



GREYHOUND WELFARE & INTEGRITY COMMISSION
DISCIPLINARY ACTION DECISION

Date of decision: 21 February 2020
Decision-maker: Chief Executive Officer, Judith Lind
Name of relevant person: Mr Lyn Morgan
Track: Kempsey
Date: 5 October 2019
Rule no.: Rule 83(2)(a)
Charge(s): (1) Mr Morgan presented the greyhound 'Smuggler's Run' ("**Greyhound**") for the purposes of competing in race 1 at the Kempsey meeting on 5 October 2019 in circumstances where the Greyhound was not free of any prohibited substance.
Prohibited substance(s): Metformin
Disciplinary action taken: 4-week suspension

REPORT:

Following receipt of a certificate of analysis from the Racing Analytical Services Laboratory, the Commission conducted an investigation into the results of a post-race urine sample taken from the greyhound, 'Smuggler's Run' ("**Greyhound**") at the Kempsey meeting on 5 October 2019.

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

After considering the evidence, the Commission charged Mr Morgan 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 prohibited substance metformin.

Mr Morgan plead not guilty to the charge.

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

DECISION:

1. Mr Morgan is a registered greyhound trainer and the trainer of the Greyhound. The Greyhound competed in race 1 at the Kempsey meeting on 5 October 2019 ("Event") and a post-Event urine sample was taken from the Greyhound.
2. The post-Event swab revealed the presence of metformin. The substance metformin is a prohibited substance under Rule 1 of the Rules.
3. The Commission charged Mr Morgan 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 Morgan plead not guilty to the charge, provided written submissions and elected to have the disciplinary proceeding conducted in writing.
5. The Commission found the charge proven and took the following disciplinary action against Mr Morgan:

To suspend his trainer registration for a period of 4 weeks.
6. In taking this disciplinary action, the Commission considered all evidence, including:
 - Mr Morgan has been a trainer since 2012;
 - Mr Morgan has no prior prohibited substance offences;
 - NSW greyhound racing penalty guidelines and precedents;
 - Mr Morgan's not guilty plea and written submissions.
7. In addition, the Greyhound was disqualified from race 1 at the Kempsey meeting on 5 October 2019 pursuant to Rule 83(4).

.....End.....