



Thoroughbred Official Ruling

Ruling Number 2077030

Licence No.: HP106209

Date: March 7, 2023

Woodbine Racetrack

**IN THE MATTER OF THE *HORSE RACING LICENCE ACT, 2015*,
S.O. 2015, c.38, Sched. 9;
AND IN THE MATTER OF Michael P. De Paulo**

On October 5, 2022, the Alcohol and Gaming Commission of Ontario "AGCO" was advised of a positive reading for the Class 2 drug capsaicin and dihydrocapsaicin, for the urine test tag 73 22267 341. The sample was obtained from the Thoroughbred horse, "TITO'S CALLING", (Chip #981020035745038), which finished second (2nd), in the sixth (6th) race on September 24, 2022, at Woodbine Racetrack. TITO'S CALLING was trained by Michael De Paulo, "DE PAULO".

TAKE NOTICE that based on the above DE PAULO is in violation of Rules 15.06.01(a)(b) and 15.06.03(c) of the Rules of Thoroughbred Racing. Accordingly, pursuant to 24.01(c) and (d), 24.04 and 26.01(b) of the Rules of Thoroughbred Racing and Policy Directive No. 1-2018 and Policy Directive 3-2008, DE PAULO is hereby fully suspended for ONE YEAR, (NINE (9) months stayed), (April 15, 2023 to July 13, 2023, inclusive) and issued a monetary penalty of TEN THOUSAND (\$10,000) dollars, (EIGHT THOUSAND (\$8,000.00) dollars stayed).

TAKE NOTICE that any further reoffence of Class 1 or 2 positive test rules in the next two years (July 14, 2023 - to July 13, 2025, inclusive) will result in the stayed portion of the penalty being lifted.

AND TAKE NOTICE that all purse monies shall be returned for redistribution, any horses owned or controlled in whole or in part by DE PAULO shall not be eligible to be entered to, or start in any race, and if DE PAULO transfers his interest in a horse during such period of ineligibility, he must seek the approval of the AGCO Racing Officials, in accordance with Rules 6.11.01.1 and 6.11.01.2 and Policy Directive No. 2- 2008.

In accordance with Rule 15.04.03, TITOS CALLING is hereby declared unplaced for every purpose except pari-mutuel wagering. The revised order of finish for race 6 at Woodbine Racetrack on September 24, 2022 is as follows:

1 st	#6	Ancient Spirit
2 nd	#3	Friends for Life
3 rd	#1	Cara Cara
4 th	#2	Anam Cara
5 th	#4	Tamana
6 th	#5	Danish Dynamite
7 th	#8	Silver Sign

#3 TITOS CALLING - unplaced

The following terms are placed on DE PAULO's licence, pursuant to 15.04.02.2 (iii) of the Rules of Thoroughbred Racing and Policy Directive No. 3-2008 for a two-year probation period, (July 14, 2023 to July 13, 2025):

1. The Licensee is required to complete the AGCO Equine Medication Use and Awareness Program before reinstatement;
2. The Licensee shall keep the peace and be of good behaviour;
3. The Licensee may be subject to a Notice of Proposed Order in addition to any penalty imposed by the AGCO Racing Officials for any breach of the terms of their license.

BY ORDER OF



Jamie Wannamaker
Director, Regulatory Compliance Branch