

RECOMMENDED PENALTIES FOR DOPING OR EQUINE ENDANGERMENT VIOLATIONS

A SUMMARY SUSPENSION SHOULD BE IMPOSED FOR ALL CATAGORIES WHERE A DOPING OR ENDANGERMENT VIOLATION IS CHARGED.

Category "A" Penalty: The following are recommended penalties for violations due to the presence of a drug carrying a category “A” penalty, and for violations of Prohibited Practices as provided in Utah Admin. Rule R52-7-13:

| LICENSED TRAINER: | | |
|--|--|--|
| 1st offense | 2nd LIFETIME offense in any jurisdiction | 3rd LIFETIME offense in any jurisdiction |
| <ul style="list-style-type: none"> ◦ Minimum one-year suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a three-year suspension. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Minimum fine of \$1,000 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum fine of \$2,500. ◦ May be referred to the Commission for any further action deemed necessary by the Commission. | <ul style="list-style-type: none"> ◦ Minimum three-year suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of license revocation with no reapplication for a three-year period. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Minimum fine of \$5,000 absent mitigating circumstances. ◦ May be referred to the Commission for any further action deemed necessary by the Commission. | <ul style="list-style-type: none"> ◦ Minimum five-year suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of license revocation with no reapplication for a five-year period. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Minimum fine of \$5,000 absent mitigating circumstances. ◦ May be referred to the Commission for any further action deemed necessary by the Commission. |
| LICENSED OWNER: | | |
| 1st offense | 2nd LIFETIME offense in owner’s stable in any jurisdiction | 3rd LIFETIME offense in owner’s stable in any jurisdiction |
| <ul style="list-style-type: none"> ◦ Disqualification and loss of purse. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse shall be placed on the veterinarian’s list for 180 days and must pass a Commission approved examination before becoming eligible to be entered. | <ul style="list-style-type: none"> ◦ Disqualification and loss of purse. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse shall be placed on the veterinarian’s list for 180 days and must pass a Commission approved examination before becoming eligible to be entered. | <ul style="list-style-type: none"> ◦ Disqualification and loss of purse, and \$5,000 fine. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse shall be placed on the veterinarian’s list for 180 days and must pass a Commission approved examination before becoming eligible to be entered. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Referral to the Commission with a recommendation of a suspension for a minimum of 90 days. |

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Category "B" Penalty: The following are recommended penalties for violations due to the presence of a drug carrying a category “B” penalty, for the for the detection of two or more NSAIDs in a plasma/serum and/or urine sample, subject to the provisions set forth in Utah Admin. Rule R52-7-13(3) – Restricted Therapeutic Use, and for violations of the established levels for total carbon dioxide:

| LICENSED TRAINER: | | |
|--|---|--|
| 1st offense | 2nd offense (365-day period) in any jurisdiction | 3rd offense (365-day period) in any jurisdiction |
| <ul style="list-style-type: none"> ◦ Minimum 15-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a 60-day suspension. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Minimum fine of \$500 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum fine of \$1,000. | <ul style="list-style-type: none"> ◦ Minimum 30-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a 180-day suspension. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Minimum fine of \$1,000 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum fine of \$2,500. | <ul style="list-style-type: none"> ◦ Minimum 60-day suspension absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum of a one-year suspension. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Minimum fine of \$2,500 absent mitigating circumstances. The presence of aggravating factors could be used to impose a maximum fine of \$5,000 ◦ The Board of Stewards will refer this matter to the Commission for action deemed necessary by the Commission. |
| LICENSED OWNER: | | |
| 1st offense | 2nd offense in stable (365-day period) in any jurisdiction | 3rd offense in stable (365-day period) in any jurisdiction |
| <ul style="list-style-type: none"> ◦ Disqualification and loss of purse in the absence of mitigating circumstances. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse must pass a commission-approved examination before becoming eligible to be entered. | <ul style="list-style-type: none"> ◦ Disqualification and loss of purse in the absence of mitigating circumstances. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse must pass a commission-approved examination before becoming eligible to be entered. | <ul style="list-style-type: none"> ◦ Disqualification and loss of purse, and a \$5,000 fine. <p style="text-align: center;">AND</p> <ul style="list-style-type: none"> ◦ Horse shall be placed on the veterinarian’s list for 45 days and must pass a commission-approved examination before becoming eligible to be entered. |

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Category "C" Penalty: The following are recommended penalties for violations due to the presence of a drug carrying a category “C” penalty and overages for permitted NSAIDs and furosemide: *(All concentrations are for measurements in serum or plasma.)*

| LICENSED TRAINER | Furosemide (>100 ng/ml) and no furosemide when identified as administered | Phenylbutazone (>0.3 mcg/ml) Flunixin (>5.0 ng/ml) Ketoprofen (>2.0 ng/ml), AND CLASS C VIOLATIONS |
|---|---|---|
| 1 st Offense (365-day period) in any jurisdiction. | Minimum of a written warning to a maximum fine of \$500. | Minimum fine of \$500 to a maximum fine of \$1,000 absent mitigating circumstances. |
| 2 nd Offense (365-day period) in any jurisdiction. | Minimum of a written warning to a maximum fine of \$750. | Minimum fine of \$750 to a maximum fine of \$1,250 and 15-day suspension absent mitigating circumstances. |
| 3 rd Offense (365-day period) in any jurisdiction. | Minimum fine of \$500 to a maximum fine of \$1,000. | Minimum fine of \$1,250 to a maximum fine of \$1,500 and 30-day suspension absent mitigating circumstances. |
| LICENSED OWNER | Furosemide (>100 ng/ml) and no furosemide when identified as administered | Phenylbutazone (>0.3 mcg/ml) Flunixin (>5.0 ng/ml) Ketoprofen (>2.0 ng/ml), AND CLASS C VIOLATIONS |
| 1 st Offense (365-day period) in any jurisdiction. | Horse may be required to pass Commission-approved examination before being eligible to run. | Horse must pass Commission-approved examination before being eligible to run. |
| 2 nd Offense (365-day period) in any jurisdiction. | Horse may be required to pass Commission-approved examination before being eligible to run | If same horse, placed on veterinarian’s list for 45 days, must pass Commission-approved examination before being eligible to run. |
| 3 rd Offense (365-day period) in any jurisdiction. | Disqualification and loss of purse. Horse must pass Commission-approved examination before being eligible to run. | If same horse, placed on veterinarian’s list for 60 days, must pass Commission-approved examination before being eligible to run. |