

GREYHOUND WELFARE & INTEGRITY COMMISSION

DISCIPLINARY ACTION DECISION

Date of decision:	10 July 2019 (penalty effective 12 July 2019)
Decision-maker:	Chief Executive Officer, Judith Lind
Name of relevant person:	Mr Douglas King
Track:	Lismore
Date:	18 December 2018 & 4 January 2019
Rule no.:	Rule 83(2)(a) x 2
Charge(s):	<p>(1) Mr King presented the greyhound 'Kingsbrae Prince' ("Greyhound") for the purposes of competing in race 6 at the Lismore meeting on 18 December 2018 in circumstances where the Greyhound was not free of any prohibited substance.</p> <p>(2) Mr King presented the Greyhound for the purposes of competing in race 6 at the Lismore meeting on 4 January 2019 in circumstances where the Greyhound was not free of any prohibited substance.</p>
Prohibited substance(s):	Meloxicam
Disciplinary action taken:	6-week and 10-week suspensions, served concurrently

REPORT:

Following receipt of a certificate of analysis from the Racing Analytical Services Laboratory, the Commission conducted an investigation into the results of a pre-race urine sample taken from the greyhound, 'Kingsbrae Prince' ("**Greyhound**") at the Lismore meeting on 18 December 2018 ("**first sample**").

Further analysis of the first sample was conducted by the Australian Racing Forensic Laboratory, confirming the presence of meloxicam.

A second certificate of analysis was then received from the Racing Analytical Services Laboratory for a second post-race urine sample taken from the Greyhound at Lismore on 4 January 2019 ("**second sample**") and the matters were concurrently investigated.

Further analysis of the second sample was conducted by the Australian Racing Forensic Laboratory, confirming the presence of meloxicam.

After considering the evidence, the Commission charged Mr King with two (2) breaches of Rule 83(2)(a) of the Commission's Greyhound Racing Rules given that the first and second urine samples taken from the Greyhound confirmed the presence of prohibited substance meloxicam.

Mr King admitted the charges at the earliest opportunity in a recorded interview with Commission staff and made oral submissions in relation to the charges and the proposed penalties.

The disciplinary action was then conducted in writing.

DECISION:

1. Mr King is a registered greyhound trainer and the trainer of the Greyhound.
2. The Greyhound was presented for race 6 at the Lismore meeting on 18 December 2018 and a pre-race urine sample was taken from the Greyhound.
3. The Greyhound was also presented for race 6 at the Lismore meeting on 4 January 2019 and a post-race urine sample was taken from the Greyhound.
4. The swabs both revealed the presence of meloxicam. Meloxicam is an anti-inflammatory and a prohibited substance under Rule 1 of the GWIC Greyhound Racing Rules. Meloxicam is a category 5 prohibited substance under the NSW greyhound racing penalty guidelines. Category 5 is the lowest category of prohibited substance.
5. The Commission charged Mr King with two (2) charges under Rule 83(2)(a), which reads:
 - (2) The owner, trainer or person in charge of a greyhound-
 - (a) nominated to compete in an Event;
 - (b) presented for a satisfactory, weight or whelping trial or such other trial as provided for pursuant to these Rules; or
 - (c) presented for any test or examination for the purpose of a period of incapacitation or prohibition being varied or revokedshall present the greyhound free of any prohibited substance.
6. Mr King admitted the charges at the earliest opportunity and made oral submissions in relation to the charges and penalty.
7. The Commission found the charges proven and took the following disciplinary action against Mr King:
 - Charge 1: To suspend his trainer registration for a period of 6 weeks; and
 - Charge 2: To suspend his trainer registration for a period of 10 weeks,

with the suspension periods served concurrently. Mr King's suspension period will expire on 19 September 2019.

8. In taking this disciplinary action, the Commission considered all evidence, including:
- Mr King has been a registered trainer for 7 years;
 - Mr King has had one (1) prior prohibited substance matter in February 2016 for oxazepam, for which he received a fine of \$1,000.00;
 - NSW greyhound racing penalty guidelines and precedents;
 - Mr King's admission at the earliest opportunity;
 - Mr King's submissions in mitigation of penalty, including a reasonable explanation for the source of the positive swabs and his personal and financial circumstances.
9. In addition, the Greyhound was disqualified from race 6 at the Lismore meeting on 18 December 2018 and race 6 at the Lismore meeting on 4 January 2019 pursuant to Rule 83(4), which reads:

(4) A greyhound presented for an Event pursuant to sub-rules (1) or (2) shall be disqualified from the Event or any benefit derived from a trial or test.

.....End.....