

GREYHOUND WELFARE & INTEGRITY COMMISSION
DISCIPLINARY ACTION DECISION

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| Date of decision: | 23 November 2020 |
| Decision-maker: | Interim Chief Executive Officer, Steven Griffin |
| Name of relevant person: | Mr Bradley Van Deinsen |
| Track: | Richmond |
| Date: | 14 June 2020 |
| Rule no.: | Rule 83(2)(a) |
| Charge(s): | (1) Mr Van Deinsen presented the greyhound ‘Spin on Spins’ (“Greyhound”) for the purposes of competing in race 2 at the Richmond meeting on 14 June 2020 in circumstances where the Greyhound was not free of any prohibited substance. |
| Prohibited substance: | Caffeine and its metabolites theophylline, paraxanthine and theobromine |
| Disciplinary action taken: | 12-week suspension; deferred commencement to 24 November 2020 under Rule 95(5) |

REPORT:

Following receipt of a certificate of analysis from Racing Analytical Services Limited, the Commission conducted an investigation into the results of a post-race urine sample taken from the greyhound, ‘Spin on Spins’ (“Greyhound”) at the Richmond meeting on 14 June 2020.

Further analysis of the sample was conducted by the Australian Racing Forensic Laboratory, confirming the presence of caffeine and its metabolites theophylline, paraxanthine and theobromine.

After considering the evidence, the Commission charged Mr Van Deinsen with a breach of Rule 83(2)(a) of the Commission’s Greyhound Racing Rules (“Rules”) given that the post-race urine sample taken from the Greyhound confirmed the presence of the prohibited substances caffeine and its metabolites theophylline, paraxanthine and theobromine..

Mr Van Deinsen admitted the charge at the earliest opportunity.

The disciplinary action was conducted in writing in accordance with the participant's election.

DECISION:

1. Mr Van Deinsen is a registered greyhound trainer and the trainer of the Greyhound. The Greyhound competed in race 2 at the Richmond meeting on 14 June 2020 ("Event"). Following the Event, a urine sample was taken from the Greyhound.
2. The post-Event swab revealed the presence of caffeine and its metabolites theophylline, paraxanthine and theobromine. Caffeine and its metabolites are prohibited substances under Rule 1 of the Rules.
3. The Commission charged Mr Van Deinsen 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.
4. Mr Van Deinsen admitted the charge, provided written submissions and elected to have the disciplinary proceeding conducted in writing. Mr Griffin, Interim CEO, took over as decision-maker of the matter in November 2020, partway through the proceedings, with the consent of Mr Van Deinsen.
5. The Commission found the charge proven and took the following disciplinary action against Mr Van Deinsen:

To suspend his trainer registration for a period of 12 weeks.
6. In taking this disciplinary action, the Commission considered all evidence, including:
 - Mr Van Deinsen has held a trainer registration for approximately 6 years;
 - Mr Van Deinsen has no history of prohibited substance matters;
 - Mr Van Deinsen's admission of the charge at the earliest opportunity;
 - NSW greyhound racing penalty precedents;
 - The prizemoney which will be affected by the taking of this disciplinary action;
 - Mr Van Deinsen's submissions in mitigation of penalty, including in relation to his personal circumstances, good character and record, review of and amendment to his animal husbandry practices, a reasonable explanation for the likely source of the positive result and his remorse.

7. In addition, the Greyhound was disqualified from race 2 at the Richmond meeting on 14 June 2020 pursuant to Rule 83(4) of the Rules.

.....End.....