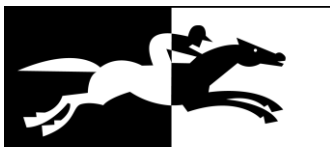


RACING VICTORIA LIMITED
ACN 096 917 930

RACING APPEALS AND
DISCIPLINARY BOARD



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APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 28 January 2010

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

Panel Judge Russell Lewis (Chair), Mr Graeme Johnson, Mr Graeme Ward

Appearances Mr Peter Ryan, Stipendiary Steward, appeared on behalf of the Stewards.
Ms Payne appeared on her own behalf.

At Ballarat on Sunday, 24 January 2010, jockey Michelle Payne was found guilty of a charge of careless riding on her mount *Milonga Place* in Race 3 the *Whitehead Timber Sales SV 3YO Maiden Plate* (1600m).

The careless riding being that near the 500 metres she permitted her mount to shift in when not sufficiently clear of *Falvero*, resulting in that gelding having to be checked.

Ms Payne had her licence to ride in races suspended for a period to commence at midnight on Wednesday, 27 January 2010 and to expire at midnight on Tuesday, 9 February 2010 - a total of 14 race meetings (4 metropolitan, 10 country). Stewards deemed the interference to be in the mid range.

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Monday, 25 January 2010.

DECISION: Appeal dismissed.

Georgie Curtis
Registrar - Racing Appeals & Disciplinary Board

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR G. JOHNSON
MR G. WARD**

EXTRACT OF PROCEEDINGS

DECISION

**IN THE MATTER OF THE WHITEHEAD TIMBER SALES
SUPER VOBIS THREE-YEAR-OLD HANDICAP
OVER 1600 METRES AT BALLARAT ON 24/1/10**

JOCKEY: MICHELLE PAYNE

MELBOURNE

THURSDAY, 28 JANUARY 2010

MR P. RYAN appeared on behalf of the Stewards

MS M. PAYNE appeared on her own behalf

CHAIRMAN: In this case, the Board is unanimously of the view that Michelle Payne's mount shifted in in circumstances where she had not left sufficient room for Danny Nikolic's mount. She took Nikolic's mount in off its course. At the stage she looked for the second time, the Board agrees that the damage was done and makes the point that had Ms Payne looked perhaps between the time she first looked and the last time she looked, perhaps something could have been done about it, but she did not and the damage was done.

The Board thinks this is a clear case of careless riding and the appeal is dismissed.

END OF EXTRACT