



**Racing
Victoria**

**RACING APPEALS
AND
DISCIPLINARY BOARD**

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DECISION

**RACING VICTORIA STEWARDS
and
ROB KIRKPATRICK**

Date of Hearing: 31 January 2017

Panel: Judge Bowman (Chair), Professor Raymond Harbridge,
Mr Graeme Johnson.

Appearances: Mr Simon Carey appeared on behalf of the stewards.
Mr Bruce McGinley appeared on behalf of Mr Kirkpatrick.

Charge: Breach of AR 135(b)

The rider of every horse shall take all reasonable and permissible measure throughout the race to ensure that his horse is given full opportunity to win or obtain the best possible place in the field.

Particulars: At Woolamai on 2 December 2016, whilst riding *Divine Denona* in Race 6 the *George Bass Hotel Open Trophy Race Handicap* (2008m), Mr Kirkpatrick failed to maintain his position behind the leader when it was reasonable and permissible to do so and set a pace between the 1100m and 600m that was detrimental to the mare being given full opportunity to win the race, in contravention of AR 135(b).

Plea: Not guilty.

Decision: The Board finds the charge proved.

Mr Kirkpatrick convicted and suspended for a period of 4 picnic race meetings.

Georgie Gavin
Registrar - Racing Appeals and Disciplinary Board