

RACING VICTORIA LIMITED
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RACING APPEALS AND
DISCIPLINARY BOARD



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APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 21 December 2009

SUBJECT: **APPEAL HEARING RESULT – STABLE EMPLOYEE: CLAIRE RAYNER**

Panel Judge Russell Lewis (Chair), Mr Darren McGee, Mr Ron Taylor

Appearances Mr James Ogilvy, Lawyer for RVL, appeared on behalf of the Stewards.
Mr Anthony Feroce and Ms Emma Davies appeared on behalf of Ms Rayner.

At Flemington racecourse on Saturday, 12 December 2009, stable employee Claire Rayner pleaded guilty to a charge under the provisions of AR 81A(1)(a).

The particulars of the charge being that she provided an alcohol breath test with a confirmatory level of 0.037 subsequent to riding trackwork. The threshold being 0.02 under the Rules of Racing.

Ms Rayner's stablehand registration was suspended from riding trackwork and trials at any registered training location or licensed premises for a period of three weeks. The suspension to commence at midnight Monday, 14 December 2009 and to expire at midnight on Monday, 4 January 2010. In assessing penalty Stewards took into account Ms Rayner's guilty plea, her prior record under AR81A and the individual circumstances involved in her case.

A Notice of Appeal against **the severity of the penalty** was lodged on Tuesday, 15 December 2009.

A stay of proceedings was granted effective until midnight Sunday, 20 December 2009.

DECISION: **Appeal dismissed.**

Georgie Curtis
Registrar - Racing Appeals & Disciplinary Board