

APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 19 September 2014

SUBJECT: **APPEAL HEARING RESULT – APPRENTICE JOCKEY: THOMAS SADLER**

Panel Judge Russell Lewis (Chair), Professor Raymond Harbridge, Mr Darren McGee.

Appearances Mr Chris Symons appeared on behalf of Mr Sadler.
Mr Brent Scarlett appeared on behalf of the Stewards.

At Cranbourne on Sunday 14 September 2014, jockey Thomas Sadler was found guilty of a charge of careless riding on his mount *Carashan Girl* in Race 4 the *Highview Accounting Services Maiden Plate* (1400m.)

The careless riding being that from the 200m he permitted his mount to shift in when not sufficiently clear of *Fayezan* which was carried inwards to a point that near the 50m had to be checked by its rider.

Mr Sadler had his permit to ride in races suspended for a period to commence at midnight on 16 September 2014 and to expire at midnight on 27 September 2014 – a total of 12 race meetings (4 metro, 8 provincial.)

In assessing penalty Stewards took into account Thomas Sadler's record, the careless riding was in the mid-range and his personal circumstances.

A Notice of Appeal against the decision and severity of the penalty was lodged on Monday 15 September 2014.

The appeal against the decision was subsequently withdrawn and a stay of proceedings was not required.

DECISION: **Appeal against severity of penalty allowed.**

Penalty varied so that the period of suspension will now expire at midnight on Thursday, 25 September 2014 (9 race meetings.)

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
PROF R. HARBRIDGE
MR D. McGEE**

APPRENTICE JOCKEY: THOMAS SADLER

MELBOURNE

FRIDAY, 19 SEPTEMBER 2014

MR B. SCARLETT appeared on behalf of the RVL Stewards

MR C. SYMONS appeared on behalf of the Appellant

CHAIRMAN: In this appeal, the Board is of the opinion that the Stewards correctly characterised the carelessness as being in the mid-range. However, the Board believes that it was in the lower registers of the mid-range. The Board takes into account that Thomas Sadler did attempt to correct his mount by transferring the whip to his left hand, but when the horse did not respond to the whip being in the left hand, he should have put the whip away and taken other corrective measures.

Some discounting factors include the fact that, curiously, Thomas Sadler threw away the benefit of the stay that he was granted. The Board also is of the opinion that but for the intervention of Glen Boss, Thomas Sadler probably would have pleaded guilty before the Stewards. The Board also takes into account the matters which the Stewards regarded as significant, that is, the weight problems which he experiences and no doubt in the future will continue to experience. The Board believes that the Stewards were reasonably merciful in allowing something for Thomas Sadler's recent record.

In all the circumstances, the Board is of the opinion that the penalty should be varied, so that the suspension will expire at midnight on 25 September 2014.
