

# Stewards' Report

<b>Date:</b>	Thursday, 31 <sup>st</sup> August 2023
<b>Panel:</b>	Mr D Aurisch (Chairperson), M Fernholz
<b>Person:</b>	Mr Stephen Neary
<b>Rule:</b>	GAR 141(1)(a)
<b>Charges:</b>	Mr Neary presented the greyhound Cake is Good to compete in: Race 3 at the Brisbane Greyhound Racing Club on 20 April 2023 when it was not free of a prohibited substance.
<b>Substance:</b>	Ketorolac
<b>Penalty:</b>	\$2000

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On 31<sup>st</sup> August 2023, the Queensland Racing Integrity Commission Stewards conducted an inquiry into analysts' findings that the prohibited substance Ketorolac was detected in both the pre-race and post-race urine sample collected from the greyhound Cake is Good when it competed in, and won, Race 3 at the Brisbane Greyhound Racing Club on 20 April 2023.

Submissions were made by Mr Stephen Neary during the inquiry as the licensed trainer of Cake is Good at the relevant times.

After considering all the evidence, Stewards issued one (1) charge pursuant to Greyhounds Australasia Rule 141(1)(a), which provides:

*The owner, trainer or other person in charge of a greyhound, nominated to compete in an Event, must present the greyhound free of any prohibited substance.*

The specifics of the charge were as follows:

That Mr Stephen Neary, as the trainer of the greyhound Cake is Good, did present that greyhound to compete in Race 3 at the Brisbane Greyhound Racing Club on 20 April 2023 with a prohibited substance in its system, namely Ketorolac as detected by the Racing Science Centre and confirmed by Racing Analytical Services Limited in the post-race urine sample collected from the greyhound on 20 April 2023.

Mr Neary entered a plea of not guilty to the charge and made submissions in respect of the matter.

After considering these submissions, the Stewards were satisfied to the requisite standard that the charge could be sustained and found Mr Neary guilty.

In determining the matter of penalty, Stewards considered the following:

- Mr Neary's plea of guilty to the charge at the earliest available opportunity;
- Ms Neary's time in the greyhound racing industry as a trainer, being approximately Thirty Five (35) years;
- Mr Neary's disciplinary history, noting Mr Neary's had a similar breach previously.

- the nature of the prohibited substances, being Ketorolac;
- the need to maintain the integrity of greyhound racing and to ensure a level playing field for all participants;
- the need for both specific deterrence to Mr Neary and general deterrence to the wider industry;
- relevant penalty precedents taking into consideration the QRIC penalty guidelines.

Accordingly, Mr Neary was fined \$2000.

Acting under the provisions of Greyhounds Australasia Rule 141(4), Stewards directed that Cake is Good be disqualified from Race 3 at the Brisbane Greyhound Racing Club on 20 April 2023 (1<sup>st</sup> place).

Stewards ordered that the placings be amended accordingly, Mr Neary was advised that all prizemoney associated with this event must be returned to Racing Queensland.

Mr Neary was advised of his right to appeal.