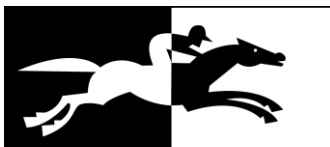


RACING VICTORIA LIMITED
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RACING APPEALS AND
DISCIPLINARY BOARD



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APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 16 November 2009

SUBJECT: **APPEAL HEARING RESULT – JOCKEY: CARL SPRY**

Panel Judge Russell Lewis, Chris Enright, Darren McGee

Appearances Darren Triandafillou, Stipendiary Steward, appeared on behalf of the Stewards.
Carl Spry appeared on his own behalf.

At Kilmore on Tuesday, 10 November 2009, jockey Carl Spry was found guilty of a charge of careless riding on his mount *Rusky Ya Ya* in Race 5 the *Schweppes 0-62 Handicap* (1457m).

The careless riding being that approaching the 200m he permitted his mount to shift in when not sufficiently clear of *Banque Breaker*, resulting in *Banque Breaker* having to be checked to avoid *Rusky Ya Ya*'s heels.

Mr Spry had his licence to ride in races suspended for a period to commence at midnight on Tuesday, 10 November 2009 and to expire at midnight on Sunday, 15 November 2009 a total of 6 meetings (2 metropolitan, 4 provincial). In assessing penalty, Stewards took into account Mr Spry's recent good riding record and his carelessness was graded in the low range.

A Notice of Appeal against **the decision** was lodged on Wednesday, 11 November 2009.

A stay of proceedings was granted effective until midnight on Sunday, 15 November 2009.

DECISION: **Appeal dismissed.**
Period of suspension to expire midnight Thursday 19 November 2009.

Georgie Curtis
Registrar - Racing Appeals & Disciplinary Board

TRANSCRIPT OF PROCEEDINGS

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR C. ENRIGHT
MR D. McGEE**

DECISION

EXTRACT OF PROCEEDINGS

**IN THE MATTER OF THE SCHWEPPE'S 0-62 HANDICAP
OVER 1457 METRES AT KILMORE ON 10 NOVEMBER 2009**

JOCKEY: CARL SPRY

MELBOURNE

MONDAY, 16 NOVEMBER 2009

MR D. TRIANDAFILLOU appeared on behalf of the Stewards

MR C. SPRY appeared on his own behalf

CHAIRMAN: In this case the board is satisfied that the stewards' decision was correct. The fact of the matter is that there was a run there for Kane Bradley's mount and as conceded by Mr Spry today, he did not realise he was there. Had he done so, he could have taken more care to avoid the shift. In the circumstances, the appeal against conviction is dismissed.

END OF EXTRACT