



**GREYHOUND WELFARE & INTEGRITY COMMISSION**  
**DISCIPLINARY ACTION DECISION**

<b>Date of decision:</b>	Thursday 31 August 2023
<b>Decision-maker:</b>	Senior Steward Dean Degan, Steward Shannon Kearney, and Steward Ken Storck
<b>Name of relevant person:</b>	David Brodie
<b>Track</b>	Casino
<b>Date:</b>	15 June 2023
<b>Rule no.:</b>	141(1)(a)
<b>Charge(s):</b>	Mr David Brodie presented the greyhound 'Burning Rose' for the purposes of competing in race 3 at the Casino meeting on 15 June 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 suspension of four weeks, commencing Midnight Thursday 31st August 2023 and ending Midnight Thursday 28th September 2023, and a fine totalling \$1,000.

**INVESTIGATION**

Following receipt of a certificate of analysis from Racing Analytical Services Limited dated 14 August 2023, the Commission conducted an investigation into the results of a post event urine sample taken from the greyhound, 'Burning Rose' at the Casino meeting on 15 June 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 Brodie is a registered Owner Trainer and the trainer of "Burning Rose" ("the Greyhound"). The Greyhound competed in race 3 of the Casino meeting on 15 June 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 16 August 2023 Mr Brodie was issued with a notice of charge and proposed disciplinary action ("**Notice**").
5. In the Notice issued on 16 August 2023 the decision makers charged Mr Brodie 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 Brodie to attend a hearing to enter a plea and make submissions in relation to the charge.
7. On Thursday 31 August 2023 Mr Brodie attended a hearing held at the Casino Greyhound Track and:
  - a) entered a plea of guilty and;
  - b) made verbal submissions.
8. In considering the matter, the decision makers considered Mr Brodie'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 Brodie:

**Charge 141(1)(a):** To issue a suspension of four weeks, commencing Midnight Thursday 31st August 2023 and ending Midnight Thursday 28th September 2023, and a fine totalling \$1,000

9. In taking this disciplinary action, the decision makers considered all evidence, including:
  - Mr Brodie's guilty plea (25% reduction)
  - Mr Brodie's registration history and good record

- GWIC penalty guidelines

10. In addition, the Greyhound was disqualified from race 3 at the Casino meeting on 15 June 2023 pursuant to Rule 141(4) of the Rules.

.....End.....