

STIPENDIARY STEWARDS REPORT

Canberra Racing Club Incorporated

THOROUGHBRED PARK

Friday 24 July 2020

Weather: Fine

Track: Soft (5)

Rail: Out 3m 1000m to 380m true remainder

J D Walshe (Chairman), J A Dinopoulos, C G Polglase (Stewards), D Riches (Starter), P Selmes (Assistant Starter), K Head (Swab), L Milton (Scales), Dr A Willi (Veterinarian).

Supplementary Report

Nowra Tuesday 16 June 2020

Race 3: Great Northern Class 1 Handicap 1000m

An inquiry was continued today into rider R Bensley's riding of Proud Mia in the straight, most particularly soon after passing the 200m. Evidence was obtained from R Bensley and trainer Mr N Olive on the day of the race and further evidence was taken today from R Bensley and Mr N Olive. R Bensley stated that he was able to lead on his mount in accordance with his instructions. He added that coming into the home turn he gradually urged his mount along whilst also keeping it balanced rounding the home turn and placing it under increasing vigour on straightening. He added that whilst his mount travelled comfortably in the soft going during the event, passing the 200m his mount put in a bad stride, lost balance behind and felt uncomfortable in its action for a period of two strides. He added that due to his concerns he immediately took hold of the filly but once it re-balanced it regained its rhythm and he then recommenced riding his mount with his usual vigour. A post-race veterinary examination of the filly did not reveal any abnormality. Trainer Mr N Olive confirmed the instructions but expressed disappointment in R Bensley's level of vigour in the straight but notably his desisting from riding his mount passing the 200m. An analysis of betting activity on the race was completed by Mr D Stephenson – Analyst, Betting & Compliance RNSW, which revealed no integrity concerns. An inspection of R Bensley's mobile phone by Stewards during the afternoon of the racemeeting also revealed no integrity concerns.

In considering the evidence, it is noted that Proud Mia led in accordance with its usual racing pattern. The Stewards are satisfied with R Bensley's increasing vigour on the filly displayed prior to the home turn and as it led into the straight. It is apparent that R Bensley uses his whip down the near shoulder in a backhanded manner in a slapping motion and he then also uses the whip on two occasions behind the saddle prior to the 200m. There is no dispute from the parties that R Bensley desists riding his mount along for two strides at this point of the race. Stewards

accept that R Bensley then immediately re-commences to ride his mount along and uses the whip on four occasions thereafter and during this section of the race rides with sufficient vigour. Review of video footage of the galloping action of Proud Mia passing the 200m is, in the view of Stewards inconclusive in respect to observation of an obvious change in the filly's action, however, it is noted on the head on video of the straight that during the section of the race most in question passing the 200m, the soft track surface appears to be more noticeably disturbed by Proud Mia compared to sections of the ground prior to and after the 200m. Whilst the explanation provided by R Bensley is noted, importantly, Stewards are satisfied that bearing in mind the manner in which the eventual winner Mr Magical was commencing to make ground on Proud Mia prior to the 200m, the nature of the ground lost passing the 200m when Proud Mia was not tested for the two strides but significantly, the manner in which Mr Magical finished off its race and the margin of 2 1/4L between the respective runners at the finish, Stewards were satisfied that R Bensley's riding passing the 200m had no bearing on the placings of the respective runners in the race. On consideration of all the evidence the matter was therefore concluded.

Supplementary Report

Inquiry conducted on Wednesday 21 July 2020 SERA Offices

An inquiry was opened into the reasons why *One Last Throw* was euthanized on 21 April 2020. Evidence was taken from trainer Mr F Cleary and evidence was obtained from Dr T Koenig - Chief Veterinary Officer RNSW. A veterinary report provided by Dr J Laing - Bungendore Veterinary Surgery was also tendered into evidence. On the evidence it was established that on the morning of 21 April 2020, *One Last Throw* was found to be exhibiting severe symptoms of colic. Dr Laing's veterinary report detailed that following assessment and given the poor prognosis, the colt was euthanized on humane grounds. Mr Cleary pleaded guilty to a charge under AR256(2)(a)(iii) in that he was found to have a Schedule 4 animal prescription at his stable premises that had not been procured in accordance with applicable Commonwealth and State Legislation. Mr Cleary was fined the sum of \$500.

Riding Changes:

As C Reith was overweight, Stewards permitted the following riding changes:

Race 1	Casino Time – M Cahill
Race 4	Carrion Hawk – S Guymer

At a subsequent inquiry C Reith was fined the sum of \$150 under AR190(3).

As C Lever was overweight, Stewards permitted the following riding changes:

Race 3	Jesta Diva – C Lever
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At a subsequent inquiry C Lever was fined the sum of \$150 under AR190(3).

