



APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 28 February 2011

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

Panel Judge Russell Lewis (Chair), Mr Brian Forrest (Deputy Chair),
Mr Jeremy Rosenthal.

Appearances Mr Des O’Keeffe appeared on behalf of Mr Fry.
Mr Peter Ryan appeared on behalf of the Stewards.

At an adjourned inquiry at Sandown on Wednesday, 23 February 2011, apprentice jockey Jarrod Fry was found guilty of a charge of careless riding on his mount *Prussian Officer* in Race 6 the *Elders Ltd Tour Of Victoria 0-62 Handicap* (2400m) at Bendigo on Saturday, 12 February 2011.

The careless riding being that passing the 100m on the first occasion he permitted his mount *Prussian Officer* to shift in when not sufficiently clear of *Rocksini* taking that gelding in and tightening *Wanganese* in onto *Cat Prince* resulting in *Wanganese* having to be checked then clipping the heels of *Rocksini*, knuckling and dislodging A Stead, the gelding’s rider.

Jarrod Fry had his licence to ride in races suspended for a period to commence at midnight on Friday, 25 February 2011 and to expire at midnight on Sunday, 20 March 2011 - a total of 25 race meetings (9 metropolitan, 16 country). In assessing penalty Stewards took into account Jarrod Fry’s relatively good record and also that a rider had been dislodged.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Thursday, 24 February 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 B. FORREST
MR J. ROSENTHAL**

EXTRACT OF PROCEEDINGS

DECISION

**IN THE MATTER OF THE ELDERS TOUR OF VICTORIA 0-62
HANDICAP OVER 2400 METRES AT BENDIGO ON 12/2/11**

APPRENTICE JOCKEY: JARROD FRY

MELBOURNE

MONDAY, 28 JANUARY 2011

MR P. RYAN appeared on behalf of the RVL Stewards

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

CHAIRMAN: In this case, the Board has given mature consideration to the submissions of both Mr Ryan and Mr O'Keeffe, has revisited the transcript and spent some time on the films. In the end, in regard to the question which is the nub of this case, the Board is of the opinion that the cause of Wheeler shifting ground inwards was the pressure put on to him by Jarrod Fry. The Board is of the opinion that that was the sole cause of the interference which had the unfortunate consequence of Stead's mount coming down and Stead falling.

Accordingly, the appeal against conviction is dismissed.

DISCUSSION

Having heard that final concession, we are of the opinion that the appeal against penalty is dismissed.

END OF EXTRACT