



## GREYHOUND WELFARE & INTEGRITY COMMISSION

### DISCIPLINARY ACTION DECISION

<b>Date of decision:</b>	Wednesday 10 January 2024
<b>Decision-maker:</b>	Senior Steward Kevin Adams, Steward Peter Phillips and Casual Steward Maddison Watson
<b>Name of relevant person:</b>	Mark Munn
<b>Track</b>	Muswellbrook
<b>Date:</b>	14 October 2023
<b>Rule no.:</b>	141(1)(a)
<b>Charge(s):</b>	Mr Mark Munn presented the greyhound 'Dipper' for the purposes of competing in race 2 at the Muswellbrook meeting on 14 October 2023 in circumstances where the Greyhound was not free of any prohibited substance
<b>Prohibited Substance(s):</b>	Caffeine and its metabolites Theophylline, Paraxanthine and Theobromine
<b>Plea:</b>	Guilty
<b>Disciplinary action taken:</b>	To issue a fine of \$2,000 and a 12-week suspension, wholly and conditionally suspended for 12 months subject to Mr. Munn not breaching this or any like rule in this period.

### INVESTIGATION

Following receipt of a certificate of analysis from Racing Analytical Services Limited dated 24 November 2023, the Commission conducted an investigation into the results of a post event urine sample taken from the greyhound, "Dipper" at the Muswellbrook meeting on 14 October 2023.

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.

## DECISION:

1. Mr Munn is a registered Public Trainer and the trainer of “Dipper” (“the Greyhound”). The Greyhound competed in race 2 of the Muswellbrook meeting on 14 October 2023. 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.
3. Caffeine and its metabolites Theophylline, Paraxanthine and Theobromine is a prohibited substance under Rule 137 of the GWIC Greyhound Racing Rules.
4. On 18 December 2023 Mr Munn was issued with a notice of charge and proposed disciplinary action (“**Notice**”).
5. In the Notice issued on 18 December 2023 the decision makers charged Mr Munn with an offence under Rule 141(1)(a) of the Greyhound Racing Rules, which reads:

### **Rule 141(1), Rules**

(1) The owner, trainer or other person in charge of a greyhound:

(a) nominated to compete in an Event;

...

must present the greyhound free of any prohibited substance.

...

(3) The owner, trainer or person in charge of a greyhound presented contrary to subrule (1) of this rule shall be guilty of an offence.

6. The Notice proposed a penalty of a four-month suspension and invited Mr Munn to attend a hearing to enter a plea and make submissions in relation to the charge.
7. On Monday 8 January 2024 Mr Munn entered written submissions and:
  - a) entered a plea of guilty;

8. In considering the matter, the decision makers considered Mr Munn’s plea and submissions, as well as all available evidence. The decision makers found the charge proven and took the following disciplinary action against Mr Munn:

**Charge 141(1)(a):** To issue a fine of \$2,000 and a 12-week suspension, wholly and conditionally suspended for 12 months subject to Mr. Munn not breaching this or any like rule in this period.

9. In taking this disciplinary action, the decision makers considered all evidence, including:

- Mr Munn’s guilty plea (25% reduction)
- Mr Munn’s registration history and good record, with no like prior offences
- Mr. Munn’s record of voluntary contributions to the industry
- GWIC penalty guidelines

10. In addition, the Greyhound was disqualified from race 2 at the Muswellbrook meeting on 14 October 2023 pursuant to Rule 141(4) of the Rules.

.....End.....