

Alcohol and Gaming
Commission of Ontario

Commission des alcools
et des jeux de l'Ontario

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Ruling Number SB ADMIN 18/2019

TORONTO, ONTARIO – June 10, 2019

**IN THE MATTER OF THE HORSE RACING LICENCE ACT, 2015;
S.O. 2015, c.38, Sched. 9;
AND IN THE MATTER OF TERRY MCKIBBIN, LICENCE NO. B24493**

On March 29, 2019, the standardbred horse "OCEANVIEW EUNOMIA" (freeze brand #2NR65) finished fourth (4th) in a dead heat in the second (2nd) race at Western Fair Raceway. "OCEANVIEW EUNOMIA" is trained by Terry McKibbin "MCKIBBIN".

On April 3, 2019, Racing Forensics Inc. reported that the blood sample with Test Tag number 491908804, had exceeded the allowable TC02 limit and was confirmed at 39.6+/-0.19mmol/L. The horse OCEANVIEW EUNOMIA is on the EIPH program and total allowable limit is 39.0 mmol/L.

On April 4, 2019, the Racing Officials matched Test Tag 491908804 to the sample taken from "OCEANVIEW EUNOMIA", and notified MCKIBBIN of the positive test.

TAKE NOTICE that based on the above MCKIBBIN is found to have violated 22.38(a), 26.02.01, 26.02.02 and 26.02.03 (d) of the Rules of Standardbred Racing.

Accordingly, pursuant to the authority under 6.01, 6.04, 9.08.2 and 22.38.06 of the Rules of Standardbred Racing and Policy Directive 1-2018, MCKIBBIN is hereby fully suspended for FORTY-FIVE (45) days (June 5, 2019 to July 19, 2019, inclusive) and issued a monetary penalty of two thousand five hundred dollars (\$2,500).


In accordance with Alcohol, Gaming and Racing Standardbred Rule 18.08.01, "OCEANVIEW EUNOMIA" is hereby declared disqualified for all purposes with the exception of Pari-Mutuel Wagering. The revised order of finish for Race 2 at Western Fair Raceway on March 29, 2019 is as follows:

1 st	#2	Avatar Seelster
2 nd	#1	Ncutsnbutsnocants
3 rd	#3	Jooner
4 th	#6	Le Cafe
5 th	#5	Prime Time
		OCEANVIEW EUNOMIA - disqualified

The following terms are added to MCKIBBIN's license: two years of probation commencing (July 20, 2019 to July 19, 2021, inclusive), pursuant to Rule 6.01 (d) of the Rules of Standardbred Racing and Policy Directive No. 3-2008.

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 Judges for any breach of the terms of their license.

BY ORDER OF



Rob McKinney
(Acting) Deputy Registrar and
Deputy Chief Operating Officer