

RACING VICTORIA LIMITED  
ACN 096 917 930

RACING APPEALS AND  
DISCIPLINARY BOARD



**Racing Victoria Limited**  
www.racingvictoria.net.au

400 Epsom Road  
Flemington VIC 3031

Telephone: 9258 4260  
Facsimile: 9258 4707  
g.curtis@racingvictoria.net.au  
www.racingvictoria.net.au

## HEARING RESULT

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**Distribution:** Chief Executive  
Group Integrity Services, Group Racing  
Group Racing Development  
Credit Controller  
ATA  
TVN  
Office of Racing  
S. Carvosso – Racing NSW  
Racing Press

**FROM:** Registrar – Racing Appeals and Disciplinary Board

**DATE:** 17 December 2009

**SUBJECT:** **HEARING RESULT – JOCKEY: DANIEL SCHMITT**

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**Panel** Judge Russell Lewis (Chair), Mr Brian Forrest (Deputy Chair), Mr Bill Kneebone

**Appearances** Mr James Williams, Stipendiary Steward, appeared on behalf of the RVL Stewards.  
Mr Schmitt appeared on his own behalf.

**Charge 1** Breach of AR 175 (gg) – false statement.

**Charge 2** Breach of AR 175(p) – fail to comply with any direction of the Stewards.

**Plea** Charge 1 - Guilty  
Charge 2 - Guilty

**Decision** Charge 1 – convicted and Mr Schmitt's licence to ride in races suspended for a period to commence at midnight Thursday, 17 December 2009 and to expire at midnight Thursday, 31 December 2009.

Charge 2 – convicted and fined the amount of \$500, fine to be paid on or before 31 January 2010.

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**Georgie Curtis**  
Registrar - Racing Appeals and Disciplinary Board

# **TRANSCRIPT OF PROCEEDINGS**

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## **RACING APPEALS AND DISCIPLINARY BOARD**

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

## **EXTRACT OF PROCEEDINGS**

## **DECISION**

**JOCKEY: DANIEL SCHMITT**

**MELBOURNE**

**THURSDAY, 12 DECEMBER 2009**

MR J. WILLIAMS appeared on behalf of the Stewards

MR D. SCHMITT appeared on his own behalf

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CHAIRMAN: In this case, the Board has come to the view, so far as Daniel Schmitt is concerned, that he is on his last chance. We regard the offences as being serious, but whilst there is a glimmer of hope that things will be turned around, the Board is prepared to give him that lifeline.

Nevertheless, the charges are serious enough to warrant a suspension. So the Board has come to the view that on charge 1, Daniel Schmitt is suspended until midnight on 31 December 2009. On charge 2, Daniel Schmitt is fined the sum of \$500, to be paid on or before 31 January 2010. However, the Board is prepared to grant permission to ride trackwork during the period of his suspension.

Also, the Board would indicate to Daniel that if the fine is not paid on or before 31 January 2010, then the likelihood is he will go on to the Forfeit List which in effect means disqualification.

Finally, I just want to say that if there is another occasion where a suspension is warranted, or a serious matter, it will not be a question of suspension, it will be a question of disqualification next time.

## DISCUSSION

We will stay the order of suspension until midnight tonight.

**END OF EXTRACT**

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