

APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 31 August 2015

SUBJECT: **APPEAL HEARING RESULT – JOCKEY: DALE SMITH**

Panel Mr Brian Forrest (Deputy), Mr Stephen Curtain, Mr Shaun Ryan.

Appearances Mr Des O’Keeffe appeared on behalf of Mr Smith.
Mr Terry Bailey appeared on behalf of the stewards.

At Sandown Lakeside on Wednesday 26 August 2015, jockey Dale Smith was found guilty of two charges of careless riding on his mount *Jobodwana* in Race 6 the *Winners at #WillHillWolfpack Plate* (1200m) at William Hill Park Lakeside on Wednesday, 26 August 2015.

In relation to the first charge, the careless riding being that he permitted his mount to shift out near the 900m when insufficiently clear of *Stellar Collision* resulting in that horse being checked.

In relation to the second charge, the carelessness being that after passing the 800m he permitted his mount to shift back in tightening the running of *Stellar Collision*, which in turn caused crowding to *Alkaashef* which had to be checked out of its rightful running.

In relation to both charges Mr Smith had his licence to ride in races suspended for a period to commence at midnight on Saturday, 29 August 2015 and to expire at midnight on Wednesday, 9 September 2015 – a total of 11 race meetings, with the second suspension to be served concurrently with the first suspension he incurred.

In assessing penalty Stewards took into account the carelessness was in the mid-range and took into account *Jobodwana*’s racing manners.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Wednesday, 26 August 2015. A stay of proceedings was granted effective until midnight Sunday, 30 August 2015.

DECISION: **In relation to both charges the appeal against conviction is dismissed; the appeal in relation to severity of penalty is allowed.**

Taking into account the stay of proceedings the period of suspension will expire at midnight on Wednesday, 9 September 2015 (10 race meetings.)