RACE 1: Peter Lancken Handicap 2000m

Little Arnie – Bumped on jumping by Havaduel which shifted out. When questioned regarding the performance of the gelding, rider C Lever stated that his mount, which weakened inside the final 200m, was second up and stepping up in distance to 2000m and in his view would derive benefit from the run. A post-race veterinary examination of the gelding did not reveal any abnormality.

Havaduel – Began awkwardly and shifted out and bumped Little Arnie. A post-race veterinary examination revealed the gelding to have sustained a laceration to its off-foreleg and be lame also in that leg (grade 1/5). Stable representative Mr S Shires was told that a veterinary clearance would be required prior to the gelding being permitted to race again.

Street Cred – Turned its head to the left as the start was effected and was slow to begin (3L). A post-race veterinary examination revealed the gelding to have an abrasion to the bridge of its nose.

Colesberg – Passing the 300m was bumped by Casino Time (M Cahill) which shifted out. Colesberg was unbalanced in the incident. M Cahill was spoken to regarding the incident and told that such manoeuvres must be carried out with greater care.

Casino Time – In the early part of the straight was held up and passing the 300m was shifted out, and in doing so made solid contact with Colesberg. Passing the 150m laid in and made contact with Duchess Of Windsor.

Duchess Of Windsor – Passing the 150m was contacted by Casino Time which laid in despite the efforts of its rider.

RACE 2: Rezicast Plate 1300m

Congenial Mistress - Trainer Mr M Beer was fined the sum of \$50 under AR65 for failing to produce the Thoroughbred Identity Card for the filly.

Jack The Brumby – Began awkwardly. Laid out in the straight.

Basel Maestro – Began awkwardly.

You Hoffner – Slow to begin and was taken out soon after by Luvumate which shifted out.

Luvumate - Began awkwardly and shifted out.

RACE 3: ACT Interiors Handicap 1000m

Jesta Diva – C Lever was permitted to ride his mount 1kg over under the overweight policy. Contacted on jumping by Biz Mo which shifted in. Raced wide throughout.

Biz Mo – Began awkwardly, shifted in and made contact with Jesta Diva. Raced wide throughout.

Pandering – Slow to begin.

Dashing Badger – Began awkwardly.

Fangela – Slow to begin. Passing the 250m was inconvenienced by Another Rort which shifted out when racing greenly.

No Doubt A Star – Began awkwardly.

Antonio – Rider C Lever reported that whilst his mount endured a wide run throughout, it was nevertheless somewhat disappointing in his view. A post-race veterinary examination of the gelding did not reveal any abnormality.

RACE 4: Barry Whyte Handicap 1200m

Carrion Hawk & Sir Finn – *Carrion Hawk* which became very fractious in its barrier stall and *Sir Finn* which was in the adjoining stall which then reacted to that runner and became fractious but then after settling, again became fractious and contacted its head on the barrier stall superstructure when it reared up, were both late scratchings at 2:06pm by order of the Stewards acting on veterinary advice. Stewards ordered that all monies invested on *Carrion Hawk* and *Sir Finn* be refunded in full and further that all successful bets placed with bookmakers prior to 2:06pm be subject to the following deductions in the dollar on the face value of the ticket:

1st: Marsannay: 3c win and 3c place

2nd: Showtime Lady: 2c place

3rd: Awakino: 8c place

At a subsequent inquiry co-trainer Mr P Jones was told that a warning would be recorded against Sir Finn given the circumstances and that Carrion Hawk would be required to barrier trial prior to being permitted to race again.

Salute To The Sun – Became unsettled prior to the start being effected which prompted rider J Van Overmeire to attempt to reach for barrier stall the superstructure with his right hand. When J Van Overmeire was in the process of placing his right hand back on his reins the start was effected and the filly was subsequently slow to begin (3L). Under the provisions of AR204(1) and because the filly was placed fourth, Stewards advised rider J Van Overmeire that

there was no provision under the Rule for Stewards to consider an application to have the filly declared a non-runner as a consequence of any allegation that the filly may not have been afforded a fair start.

Propose A Toast – Was taken out at the start by Showtime Lady which was taken out by Little Krakatoa. When questioned regarding the performance of the gelding, rider J Penza stated that he felt that his mount may have struck itself early in the race and he said that his mount, as a consequence, never travelled at any stage of the event. A post-race veterinary examination revealed the gelding to have a speedy cut to its right hind leg.

Showtime Lady – Taken out at the start by Little Krakatoa which shifted out. Raced wide throughout.

Little Krakatoa – Shifted out at the start.

Crucial Witness – Slow to begin.

Mr Maharaj – Slow to begin.

RACE 5: Show Pony Events Plate 1600m

Cosmic King – Slow to begin.

