
DECISION
RACING VICTORIA STEWARDS
and
SARAH MOODY

Date of Hearing: 28 June 2016

Panel: Judge John Bowman (Chair), Mr Brian Forrest (Deputy), Mr Jeremy Rosenthal.

Appearances: Mr Justin Hooper, instructed by Mr James Ogilvy, appeared as Counsel for the Racing Victoria stewards.

Mr Matthew Stirling appeared as Counsel for Mrs Moody.

Charge 1: Breach of AR 175(qq)

The Principal Racing Authority (or the Stewards exercising powers delegated to them) may penalise: (qq) Any person who in their opinion, is guilty of engaging in the publishing or posting on any social media platform or channel any material, content or comment that is obscene, offensive, defamatory, racist, threatening, harassing, discriminating or abusive to any other person or entity involved in the racing industry.

Charge 2: Breach of AR 175A (alternative to **Charge 1**)

Any person bound by these Rules who either within a racecourse or elsewhere in the opinion of the Committee of any Club or the Stewards has been guilty of conduct prejudicial to the image, or interests, or welfare of racing may be penalised.

The charges relate to a tweet published by Mrs Moody on 10 May 2016.

Plea: Charge 1 - not guilty.
Charge 2 - not guilty.

Decision: Charge 1 - The Board finds the charge proved.

Mrs Moody convicted and fined \$1,500 - due on or before 14 days from today's date. The Board further orders that Mrs Moody remove the tweet of 10 May from her Twitter account.

Charge 2 - falls away as Charge 1 is proven.