

APPEAL RESULT

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FROM: Registrar – Racing Appeals and Disciplinary Board

DATE: 19 September 2013

SUBJECT: **APPEAL HEARING RESULT – APPRENTICE JOCKEY:
LUKE LONDREGAN**

Panel Judge Russell Lewis (Chair), Mr Chris Fox, Mr Darren McGee.

Appearances Mr Sam Hyland appeared on behalf of Mr Londregan.
Mr Wade Hadley appeared on behalf of the Stewards.

At Seymour on Sunday 15 September 2013, apprentice jockey Luke Londregan was found guilty of a charge of careless riding on his mount *Dominant Manner* in Race 7 the *Mitchelton Wines 0-64 Handicap* (2000m).

The careless riding being that after passing the 800m he permitted his mount to shift in when not sufficiently clear of *Well Primed* tightening that mare in onto *Aeronautical Joe* which as a result had to be checked and lose its position. *The Tyrant* which was following was also hampered and shifted ground outwards to avoid the heels of *Aeronautical Joe*.
Well Primed was also hampered in the incident.

Luke Londregan's permit to ride in races suspended for a period to commence at midnight on Tuesday, 17 September 2013 and to expire at midnight on Friday, 27 September 2013 - a total of 11 race meetings (2 metro, 9 provincial).

A Notice of Appeal against **the decision and severity of the penalty** was lodged on Tuesday, 17 September 2013.

A stay of proceedings was initially granted but was not required.

DECISION: **Appeal against decision dismissed.**
Appeal against severity of penalty allowed.

**Penalty varied – the period of suspension to now expire at midnight on
Tuesday, 24 September 2013 (7 race meetings).**

**TRANSCRIPT OF
PROCEEDINGS**

RACING APPEALS AND DISCIPLINARY BOARD

**HIS HONOUR JUDGE R.P.L. LEWIS, Chairman
MR C. FOX
MR D. McGEE**

EXTRACT OF PROCEEDINGS

DECISION

**IN THE MATTER OF THE MITCHELTON WINES 0-64 HANDICAP
OVER 2000 METRES AT SEYMOUR ON 15/9/13**

APPRENTICE JOCKEY: LUKE LONDREGAN

MELBOURNE

THURSDAY, 19 SEPTEMBER 2013

MR W. HADLEY appeared on behalf of the RVL Stewards

MR S. HYLAND appeared on behalf of the Appellant

CHAIRMAN: The nub of this appeal on conviction is whether Luke Londregan's mount has reacted to the presence of Brett Prebble's mount, thereby, as a result, shifting in and causing interference to Kayla Nisbet in turn, and causing interference to Brad Rawiller.

The Board has examined the transcript and it appears that this particular point was not raised by Luke Londregan, although that does not dispose of the matter, as he is only a young apprentice and cannot be expected to have the wisdom of seeing all possible arguments before the stewards.

Nevertheless, the Board has also had access to the films of the race and having regard to the Board's interpretation of the film, the Board agrees with Mr Hadley that Brett Prebble's mount had nothing to do with the fact that Luke Londregan's mount shifted ground. Therefore, to that extent, the appeal against conviction is dismissed.

Again, having said that, however, the Board is satisfied that to characterise this in the mid-range was not appropriate. In the Board's view, having regard to the level of the shift and the relatively minor interference to Brad Rawiller's mount, the Board classifies this in the low range. That being the case, it would follow that the suspension imposed by the Stewards would have to be reduced. The mount which Mr Londregan said he wanted to ride was scratched and the Board has taken that into account. So the period of suspension will expire on Tuesday, 24 September 2013, midnight.
