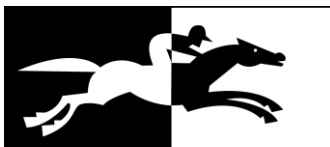


RACING VICTORIA LIMITED
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RACING APPEALS AND
DISCIPLINARY BOARD



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APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 2 September 2010

SUBJECT: **APPEAL HEARING RESULT – JOCKEY: JASON BENBOW**

Panel Judge Russell Lewis (Chair), Ms Barbara Phelan, Mr Jeremy Rosenthal

Appearances Mr Des O’Keeffe appeared on behalf of Mr Benbow.
Mr Corie Waller appeared on behalf of the Stewards.

At Geelong Synthetic on Friday, 27 August 2010 jockey Jason Benbow was found guilty of a charge of careless riding on his mount *Will’s Power* in Race 9 the *United Way 0-68 Handicap* (1330m).

The careless riding being that he permitted his mount to shift out near the 1000m when insufficiently clear of *Ruadhan*, resulting in that gelding being taken out off its course and having to be restrained.

Jason Benbow had his licence to ride in races suspended for a period to commence at midnight on Tuesday, 31 August 2010 and to expire midnight on Friday, 10 September 2010 - a total of 10 race meetings (3 metropolitan, 7 country). In assessing penalty Stewards took into account that the careless riding was in the low range category.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Monday, 30 August 2010.

A stay of proceedings was granted effective until midnight Wednesday, 1 September 2010.

DECISION: **Appeal dismissed.**

Taking into account the stay of proceedings, the period of suspension to now expire at midnight on Saturday, 11 September 2010.

Georgie Curtis
Registrar - Racing Appeals & Disciplinary Board

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MS B. PHELAN
MR J. ROSENTHAL**

EXTRACT OF PROCEEDINGS

DECISION

**IN THE MATTER OF THE UNITED WAY 0-68 HANDICAP
OVER 1300 METRES AT GEELONG SYNTHETIC ON 27/8/10**

JOCKEY: JASON BENBOW

MELBOURNE

THURSDAY, 2 SEPTEMBER 2010

MR C. WALLER appeared on behalf of the RVL Stewards

MR D. O'KEEFFE appeared on behalf of the Appellant

CHAIRMAN: In this case, the Board is of the view that although Jason Benbow's horse was difficult to ride and, to use some of his expressions, it was "a horror ride" or "a horrible ride", nevertheless the Board is of the view that at the relevant time, the horse was sufficiently under control and that it was Benbow's lack of awareness of what was around him which was the prime reason for the interference which took place.

In the circumstances, the Board has no option but to dismiss the appeal against conviction. Since the Stewards assessed the carelessness in the low range, the Board would find it difficult because of the no-discounting factors of which we know to otherwise reduce the penalty.

END OF EXTRACT