

RACING VICTORIA LIMITED  
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RACING APPEALS AND  
DISCIPLINARY BOARD



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## APPEAL RESULT

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**DISTRIBUTION:** Chief Executive  
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Group Racing and Group Racing Development  
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Office of Racing  
S. Carvosso – Racing NSW  
Racing Press

**FROM:** Registrar – Racing Appeals and Disciplinary Board

**DATE:** 6 November 2009

**SUBJECT:** **APPEAL HEARING RESULT - JOCKEY: MICHELLE PAYNE**

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**Panel** Judge Russell Lewis (Chair), Bill Kneebone, Ron Taylor

**Appearances** Alan Reardon, Deputy Chairman of Stewards, appeared on behalf of the Stewards.  
Michelle Payne appeared on her own behalf.

At Flemington on Saturday, 31 October 2009, jockey Michelle Payne was found guilty of a charge of careless riding (AR137(a)) on her mount *Hoorang (NZ)* in Race 2 *The Lexus Stakes (2500m)*.

The careless riding being that passing the 800m she permitted her mount to shift out when not clear of *Reprisal* causing crowding to that horse which in turn shifted out resulting in *Nothin' Leica Cat* being checked which in turn caused crowding to *Six O'clock News (NZ)* which was racing tight against *Dandaad (NZ)*.

Ms Payne had her licence to ride in races suspended for a period to commence at midnight on Tuesday, 3 November 2009 and to expire at midnight on Monday, 16 November 2009, a total of 14 meetings: 4 metropolitan, 10 provincial). In assessing penalty, Stewards took into account that the interference was in the high range.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Monday, 2 November 2009.

A stay of proceedings was granted effective until midnight on Thursday, 5 November 2009.

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**DECISION:** **Appeal dismissed**

**Penalty upheld** with period of suspension to now expire at midnight on Wednesday, 18 November 2009 taking into account the stay of proceedings.

Cheryl Richards  
on behalf of  
**Georgie Curtis**  
Registrar - Racing Appeals & Disciplinary Board