



GREYHOUND WELFARE & INTEGRITY COMMISSION
DISCIPLINARY ACTION DECISION

Date of decision: 4 May 2020

Decision-maker: Chief Executive Officer, Judith Lind

Name of relevant person: Mr Jeremy Osborne

Track: Nowra

Date: 28 October 2019

Rule no.: Rule 83(2)(a)

Charge(s): (1) Mr Osborne presented the greyhound 'Public Speaking' ("**Greyhound**") for the purposes of competing in race 3 at the Nowra meeting on 28 October 2019 in circumstances where the Greyhound was not free of any prohibited substance.

Prohibited substance(s): Caffeine and its metabolites theophylline, paraxanthine and theobromine

Disciplinary action taken: 12-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, 'Public Speaking' ("**Greyhound**") at the Nowra meeting on 28 October 2019.

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 Osborne with a breach of Rule 83(2)(a) of the Commission's Greyhound Racing Rules ("**Rules**") given that the pre-race urine sample taken from the Greyhound confirmed the presence of prohibited substances caffeine and its metabolites theophylline, paraxanthine and theobromine.

Mr Osborne admitted the charge at the earliest opportunity.

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

DECISION:

1. Mr Osborne is a registered greyhound trainer and the trainer of the Greyhound. The Greyhound competed in race 3 at the Nowra meeting on 28 October 2019 (“**Event**”) and a pre-Event urine sample was taken from the Greyhound.
2. The pre-Event swab revealed the presence of caffeine and its metabolites theophylline, paraxanthine and theobromine. Caffeine and its metabolites theophylline, paraxanthine and theobromine are prohibited substances under Rule 1 of the Rules.
3. The Commission charged Mr Osborne 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 Osborne admitted the charge at the earliest opportunity, provided 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 Osborne:

To suspend his trainer registration for a period of 12 weeks.
6. In taking this disciplinary action, the Commission considered all evidence, including:
 - Mr Osborne has been a registered participant in the industry for approximately 16 years;
 - Mr Osborne has no history of any prohibited substance matters;
 - NSW greyhound racing penalty guidelines and precedents;
 - Mr Osborne’s admission at the earliest opportunity;
 - Mr Osborne’s submissions in mitigation of penalty, including in relation to his review of his animal husbandry practices, his contributions to the greyhound racing industry and local community and his remorse.
7. In addition, the Greyhound was disqualified from race 3 at the Nowra meeting on 28 October 2019 pursuant to Rule 83(4).

.....End.....