

**BETWEEN**                      **DRUG FREE SPORT NEW ZEALAND**  
  
   **Applicant**

**AND**                              **JORDAN MILLS**  
  
   **Respondent**

**AND**                              **BASKETBALL NEW ZEALAND**  
  
   **Interested Party**

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**PROVISIONAL SUSPENSION ORDER AND  
MINUTE OF TELEPHONE CONFERENCE  
DATED 24 AUGUST 2017**

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**Present:**                      Paul David QC, Counsel for Drug Free Sport NZ  
   Nick Paterson and Jude Ellis, Drug Free Sport NZ  
   Justin Toebes, Counsel for Jordan Mills  
   Jordan Mills, Respondent  
   Iain Potter, Basketball New Zealand

**Chairperson:**                Sir Bruce Robertson

**Registrar:**                    Neela Clinton

1. Jordan Mills is a member of the Wellington Saints NBL basketball team. Basketball New Zealand has adopted the 2017 Sports Anti-Doping Rules (SADR) promulgated by Drug Free Sport New Zealand (DFSNZ) as its anti-doping policy.
2. DFSNZ alleges that analysis of a sample collected from Mr Mills, during a NBL match on 19 May 2017, confirmed the presence of the prohibited substance terbutaline.
3. On 17 August 2017, DFSNZ filed an Application for the Provisional Suspension of Mr Mills alleging a breach of SADR 2.1.
4. A telephone conference was convened by the Tribunal Chair on 24 August 2017 in respect of the Provisional Suspension Application. Counsel for the Respondent advised that Mr Mills did not oppose the Provisional Suspension Application.
5. Accordingly, and being satisfied that there was no substantive reason why provisional suspension should not be imposed, the Tribunal Chair ordered the provisional suspension of Mr Mills with immediate effect from 24 August 2017. Mr Mills may not take part in any way in any event or activity, organised, sanctioned or authorised by Basketball New Zealand or by any other sporting organisation which is a signatory to the SADR.
6. The following timetabling orders were made in relation to the substantive anti-doping rule violation proceedings:
  - (a) DFSNZ is to file and serve its Form 1 and written material in support by 5pm on Friday 1 September 2017;
  - (b) the Respondent is to file and serve his Form 2 together with any evidence and other written material in support by 5pm on Friday 15 September 2017;
  - (c) a Hearing by telephone conference is set down for 10.30am on Thursday 21 September 2017.

7. Leave is reserved for the parties to seek an extension of time to file evidence if required.
8. A copy of this Provisional Suspension Order and Minute will be sent to the parties but otherwise should remain confidential until publication of the final decision on the Anti-Doping Rule Violations. All other process steps under SADR should similarly remain confidential.

Dated: 24 August 2017



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**Sir Bruce Robertson**  
**Chairperson**