



**RACING APPEALS
AND
DISCIPLINARY BOARD**

400 Epsom Road
Flemington VIC 3031
Telephone: 03 9258 4260
Fax: 03 9258 4848
radboard@racingvictoria.net.au

APPEAL DECISION

DAMIEN OLIVER

and

RACING VICTORIA STEWARDS

Date of Hearing: 14 October 2016

Panel: Judge Bowman (Chair), Mr Brian Forrest (Deputy), Dr June Smith.

Appearances: Mr Terry Bailey appeared on behalf of the stewards.
Mr Peter Jurkovsky appeared on behalf of Mr Oliver.

At Caulfield on Wednesday 12 October 2016, jockey Damien Oliver was found guilty of a charge of reckless riding, pursuant to AR 137(a), on his mount *Flying Artie* in Race 6 the *Catanach's Jewellers Blue Sapphire Stakes* (Group 3, 1200m).

The particulars of the charge being that, passing the 700m he turned his mount's head out, riding his mount out from a position inside *Dalradian* to a position outside *Dalradian*, and in doing so made heavy contact with *Ken's Dream* resulting in that horse being severely hampered and its rider Dean Yendall becoming unbalanced.

Mr Oliver had his licence to ride in races suspended for a period to commence at midnight on Saturday, 15 October 2016 and to expire at midnight on Monday, 31 October 2016 – a total of 20 race meetings (4 metro, 16 provincial).

In assessing penalty Stewards took into account his overall good riding record, the meetings he will miss and the seriousness of the charge.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Thursday 13 October 2016.

A stay of proceedings was not required.

DECISION: Appeal dismissed.
Penalty to remain standing.

Georgie Gavin
Registrar - Racing Appeals & Disciplinary Board