

HEARING RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 8 March 2012

SUBJECT: **HEARING RESULT – STABLE EMPLOYEE: PHILLIP MICHAELIDES**

Panel Judge Russell Lewis (Chair), Mr Bill Kneebone, Mr Graeme Ward.

Appearances Mr Allan Reardon appeared on behalf of the Stewards.
Mr Michaelides appeared on his own behalf.

Charge Breach of AR 175(q) – misconduct.

The particulars of the charge being that on the evening of Sunday, 19 February 2012 Mr Michaelides confronted stablehand Mr Paul Lindeberg at Peter Moody's Caulfield Stables and struck Mr Lindeberg in the face with a fist, resulting in Mr Lindeberg sustaining a wound to the upper lip.

Plea Guilty

Decision Mr Michaelides convicted and fined the amount of \$1,500.

\$250 of this fine to be paid by 30 April 2012 and the balance of \$1,250 to be suspended until midnight on 6 March 2013 provided that Mr Michaelides does not commit a similar offence; either a criminal offence or under the Rules of Racing.

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR W. KNEEBONE
MR G. WARD**

EXTRACT OF PROCEEDINGS

DECISION

STABLE EMPLOYEE: PHILIP MICHAELIDES

MELBOURNE

THURSDAY, 8 MARCH 2012

MR A. REARDON appeared on behalf of the RVL Stewards

MR P. MICHAELIDES appeared on his own behalf

CHAIRMAN: In this case, the Board is of the view that there are, as has been indicated, a considerable number of mitigating factors. In determining the financial penalty, the Board takes into account Mr Michaelides' needs and ability to pay.

Nevertheless, as I have indicated, it is a serious matter and not a trivial offence by any means. Mr Michaelides, you are fined the sum of \$1500. \$250 is to be paid by 30 April 2012. The balance of \$1250 is suspended on condition that you do not commit any offence, either criminal or under the Rules of Racing, in the next 12 months. That period of 12 months will expire at midnight on 6 March 2013. If at the end of that period, no offence has been committed, the balance of the fine, that is, \$1250, will not have to be paid. If an offence is committed, then not only will the balance of the fine have to be paid, but if it is a racing offence, you may well finish up before the Racing Appeals and Disciplinary Board, this Board, and you will be dealt with accordingly.
