

# Stewards Report

29 August 2011

Present: L A Lane, J Hamilton, R Merritt, L Twomey

The stewards today opened an inquiry into the analysts findings on the swab sample taken from Can't Agree following that gelding running in and winning the PSC Blackadder Insurance Brokers Handicap run at Fannie Bay on Saturday 18th June 2011.

The analyst had reported that the above sample was taken upon analysis to contain Tetramisole.

Evidence was today taken from Licensed trainer and part owner Mr M Nyhan, Licensed jockey Ms J Cameron who was representing Mr Nyhan on the above day, part owners Mr T Dent, Ms K Carew and Ms K Naylor.

Written evidence was tendered from Dr D Suann, Senior Official Veterinarian, NSW Veterinary Practitioners Board. Mr Suaan's evidence noted that the detection of Tetramisole in the urine sample taken from Can't Agree implied the administration of Levamisole.

It was established that Levamisole, which is an antiparasitic agent not registered in the use for horses was officially deemed a prohibited substance as of the 1st June 2011.

Mr Nyhan acknowledged his use of Levamisole and stated he did so with Veterinary advice. Further Mr Nyhan stated that he was unaware of it's status as a prohibited substance as of the 1st June.

Acting under AR 177 Stewards disqualified Can't Agree as the winner of the above race and amended the placing's as follows.

1st Flopidop    2nd Blazing Rhythm    3rd Parched

Mr M Nyhan was found guilty of a charge under AR178. The details being that as the trainer of Can't Agree he was responsible for that gelding being brought to the Fannie Bay Racecourse on 18th June 2011 a day on which it raced in and won the PSC Blackadder Insurance Brokers Handicap. A swab sample taken from the gelding subsequent to the above race was shown upon analysis to contain a prohibited substance as defined by AR 178B.

Mr Nyhan was fined the sum of \$1,000.

L A Lane

NT Chairman of Stewards