

APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 12 February 2015

SUBJECT: **APPEAL HEARING RESULT – JOCKEY: JARROD FRY**

Heard By Judge Russell Lewis (Chair).

Appearances Mr Des O’Keeffe appeared on behalf of Mr Fry.
Mr Darren Triandafillou appeared on behalf of the stewards.

At Sale on Sunday 8 February 2015, jockey Jarrod Fry was found guilty of a charge of careless riding on his mount *Dapper Rossa* in Race 2 the *Aygee Gippsland Maiden Plate* (1505m).

The careless riding being that he unnecessarily tightened the running of *Girls Only* near the 1200m, which in turn was taken in and tightened the running of *Kinjulator* which was then tightened in onto *Flying Cruiser* which was contacted on the hindquarters and turned out slightly. This resulted in *Kinjulator* being checked and *Girls Only* hampered.

Mr Fry had his licence to ride in races suspended for a period to commence at midnight on Tuesday, 10 February 2015 and to expire at midnight on Saturday, 21 February 2015 – a total of 13 race meetings (6 metro, 7 provincial).

In assessing penalty Stewards viewed the offence to be in the mid-range and took into account that he made some effort to correct his mount albeit too late.

A Notice of Appeal against **the severity of the penalty** was lodged on Tuesday, 10 February 2015. A stay of proceedings was not requested.

DECISION: **Appeal allowed.**

Penalty varied so that the period of suspension expires immediately after the Sale race meeting on Friday, 20 February 2015 (11 meetings.)

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

HIS HONOUR JUDGE R.P.L. LEWIS, Chairman

EXTRACT OF PROCEEDINGS

DECISION

**IN THE MATTER OF THE AYGEE GIPPSLAND
MAIDEN PLATE OVER 1505 METRES AT SALE ON 8/2/15**

JOCKEY: JARROD FRY

MELBOURNE

THURSDAY, 12 FEBRUARY 2015

MR D. TRIANDAFILLOU appeared on behalf of the RVL Stewards

MR D. O'KEEFFE appeared on behalf of the Appellant

CHAIRMAN: This is a case where the Appellant has failed to appreciate that James Winks' mount had moved away from the fence, with the result that when he, Jarrod Fry, shifted ground, there was no room for Todd, who was on the inside of Nick Hall, to relieve the pressure placed upon Nick Hall. In the event, Todd had to check.

It is obvious that the Appellant believed that the field had settled into its pattern and indeed he was quite surprised, not only when he realised that Hall had got up inside his mount, but that Winks had come away from the fence.

Nevertheless, all would have been well had the Appellant not shifted in.

The Board is satisfied that in shifting ground, the Appellant was not riding in a cavalier fashion, as he looked several times to his inside. The Board is also satisfied that the Appellant responded immediately to the situation which he had created.

The Board agrees that this is a mid-range offence, but taking all matters into account, in the lower registers of that range. Accordingly, the Board is prepared to vary the penalty so that the suspension will expire immediately after the Sale meeting on 20 February 2015 and prior to the Moonee Valley meeting on that day.
