



DECISION

RACING VICTORIA STEWARDS and SIMON MORRISH

- Date of Hearing** 15 December 2017, 19 January 2018 & 20 February 2018
- Date of Decision** 20 February 2018
- Panel** Judge Bowman (Chair), Geoff Ellis, Shaun Ryan.
- Appearances** Jack Rush QC, instructed by Daniel Bolkunowicz, appeared on behalf of the stewards.
- Damian Sheales of counsel appeared on behalf of Mr Morrish.
- Charge 1** AR 178E(1)
- Notwithstanding the provisions of AR 178C(2), no person without the permission of the Stewards may administer or cause to be administered any medication to a horse on race day prior to such horse running in a race.*
- The stewards alleged that on 8 July 2017, without the permission of the stewards, Mr Morrish administered or caused to be administered an unknown medication by way of injection to the horse *Show a Star* which was entered to run in Race 2 the *VRC-CRV Cup Tour Trophy* (2000m) at Flemington that day.
- Charge 2** AR 178AB(1) (alternative to Charge 2)
- A person must not, without the permission of the Stewards, inject a horse, cause a horse to be injected or attempt to inject a horse, which is engaged to run in any race:*
- (a) *at any time on the day of the scheduled race, prior to the start of such event; and*
- (b) *at any time during the One Clear Day prior to 12.01am on the day of the scheduled race.*
- The stewards alleged that, without the permission of the stewards, Mr Morrish injected *Show a Star* or caused *Show a Star* to be injected at some time on 8 July 2017, prior to the race, or during the One Clear Day prior to 12.01am on 8 July 2017.

Charge 3

AR 178F(1)

(1) A trainer must record treatment and medication administered to each horse in his or her care by midnight on the day on which the administration was given, and each record must include the following information:

- (a) the name of the horse;*
- (b) the date and time of administration of the treatment or medication;*
- (c) the name of the treatment or medication administered (brand name or active constituent);*
- (d) the route of administration including by injection, stomach tube, paste, topical application or inhalation);*
- (e) the amount of medication given (if applicable);*
- (f) the duration of a treatment (if applicable);*
- (g) the name and signature of person or persons administering and/or authorizing the administration of the treatment or medication.*

The stewards alleged that Mr Morrish failed to record the administration of the medication Meloxicam to *Show a Star* on 4 July 2017.

Plea

Charges 1 and 2 - not guilty.
Charge 3 – guilty.

Decision

Charge 1 – the Board does not find the charge proved. Accordingly, the charge is dismissed.

Charge 2 – the Board finds the charge proved. Mr Morrish is convicted and his licence to train suspended until midnight on 1 June 2018. The Board orders that the commencement of the period of suspension be deferred for 7 clear days from today's date, it being the maximum period of deferral of the suspension under AR 196(6)(a).

Charge 3 – Mr Morrish is convicted and fined \$500. Payment terms 30 days.
