

**In the matter of the Canadian Anti-Doping Program;**

**And in the matter of an anti-doping rule violation by Nolan McAuley asserted by the Canadian Centre for Ethics in Sport;**

File Outcome Summary

1. The CCES conducted an In-Competition Sample collection session on March 29, 2024, in Belleville, ON. Nolan McAuley (“the Athlete”) was selected for Doping Control. The Sample provided by the Athlete returned an Adverse Analytical Finding (AAF) for Cannabis: Carboxy-THC (“Cannabis”), a Specified Substance and a Substance of Abuse.
2. Following receipt of the CCES’s Notice of Charge asserting an anti-doping rule violation (ADRV) for the presence and Use of Cannabis, the Athlete failed to dispute the ADRV within the timelines specified in the CADP and the Notice of Charge. As a result, the ADRV, the period of Ineligibility, plus all other applicable Consequences were thereby confirmed by way of a deemed waiver.

**Jurisdiction**

3. The CCES is an independent not-for-profit organization incorporated under the federal laws of Canada that promotes ethical conduct in all aspects of sport in the country. The CCES also maintains and implements the Canadian Anti-Doping Program (CADP), including providing anti-doping services to national Sport Organizations and their members.
4. As Canada’s National Anti-Doping Organization, the CCES is compliant with the World Anti-Doping Code (“the Code”) and its mandatory International Standards. The CCES has implemented the Code and the International Standards through the CADP, the domestic rules which govern this proceeding. The purpose of the Code and of the CADP is to protect the rights of athletes to fair competition.
5. The CADP was issued for adoption by Canadian Sport Organizations on October 26, 2020, to be operational on January 1, 2021. Broomball Canada adopted the CADP on October 27, 2020; therefore, the CADP applies to all members, registrants, license-holders, or Participants of the Broomball Canada. The Athlete is a member of and participates in the activities of Broomball Canada; therefore, the Athlete is subject to the CADP.

**Doping Control**

6. On March 29, 2024, the CCES conducted an In-Competition Sample collection session, in Belleville, ON. Testing was conducted as part of the CCES’s domestic test distribution plan, all pursuant to the CADP.
7. The Athlete was notified that he had been selected for Doping Control and, together with the Doping Control Officer from the CCES, completed the Sample collection process. The Athlete’s Sample code number was 7224972.

## **Results Management**

8. On April 3, 2024, the Athlete's Sample was received for analysis by the INRS Centre Armand-Frappier Santé Biotechnologie ("the INRS"), a World Anti-Doping Agency (WADA) accredited laboratory in Laval, QC.
9. The AAF was reported by the INRS on April 23, 2024. The Certificate of Analysis indicated the presence of Cannabis.
10. Cannabis is classified as a Specified Substance and as a Substance of Abuse on WADA's 2024 Prohibited List.
11. The CCES commenced an initial review into the Athlete's AAF and issued a notification of a potential ADRV on May 13, 2024.
12. On June 10, 2024, the CCES formally issued a Notice of Charge asserting an ADRV against the Athlete for the presence and Use of a Prohibited Substance.
13. In accordance with CADP Rule 10.2.2, the standard sanction for an ADRV involving the presence and Use of Cannabis is a two (2) year period of Ineligibility, which may be reduced to three (3) months, (in accordance with CADP Rule 10.2.4 (Substances of Abuse)), when the Athlete is able to establish that any ingestion or Use occurred Out-of-Competition and was unrelated to sport performance. In the absence of any response from the Athlete, the CCES asserted a two (2) year period of ineligibility within the Notice of Charge.
14. On September 3, 2024, the CCES emailed the Athlete to note that, in accordance with CADP Rule 8.4.2, should the Athlete fail to request a hearing or waive his right to a hearing by the specified deadline, he would be deemed admitted the violation, waived his right to a hearing, and accepted the Consequences as outlined in CCES' Notice of Charge letter.

## **Confirmation of Violation and Sanction**

15. In the absence of any action by the athlete to formally dispute the asserted violation by the extended deadline of September 5, 2024, he was deemed to have waived his right to a hearing, and thereby accepted all applicable Consequences.
16. As a result, effective September 6, 2024, an ADRV has been confirmed against the Athlete for the presence and Use of Cannabis, in accordance with CADP Rule 8.4.2. The sanction for this ADRV is a two (2) year period of Ineligibility, which commenced on September 6, 2024 (the date the ADRV was confirmed) and will conclude on September 5, 2026, in addition to all other applicable Consequences.
17. Further, in accordance with CADP Rules 9, 10.1 and 10.10, any competitive results obtained by the Athlete, from date of Sample collection, shall be Disqualified.
18. The CCES now considers this case closed.

Dated at Ottawa, Ontario this 25<sup>th</sup> day of September 2024.

A handwritten signature in black ink, appearing to be 'Kevin Bean', with a long horizontal stroke extending to the right.

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Kevin Bean  
Executive Director, Sport Integrity  
CCES