



APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 13 January 2012

SUBJECT: **APPEAL HEARING RESULT – PICNIC JOCKEY: ANDREW GAUCI**

Panel Judge Russell Lewis (Chair), Mr Stephen Curtain, Mr Ron Taylor.

Appearances Mr Gauci appeared on his own behalf.
Mr Henry Brewer appeared on behalf of the Stewards.

At Dederang on Saturday 7 January 2012, picnic jockey Andrew Gauci was found guilty of a charge of careless riding on his mount *Malebo Magic* in Race 6 the *Alpine Shire and North East Road Safe Flying* (1000m).

The careless riding being that approaching the 500m he permitted his mount to shift in when not sufficiently clear of *Our Purrfect Angel*, causing that mare to be checked severely.

Andrew Gauci had his licence to ride in picnic races suspended for a period to commence at midnight on Sunday, 8 January 2012 and to expire at midnight on Thursday, 26 January 2012 - a total of 3 picnic race meetings.

In reaching this penalty Stewards took into consideration that Andrew Gauci had not previously been penalised for careless riding.

A Notice of Appeal against **the severity of the penalty** was lodged on Monday, 9 January 2012. A stay of proceedings was not requested.

DECISION: **Appeal dismissed. Penalty to remain standing.**

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR S. CURTAIN
MR R. TAYLOR**

DECISION

EXTRACT OF PROCEEDINGS

**IN THE MATTER OF THE ALPINE SHIRE AND NORTH EAST
ROAD SAFE FLYING OVER 1000 METRES AT DEDERANG
ON 7/1/12**

JOCKEY: ANDREW GAUCI

MELBOURNE

FRIDAY, 13 JANUARY 2012

MR H. BREWER appeared on behalf of the RVL Stewards

MR A. GAUCI appeared on his own behalf

CHAIRMAN: In this appeal, there is clear evidence that the Appellant shifted in when only one length clear of Bacon's mount. The interference occurred just on the approach to the 500-metre turn. There was no contribution to the interference by any other rider. The carelessness was solely that of the Appellant who kept telling the Board that he was simply holding his line.

The degree of interference was severe. In the Board's opinion, the Stewards, in only imposing a penalty of three meetings, were quite generous. In the Board's view, a higher penalty would have been justified. Accordingly, the appeal is dismissed.
