

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

**AND**                                        **SAMUEL HENRY**  
  
    **Respondent**

**AND**                                        **NEW ZEALAND RUGBY LEAGUE**  
  
    **Interested Party**

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**PROVISIONAL SUSPENSION ORDER AND  
MINUTE OF TELEPHONE CONFERENCE  
DATED 10 DECEMBER 2018**

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**Present:**                              Harriet Bush, counsel for Applicant  
    Hayden Tapper, Drug Free Sport NZ  
    Samuel Henry, Respondent  
    Kevin Bailey, for New Zealand Rugby League

**Chairman:**                              Sir Bruce Robertson

**Registrar:**                              Neela Clinton

1. Samuel Henry is a member of New Zealand Rugby League which has adopted the 2018 Sports Anti-Doping Rules (SADR) promulgated by Drug Free Sport New Zealand (DFSNZ) as its anti-doping policy.
2. On 26 November 2018, DFSNZ filed an Application for the Provisional Suspension of Mr Henry. DFSNZ had difficulty confirming service on Mr Henry and it was deemed to have been effected by email on 3 December. On 5 December Mr Henry confirmed he had received the documents from DFSNZ.
3. A telephone conference was convened by the Tribunal Chairman on 10 December 2018 in respect of the Provisional Suspension Application. Mr Henry advised that he did not oppose the application and waived his right to request a "B" sample analysis.
4. Accordingly, and being satisfied that there was no substantive reason why provisional suspension should not be imposed, the Tribunal Chairman ordered the provisional suspension of Mr Henry with immediate effect from 10 December 2018. Mr Henry may not take part in any way in any event or activity, organised, sanctioned or authorised by New Zealand Rugby League or by any other sporting organisation which is a signatory to the SADR.
5. 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 any written material in support by Friday 21 December 2018;
  - (b) the Respondent is to file and serve his Form 2 together with any evidence and other written material in support by Friday 25 January 2019; and
  - (c) A further teleconference is set for 5.30pm Tuesday 29 January 2019.
6. 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 the SADR should similarly remain confidential.

Dated: 10 December 2018



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**Sir Bruce Robertson**  
**Chairman**