



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

**Date of decision:** 22 June 2020  
**Decision-maker:** Chief Executive Officer, Judith Lind  
**Name of relevant person:** Mr Brian Smoothy  
**Track:** Taree  
**Date:** 14 December 2019  
**Rule no.:** Rule 83(2)(a)  
**Charge(s):** (1) Mr Smoothy presented the greyhound 'Double Dream' ("**Greyhound**") for the purposes of competing in race 8 at the Taree meeting on 14 December 2019 in circumstances where the Greyhound was not free of any prohibited substance.  
**Prohibited substance(s):** Prednisolone and Prednisone  
**Disciplinary action taken:** \$1,500 fine

**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, 'Double Dream' ("**Greyhound**") at the Taree meeting on 14 December 2019.

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

After considering the evidence, the Commission charged Mr Smoothy 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 the prohibited substances prednisolone and prednisone.

Mr Smoothy admitted the charge at the earliest opportunity.

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

**DECISION:**

1. Mr Smoothy is a registered greyhound trainer and the trainer of the Greyhound. The Greyhound competed in race 8 at the Taree meeting on 14 December 2019 (“Event”) and a post-Event urine sample was taken from the Greyhound.
2. The post-Event swab revealed the presence of prednisolone and prednisone. Prednisolone and prednisone are prohibited substances under Rule 1 of the Rules.
3. The Commission charged Mr Smoothy 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 Smoothy admitted 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 Smoothy:

To issue him a fine of \$1,500.00.
6. In taking this disciplinary action, the Commission considered all evidence, including:
  - Mr Smoothy has been a registered trainer for approximately 17 years;
  - Mr Smoothy’s disciplinary history – he has no prior positive swab matters;
  - Mr Smoothy’s admission of the charge at the earliest opportunity;
  - NSW greyhound racing penalty precedents;
  - Mr Smoothy’s submissions in mitigation of any penalty, including in relation to his personal circumstances, his review of and amendments to his animal husbandry practices, a reasonable explanation for the source of the positive result and his remorse.
7. In addition, the Greyhound was disqualified from race 8 at the Taree meeting on 14 December 2019 pursuant to Rule 83(4) of the Rules.

.....End.....