

Mr. Johnston is hereby assessed a monetary penalty of five hundred dollars (\$500) and fully suspended for a period of five (5) days (5-9 October, inclusive) as per the Settlement Agreement accepted by the participant.

All purse monies, driver fees and trainer fees are ordered returned to the Association for redistribution within fifteen (15 days) of this ruling (AGCO rules 9.13 and 18.08.01).

All horses trained, but not owned, by Mr. Johnston may be transferred to the care of another trainer approved by the Judges (AGCO rule 6.13.01).

Any horses owned, in whole or in part, by Mr. Johnston are ineligible to be entered to race (AGCO rule 26.08).

9.09(a) Any person has violated the rules who:

- b. Enters a horse in a race, allows or authorizes a horse to compete in a race that has been administered any drug which results in a positive test.

26.02.01 A trainer shall be responsible at all times for the condition of all horses trained by him/her. The trainer must safeguard from tampering each horse trained by him/her and must exercise all reasonable precautions in guarding, or causing any horse trained by him/her to be guarded, from the time of entry to race until the conclusion of the race. No trainer shall start a horse or permit a horse in his/her custody to be started if he/she knows, or, if by the exercise of a reasonable degree of care having regard to his/her duty to safeguard their horse from tampering, he/she might know or have cause to believe, the horse is not in a fit condition to race or has received any drug that could result in a positive drug test. Without restricting the generality of the foregoing, every trainer must guard, or cause

to be guarded by the exercise of all reasonable standards of care and protection, each horse trained by him/her so as to prevent any person from obtaining access to the horse in such a manner as would permit any person not employed by or not connected with the owner or trainer from administering any drug or other substance resulting in a pre-race or post race positive test. Every trainer must also take all reasonable precautions to protect the horse and guard it against wrongful interference or substitution by anyone in connection with the taking of an official sample.

26.02.02 Any trainer who fails to protect or cause any horse trained by him to be protected and a positive test thereby results or who otherwise violates this rule, violates the rules.

26.02.03(c) Notwithstanding 26.02.01, the Commission and all delegated officials shall consider the following to be absolute liability violations:

- c. Any trainer whose horse(s) tests positive resulting from testing in accordance with or under the Pari-Mutuel Betting Supervision Regulations;

9.13 The detection of any drug in an official sample by the Official Chemist which constitutes a positive test shall disqualify the owner from participation in the purse distribution in that race and the horse shall be declared disqualified except for pari-mutuel wagering. In such case, the purse monies so affected shall be redistributed among the other horses in the race entitled to same, and any time record which may have been established shall be null and void.

18.08.01 If for any reason a horse is disqualified or declared ineligible, any purse monies or trophies received by the owner, or driving and/or training fees (paid under Rule 18.11 to the driver and/or trainer of the horse in the race) shall be returned, within 15 days of notification, to the Association for redistribution.

6.13.01 A horse shall not be eligible to be entered to, or start in any race, if owned or controlled in whole or in part, by a suspended, disqualified, unlicensed or ineligible person.

26.08 Whenever a trainer is suspended under any provisions of the Rules, any horse trained by him/her or under his or her care, but not owned wholly or in part by him/her, may, with the consent of the Judges at that meeting, be released to the care of another licensed trainer and may race.

By Order of the Racing Officials

COB5257 - Commission Official
(Active) - MICHAEL LC WEBER

COJ0034 - Commission Official
(Active) - BENOIT FRENETTE