



October 30, 2008

Université de Montréal – men's soccer

In accordance with Section 90.40 – Conduct and Enforcement: Complaints, Investigation and Discipline Policy of the 2008 Canadian Interuniversity Sport (CIS) Policies and Procedures, I have considered a self-disclosure submitted by Jean-Pierre Chancy, Varsity Sport Coordinator, Université de Montréal (Montréal). The self-disclosure details a breach of CIS Regulation 40.10.4.3.1 – Maximum Years, specifically with respect to the participation of a men's soccer player in one regular season game on October 5, 2008 against the Université du Québec à Montréal.

Upon reviewing the Record of this matter, I have determined that there are grounds for a formal charge. It is my view that Montréal breached CIS regulations as detailed above as the returning student-athlete had exhausted his fifth and final year of eligibility in 2006-07.

Pursuant to Policy 90.40.4.12, I consider the breach to be an inadvertent administrative infraction that is not regularly and consistently occurring at the institution. I am satisfied that the current self-disclosure is such that it does not warrant a discipline hearing otherwise specified to take place pursuant to Policy 90.40.5.

It is my opinion that Montréal has a satisfactory eligibility monitoring and verification system, although as with any system, improvements can always be made. The Montréal infraction was primarily the result of a misinterpretation / oversight with respect to the regulations associated with participation thresholds and the charging of eligibility in 2005-06.

Details

- Julien Letendre participated with the Université de Montréal men's soccer team in an October 5, 2008 regular season game against UQAM.
- Mr. Letendre had not participated with the team in 2008-09, nor was he listed on the team's Eligibility Certificate prior to October 5, 2008.
- The UdeMontréal team was without the services of its first team and back-up goalkeepers due to injury, and Mr. Letendre was asked to join the team for its October 5 game. The back-up goalkeeper sustained his injury two days earlier in an October 3, 2008 regular season game.
- Mr. Letendre had been a member of the team from 2002-03 through 2007-08.
- According to the records maintained at UdeMontréal, Mr. Letendre is listed as having used eligibility in four academic years, specifically 2002-03, 2003-04, 2004-05, and 2006-07; he did not participate in any games in 2007-08.
- According to the records maintained at the CIS National office, Mr. Letendre is listed as having used eligibility in all five academic years from 2002-03 through 2006-07. Accordingly, Mr. Letendre would be considered to have consumed his fifth and final year of eligibility in 2006-07.

- Academic year 2005-06 is the year in question with respect to the conflicting documentation at UdeMontréal and CIS.
- UdeMontréal acknowledges that the records at the CIS office are accurate and that the 2005-06 Player Participation Declaration on file at UdeMontréal is inaccurate. UdeMontréal has confirmed that Mr. Letendre exceeded participation thresholds to be assessed a year of eligibility in 2005-06. Although the specific number of games he participated cannot be confirmed, as neither the UdeMontréal or the regional association FQSE office maintained copies of the respective game sheets, UdeMontréal believes that Mr. Letendre was listed on the game roster for two regular season games. UdeMontréal had not intended for Mr. Letendre to consume a year of eligibility in 2005-06, however an injury situation at the goalkeeper position arose late in the season and Mr. Letendre was called upon to serve as a back-up and did not enter the field of play in any games. Further, at the time of Mr. Letendre's participation, UdeMontréal acknowledges an error with respect to its interpretation of participation threshold regulations, such that UdeMontréal believed eligibility would not be assessed until participation in the third regular season game of the season.
- UdeMontréal appropriately and accurately confirmed Mr. Letendre's academic eligibility prior to his recent October 5, 2008 participation, however it acknowledges that it relied upon an inaccurate Player Participation Declaration from 2005-06 in confirming the number of years of eligibility that he had remaining.
- UdeMontréal has conducted an internal review and found no other irregularities or inaccuracies with respect to Player Participation Declarations for the year in question and is confident this is an isolated incident.

Determination

In recognition of the facts and circumstances of this case, I have determined that the Université de Montréal be fined \$500 for the administrative errors that led to the breach of CIS regulations, plus \$150 in costs to resolve this matter. Montréal is also required to submit a follow-up report on the actions and proposed actions that it is taking to minimize the chances of a similar incident occurring in the future.

The above statements and determinations are made without prejudice and subject to change should subsequently discovered facts or evidence suggest otherwise.

Aubrey Ferris, Designate of the President