

APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 12 September 2014

SUBJECT: **APPEAL HEARING RESULT – JOCKEY: NICK HALL**

Panel Judge Russell Lewis (Chair), Mr Geoff Ellis, Dr June Smith.

Appearances Mr Hall appeared on his own behalf.
Ms Heidi Lester appeared on behalf of the Stewards.

At Bendigo on Wednesday 10 September 2014, jockey Nick Hall was found guilty of a charge of careless riding on his mount *Firehouse Rock* in Race 3 the *Prestige Jayco 3YO Maiden Plate* (1500m.)

The careless riding being at the entrance to the straight he permitted his mount to shift out making contact with *Molyullah* which was forced out across the heels of *Shining Eyes* and having to be checked.

Mr Hall had his licence to ride in races suspended for a period to commence at midnight on 13 September 2014 and to expire at midnight on 24 September 2014 – a total of 11 race meetings (2 metro, 9 country.)

In assessing penalty Stewards deemed the incident to be in the mid range and took into account his good record and the time off through injury.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Thursday 11 September 2014.

A stay of proceedings was not requested.

DECISION: **Appeal allowed.**

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR G. ELLIS
DR J. SMITH**

**IN THE MATTER OF THE PRESTIGE JAYCO THREE-YEAR-OLD
MAIDEN PLATE OVER 1500 METRES AT BENDIGO ON 10/9/14**

JOCKEY: NICK HALL

MELBOURNE

FRIDAY, 12 SEPTEMBER 2014

MS H. LESTER appeared on behalf of the RVL Stewards

MR N. HALL appeared on his own behalf

CHAIRMAN: In this appeal, the Stewards rely on the head-on and side-on film shots to support the conclusion that the Appellant was careless. That is, the Stewards contend that the Appellant, who was on the outside of Dunn's mount, attempted to take a run to the outside of Damian Lane, thereby interfering with Glen Boss's mount. The Appellant denies that he did so. He submits that he was put into a position which had the appearance of him taking a run by Dunn, who had been dictating to him leading up to the incident, causing Hall's mount to become unbalanced and eventually making contact with Boss's mount.

The back shot, which the Stewards concede does show contact between Dunn's mount and Hall's mount, does show footage consistent with Hall's version.

In the circumstances, the Board is left in the position where it is unable to be satisfied to the required standard of proof that Nicholas Hall was careless and, accordingly, the appeal is allowed.
