

RACING PENALTIES APPEAL TRIBUNAL DETERMINATION

APPELLANT: MR DAVID WEIGHTMAN SMITH

APPLICATION NO: 24/6115

PANEL: MR ROBERT NASH (CHAIRPERSON)

DATE OF DETERMINATION: 24 OCTOBER 2024

IN THE MATTER OF an appeal by DAVID WEIGHTMAN SMITH against a determination made by Racing and Wagering Western Australia Stewards of Thoroughbred Racing on 30 September 2024 to disqualify MAGICASH from: Race 4 at Bunbury on 12 June 2024 pursuant to AR 240(1); Race 3 at Belmont on 22 June 2024 and Race 7 at Belmont on 10 July 2024 pursuant to AR 242(b); and not to permit MAGICASH to start in any race, official trial or jump out for a period of not less than 12 months from the date of collection of the sample until an Anabolic Androgenic Steroid Clearing Certificate is provided pursuant to AR 248(4) of the Rules of Thoroughbred Racing

Mr Smith self-represented.

Mr Denis Borovica represented the Racing and Wagering Western Australia Stewards of Thoroughbred Racing.

1. Pursuant to section 18(2) of the *Racing Penalties (Appeals) Act 1990*, leave to withdraw the appeal is granted and the appeal stands withdrawn.



ROBERT NASH, CHAIRPERSON

