



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

<b>Date of decision:</b>	Thursday 25 April 2024
<b>Decision-maker:</b>	Senior Steward Kevin Adams and Steward Sam Woolaston
<b>Name of relevant person:</b>	Justin Macindoe
<b>Track:</b>	Richmond
<b>Date:</b>	10 February 2024
<b>Rule no.:</b>	141(1)(a)
<b>Charge(s):</b>	Mr. Justin Macindoe presented the greyhound 'Magnum Key Eye' ("Greyhound") for the purposes of competing in race 3 at the Richmond meeting on 10 February 2024 in circumstances where the Greyhound was not free of any prohibited substance.
<b>Prohibited Substance(s):</b>	Cobalt at or in excess of the threshold of 100 nanograms per millilitre.
<b>Plea:</b>	Guilty
<b>Disciplinary action taken:</b>	To issue an 8-week suspension, to commence Midnight Monday 29 April 2024 and expire Midnight Monday 10 June 2024.

**INVESTIGATION**

Following receipt of a certificate of analysis from Racing Analytical Services Limited dated 6 March 2024, the Commission conducted an investigation into the results of a pre event urine sample taken from the greyhound, 'Magnum Key Eye' at the Richmond meeting on 10 February 2024.

Further analysis of the sample was conducted by the Racing Chemistry Laboratory confirming the presence of Cobalt at or in excess of the threshold of 100 nanograms per millilitre.

**DECISION:**

1. Mr Macindoe is a registered Owner Trainer and the trainer of 'Magnum Key Eye' ("Greyhound"). The Greyhound competed in race 3 of the Richmond meeting on 10 February 2024. Prior to the Event, a urine sample was taken from the Greyhound.

2. The pre-event swab revealed the presence of Cobalt at or in excess of the threshold of 100 nanograms per millilitre.
3. Cobalt at or in excess of the threshold of 100 nanograms per millilitre is a prohibited substance under Rule 140(f) of the GWIC Greyhound Racing Rules.
4. On 5 April 2024 Mr Macindoe was issued with a notice of charge and proposed disciplinary action (“**Notice**”).
5. In the Notice issued on 5 April 2024 the decision makers charged Mr Macindoe 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 Macindoe to attend a hearing to enter a plea and make submissions in relation to the charge.
7. On Thursday 18 April 2024, Mr Macindoe’s representative contacted decision makers and:
  - (a) entered a plea of guilty; and
  - (b) provided written submissions
8. In considering the matter, the decision makers considered Mr Macindoe’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 Macindoe:

To issue an 8-week suspension, to commence Midnight Monday 29 April 2024 and expire Midnight Monday 10 June 2024.

9. In taking this disciplinary action, the decision makers considered all evidence, including:
  - Mr Macindoe’s guilty plea (25% reduction);
  - Mr Macindoe’s cooperation and commitment to addressing husbandry practices to prevent reoccurrence;
  - Personal circumstances; and

- GWIC penalty guidelines.

10. In addition, the Greyhound was disqualified from race 3 at the Richmond meeting on 10 February 2024 pursuant to Rule 141(4) of the Rules.

.....End.....