



Alcohol and Gaming Commission of Ontario
90 Sheppard Avenue East
Suite 200
Toronto ON M2N 0A4
416-326-8700 or 1-800-522-2876 (toll free in Ontario)
agco.ca

Commission des alcools et des jeux de l'Ontario
90, avenue Sheppard Est
Bureau 200
Toronto (Ontario) M2N 0A4
416-326-8700 ou 1-800-522-2876 (sans frais en Ontario)
agco.ca/fr

Standardbred Official Ruling

Ruling Number 2614669

Licence No.: HPZ8715

Date: May 1, 2024

Flamboro Downs

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

Amended Ruling

On May 26, 2023, the Alcohol and Gaming Commission of Ontario (the "AGCO") was advised of a positive reading for the Class 4 substance isoflupredone, in the urine sample with Test Tag # 3323131005. The sample was obtained from the Standardbred horse "DRAGON FLY CREEK" (tattoo # 9T200), which finished first (1st) in the third (3rd) race, on May 11, 2023, at Flamboro Downs. DRAGON FLY CREEK was at that time trained by Jonathan Lapointe (Licence # HPZ8715) ("LAPOINTE").

TAKE NOTICE that LAPOINTE and the AGCO have entered into a settlement agreement and agree that LAPOINTE has violated Rules 9.09(b), 26.02.01, 26.02.02, and 26.02.03(c) of the Rules of Standardbred Racing (the "Rules"). LAPOINTE has agreed that there shall be no appeal to the Horse Racing Appeal Panel of this Ruling.

In accordance with Rules 4.02(i), 6.04, and 9.08.02 of the Rules and Policy Directive No. 1-2018, LAPOINTE is hereby fully suspended for a period of thirty (30) days. The first fifteen (15) days of the suspension shall be served from the date of this Ruling. The remaining fifteen (15) days of the suspension shall be stayed for a period of two (2) years following the date the first fifteen (15) days of the suspension is completed. LAPOINTE is hereby also issued a monetary penalty of four thousand dollars (\$4,000), with payment of two thousand dollars (\$2,000) of that amount stayed until two (2) years following the date the first fifteen (15) days of the suspension is completed.

If LAPOINTE commits an equine drug violation in relation to a Class 1, 2, 3 or 4 or Non-Therapeutic substance or TCO₂ or commits a human drug violation contrary to the Rules before two (2) years following the date the first fifteen (15) days of the suspension is completed, the above-noted stays of fifteen (15) days of the suspension and the payment of two thousand dollars (\$2,000) of the monetary penalty will be lifted and LAPOINTE will be required to serve the stayed portion of the suspension and pay the stayed portion of the monetary penalty on dates to be determined by AGCO Racing Officials.

If LAPOINTE is compliant with the equine drug Rules and requirements in relation to a Class 1, 2, 3 and 4 and Non-Therapeutic substances and TCO₂ and the human drug Rules and requirements for two (2) years following the date the first fifteen (15) days of the suspension is completed, the stayed portion of the suspension and stayed portion of the monetary penalty will be waived.

TAKE NOTICE that all horses owned in whole or in part by LAPOINTE are suspended and are not eligible to race during the above-noted suspension period in accordance with Rule 6.13.01 of the Rules. Any horse trained by LAPOINTE may, with the consent of the AGCO Racing Officials, be released to another trainer in accordance with Rule 26.08 of the Rules and Policy Directive No. 2-2008.

In accordance with 9.13 of the Rules, DRAGON FLY CREEK is hereby declared disqualified from Race 3 at Flamboro Downs on May 11, 2023 for all purposes with the exception of pari-mutuel wagering. The revised order of finish for Race 3 at Flamboro Downs on May 11, 2023, is as follows:

- 1st #9 LIL RED SPORTSSTAR
- 2nd #3 FEAR THE DICE
- 3rd #5 WINDSONG NAPOLEON
- 4th #1 AHI
- 5th #6 FAVARO SEELSTER
- 6th #8 TREASURES PIRATE
- 7th #4 HARD ROCK
- 8th #7 PRINCE ADAIR
- #2 DRAGON FLY CREEK – disqualified

In accordance with Rules 9.13 and 18.08.01 of the Rules, all purse monies affected by the disqualification of DRAGON FLY CREEK shall be returned for redistribution within 15 days.

In accordance with Rule 6.01(a) of the Rules, LAPOINTE is prohibited from accessing association grounds, including the “Winner’s Circle”, with the exception of the grandstand, while his licence is suspended.

LAPOINTE is required to complete the AGCO Equine Medication Use and Awareness Program before reinstatement.

BY ORDER OF



Katherine Cunningham
Deputy Registrar