



APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 16 August 2011

SUBJECT: **APPEAL HEARING RESULT – JOCKEY: BRAD RAWILLER**

Panel Judge Russell Lewis (Chair), Mr Bill Kneebone, Mr Ron Taylor.

Appearances Mr Rawiller appeared on his own behalf.
Mr Darren Triandafilou appeared on behalf of the Stewards.

At Ballarat on Thursday, 11 August 2011 jockey Brad Rawiller was found guilty of a charge of careless riding on his mount *Kolokotronis* in Race 5 the *Local Extra Maiden Plate* (1411m).

The careless riding being that passing the 1200m he permitted his mount to shift in when not sufficiently clear of *Rock Of Ages* thereby taking that mare in and across the running of *Surface Tension (IRE)* resulting in both of those horses being taken in off their course and *Surface Tension (IRE)* having to be checked.

Brad Rawiller had his licence to ride in races suspended for a period to commence at midnight on Sunday, 14 August 2011 and to expire at midnight on Sunday, 28 August 2011 - a total of 14 race meetings (4 metropolitan, 10 country). In assessing penalty Stewards took into account that the careless riding was in the mid-range category.

A Notice of Appeal against **the severity of the penalty** was lodged on Friday, 12 August 2011.

A stay of proceedings was not requested.

DECISION: Appeal dismissed. Penalty to remain standing.

TRANSCRIPT OF PROCEEDINGS

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR W. KNEEBONE
MR R. TAYLOR**

EXTRACT OF PROCEEDINGS

DECISION

**IN THE MATTER OF THE LOCAL EXTRA MAIDEN PLATE
OVER 1411 METRES AT BALLARAT ON 11/8/11**

JOCKEY: BRAD RAWILLER

MELBOURNE

TUESDAY, 16 AUGUST 2011

MR D. TRIANDAFILLOU appeared on behalf of the RVL Stewards

MR B. RAWILLER appeared on his own behalf

CHAIRMAN: The Board accepts that the appellant feels aggrieved at what happened at Ballarat, in that his ability to focus was influenced by his knowledge that his mount had behavioural problems. However, notwithstanding the horse's behavioural record, the Board is of the opinion that at all times, the Appellant had his mount under control and shifted in when insufficiently clear of Newitt's mount.

The Board is satisfied that the Appellant shifted in when only one length clear of Newitt's mount, which in turn was approximately one length clear of Cropp's mount. The Board is satisfied that both Newitt and Cropp were put in situations of danger.

The Board is further satisfied that the degree of carelessness was in the mid-range. The Appellant has argued that his riding record entitles him to a discount. The Board disagrees. Two suspensions in January and March of this year militate against that submission. The Board sees no good reason to interfere with the penalty imposed by the Stewards and, accordingly, the conviction is affirmed and the appeal against penalty is dismissed.

END OF EXTRACT