

APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 6 October 2014

SUBJECT: **APPEAL HEARING RESULT – JOCKEY: JOHN KEATING**

Panel Judge Russell Lewis (Chair), Professor Raymond Harbridge, Dr June Smith.

Appearances Mr Des O’Keeffe appeared on behalf of Mr Keating.
Mr Gerard Bush appeared on behalf of the Stewards.

At Kilmore on Monday 29 September 2014, jockey John Keating was found guilty of a charge of careless riding on his mount *Sharknado* in Race 2 the *Costanzo Automotive Repairs Wandong 3YO F Maiden Plate* (1107m).

The careless riding being that he allowed his mount to shift in near the 700 metres when insufficiently clear of *Social Media* resulting in that mare having to be checked and lose its position.

Mr Keating had his licence to ride in races suspended for a period to commence at midnight on Tuesday, 30 September 2014 and to expire at midnight on Friday, 10 October 2014 – a total of 12 race meetings (3 city, 9 provincial).

In assessing penalty Stewards deemed the incident to be in the mid range and took into account his record in this area.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Wednesday, 1 October 2014.

An application for leave to withdraw the appeal against decision was accepted by the Board at the hearing.

DECISION: **Appeal against severity of penalty allowed.**

Taking into account the stay of proceedings, penalty varied so that the period of suspension will now expire at midnight on Saturday, 11 October 2014.

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
PROF R. HARBRIDGE
DR J. SMITH**

EXTRACT OF PROCEEDINGS

DECISION

**IN THE MATTER OF THE COSTANZO AUTOMOTIVE REPAIRS
WANDONG THREE-YEAR-OLD FILLIES MAIDEN PLATE
OVER 1017 METRES AT KILMORE ON 29/9/14**

JOCKEY: JOHN KEATING

MELBOURNE

MONDAY, 6 OCTOBER 2014

MR G. BUSH appeared on behalf of the RVL Stewards

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

CHAIRMAN: In this appeal, the Board is satisfied that Jake Duffy was not involved in the incident. Having said that, the footage provided to the Board does not clearly show the level of interference which occurred and to that extent, John Keating should receive some benefit.

The Stewards in the Board's opinion also underestimated the extent to which Yendall's mount was behaving. Taking into account those factors, together with a virtual plea of guilty, Mr Keating's unfortunate time off through injury, but on the other hand taking into account his two recent previous careless riding suspensions in August and September, the Board is of the opinion that the penalty should be reduced and varied, so that the suspension will expire at midnight on Saturday, 11 October 2014.
