



**STEWARDS REPORT – POSITIVE SWAB**

**FRED MALONE – IRINKA BRONTE – 17/5/09**

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Stewards opened an Inquiry on the 16<sup>th</sup> July 2009 into the positive finding of PROCAINE in the urine sample taken from the greyhound IRINKA BRONTE following its winning performance in Race 9, and drawing the ( 1 ) marble at Canberra GRC meeting on the 17<sup>th</sup> July 2009.

The Inquiry was held at the offices of the Dapto GRC and Mr. Malone, the trainer of the greyhound IRINKA BRONTE was present.

Mr. Malone advised Stewards that he had administered to the greyhound IRINKA BRONTE an injection of Benicillin to the greyhound 4 days prior to competing at Canberra because in his opinion the greyhound was not well. Mr. Malone further advised Stewards that he was aware the product Benecillin contained Penicillin but at the time of injecting the greyhound he had no intention of the greyhound competing due to the illness it was suffering from. However Mr. Malone advised Stewards that the greyhound had 'picked up' sufficiently by race day and he elected to start the greyhound and forgot completely about the injection given to the greyhound.

Verbal evidence was taken from Mr. David Batty (Deputy Laboratory Director) of Racing Analytical Services Ltd via telephone. Mr. Batty advised the Inquiry that his findings were consistent with the evidence tendered by Mr. Malone.

Stewards charged Mr. Malone with a breach of CGRR 83(2)(a) which provides:

**R83 Racing greyhound to be drug free**

**(2)** The owner, trainer or person in charge of a greyhound-

(a) nominated to compete in an Event;

shall present the greyhound free of any drug.

The particulars of that charge were:-

"That you Mr. F Malone a person registered with GRNSW did at Canberra present the greyhound IRINKA BRONTE who was engaged in race 9 at Canberra on 17<sup>th</sup> May 2009 which was found upon testing to have a prohibited substance namely PROCAINE"

Mr. Malone plead guilty to the charge.

After hearing submissions on penalty the following penalties were imposed.

Mr. Malone was fined the sum of \$550.

The following factors carried weight in the Stewards' determination.

- 1) Mr. Malone has approximately 40 years involvement in greyhound racing
- 2) Mr. Malone is a Hobby trainer
- 3) The forthright evidence and plea of Guilty given by Mr. Malone
- 4) Mr. Malone has never been before Stewards during his long involvement in the Industry
- 4) Any penalty given must act as a deterrent
- 5) Canberra GRC and greyhound Industries stance on providing drug-free racing

Acting in accordance with GAR 83(4) which provides:

**GAR 83(4)** A greyhound presented for an Event contrary to sub-rule (2) shall be disqualified from the Event or any benefit derived from a trial or test.

Stewards disqualified IRINKA BRONTE from its winning performance in the 'Climate Doctor 3/4<sup>th</sup> Grade' at Canberra on 17<sup>th</sup> May 2009 and amended the placings to read:-

- |                 |             |
|-----------------|-------------|
| 1 <sup>st</sup> | FACIAL      |
| 2 <sup>nd</sup> | COOL AUSSIE |
| 3 <sup>rd</sup> | ORBIE       |

With all other greyhounds being elevated one placing.

Mr. Malone was advised of his right of appeal.

The amendment of placings are to be held over until all avenues of appeal are exhausted.

CLINT BENTLEY

GRNSW Steward