



HEARING RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 17 March 2015

SUBJECT: **HEARING RESULT – STABLE EMPLOYEE: JACKLYN DALTON**

Panel Judge Russell Lewis (Chair), Mr Brian Forrest (Deputy), Mr Geoff Ellis.

Appearances Ms Dalton appeared on her own behalf.
Mr James Ogilvy appeared on behalf of the stewards.

Charge Breach of AR 175(g)

The Committee of any Club or the Stewards may penalise: any person who gives at any interview, investigation, inquiry, hearing and/or appeal any evidence which is false or misleading in any particular.

The particulars of the charge being that Ms Dalton gave false and/or misleading evidence to the stewards during an interview on 23 July 2014 in relation to an investigation into an elevated pre-race TCO2 reading for the horse *Gold for Kev* trained by Mark Riley.

Plea Guilty.

Decision Ms Dalton convicted and her licence suspended for a period of 3 months. This suspension is wholly suspended for a period of 12 months on the condition that Ms Dalton does not commit a further breach of the Rules of Racing during this period.

Ms Dalton is also fined \$1,000 – due on or before 30 April 2015.

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR B. FORREST, Deputy Chairman
MR G. ELLIS**

EXTRACT OF PROCEEDINGS

DECISION

STABLE EMPLOYEE: JACKLYN DALTON

MELBOURNE

TUESDAY, 17 MARCH 2015

MR J. OGILVY appeared on behalf of the RVL Stewards

MS J. DALTON appeared on her own behalf

CHAIRMAN: Jacklyn Dalton, you have pleaded guilty to a charge laid under Australian Rule 175(g) which is in the following terms:

Any person who gives at any interview, investigation, inquiry, hearing and/or appeal any evidence which is false or misleading in any particular.

The particulars of the charge set out the facts and circumstances relied upon by the Stewards in relation to that charge. In essence, you have admitted that you deliberately lied to the Stewards when you told them that you were not able to stomach-tube any horse trained by Mark Riley.

The Board takes into account your plea of guilty and the absence of any previous offences under the Rules of Racing. The Board also takes into account the fact that you have apologised to the Board today. The Board also takes into account your impressive history in the racing industry and having regard to the fact that you have worked in stables run by reputable trainers, the Board is prepared to infer that you are a person fundamentally of good character.

That said, the principles of general deterrence and the integrity of racing are matters which loom large in cases of this kind. The message must be sent to employees in racing stables that when Stewards are involved in an investigation that they are expected to be truthful and honest in their answers to questioning by the Stewards. If that is not done, then the integrity of racing suffers and the image of racing suffers greatly.

Those matters being weighed in the balance, the Board is of the opinion that nothing short of a period of suspension is the appropriate penalty. However, the Board is of the opinion that you will not have to serve that period of suspension. You are suspended for a period of three months which is wholly suspended. The period of the operation of that order is 12 months. In other words, Ms Dalton, you are suspended for three months but you do not have to serve that suspension. But if you do commit another breach of the Rules of Racing in the period of 12 months, then you will come back before the Board and you will be dealt with not only for that offence but the period of suspension will be restored.

In addition to that, the Board feels that a financial penalty is also appropriate and you are fined the sum of \$1000, which sum is to be paid on or before 30 April 2015.