Oaksastar – Was unsettled in the barriers prior to the start and was then slow to begin.

Lord Desanimaux – When questioned, rider S Pollard stated that he was instructed to take up a handy position, however the gelding was slow to muster speed after the start and consequently settled back.

RACE 6: Your Event Solution Handicap 1300m

Sir Winzalot – Stewards permitted S Pollard to replace app P Scorse who was stood down by his master. Soon after straightening shifted out and made contact with Earp. Near the 50m was taken in slightly by Earp prior to that runner being corrected by its rider and shifted in slightly and brushed High Advice and was then bumped by that runner as it was restrained to avoid the heel of Bro (M Cahill) which shifted out and as a consequence became unbalanced and had to be checked out across the heels of Earp. Bearing in mind the relatively slight shift outward from Bro resulting in the interference to High Advice and Sir Winzalot, and the contribution to the incident from Sir Winzalot and Earp, in those circumstances, M Cahill was advised to exercise more care.

High Advice – A protest was lodged by N Souquet, rider of the gelding which was placed 4th against Bro being placed 3rd, alleging interference passing the 50m. On the evidence it was established that passing the 50m High Advice had to be restrained between Bro (M Cahill) which shifted out and Sir Winzalot which was taken in slightly by Earp. However bearing in mind

the proximity of the interference to the winning post and the margin of one length between the respective runners at the finish, Stewards could not be satisfied that the interference suffered by High Advice that was attributable to Bro had materially affected the finishing positions of the respective runners and therefore the protest was dismissed. Began awkwardly.

Chelsea Reign – Became unsettled in barriers prior to the start being effected and consequently was slow to begin (3L). A subsequent investigation revealed that due to a misunderstanding between the assistant starter and barrier attendant, the barrier attendant incorrectly tailed the filly prior to the start which was likely the cause of the filly being unsettled in the gates which resulted in it being slow to begin. Both staff were spoken to and advised that clearer communication and greater attention was required to avoid a similar repetition in future. A post-race veterinary examination of the filly did not reveal any abnormality.

Oriental Gift – Change of tactics: To be ridden quieter. When questioned regarding the gelding leading, rider S Guymier stated that despite his instructions, when the gelding began extremely well and when there was no speed shown from runners drawn to his outside his mount was left in front and therefore raced much more prominently than was planned and furthermore raced very keenly.

Earp – S Clipperton was permitted to ride his mount 1/2kg over under the overweight policy. Soon after straightening was contacted by Sir Winzalot which shifted out.

Bro – Began awkwardly. Rider M Cahill pleaded guilty to a charge under AR211(1) in that he returned to scale 600m grams over the weight his mount was required to carry. M Cahill's license to ride in races was suspended for a period to commence on Monday 3 August 2020 and to expire on Monday 10 August 2020, on which day he may ride. In considering penalty, Stewards took into consideration the margin of a half a length between Bro which was placed third, and Earp which was placed second.

Kitty Karine – Raced wide throughout.

Blinkin Noodles – Slow to begin.

Say Goodbye – Held up rounding the home turn. Passing the 300m became held up and after the 250m had to be shifted to the outside of Blinkin Noodles to obtain clear running.

RACE 7: Paul Miller TAB Federal 1300m

High Dude – Was a late scratching at 3:07pm on veterinary advice after having being found to have sustained a laceration to the rear of its near-fore pastern in its tie-up stall. Trainer Mr G Vella was told that he would be required to provide a veterinary clearance prior to being permitted race again.

Supplyzing & Gem Dealer - N Heywood was permitted to ride his mount 1/2kg over under the overweight policy. Leaving the mounting enclosure en route to the start, rider N Heywood (*Supplyzing*) lost the use of his irons and soon after dismounted falling awkwardly. N Heywood was examined by the Club's ambulance officers after experiencing some pain to his left hand but was cleared to fulfil his remaining riding engagement. *Supplyzing* galloped for some distance before being re-captured and was scratched by order of the Stewards at 3:48pm. After being loaded, *Gem Dealer* lunged forward, made heavy contact with the front gates resulting in one of the gates being dislodged. *Gem Dealer* was quickly pulled up by its rider but withdrawn on veterinary advice at 3:56pm. Stewards ordered that all bets Stewards ordered that all monies invested on *Supplyzing* and *Gem Dealer* be refunded in full and further, that all successful bets placed with bookmakers prior to 3:48pm be subject to the following deductions in the dollar on the face value of the ticket:

1st: Away She Goes: 13c win and 22c place

2nd: Flora Bel: 14c place

3rd: Terra reign: 10c place

And further that following deductions apply for all bets placed between 3:48pm and 3:56pm:

1st: Away She Goes: 6c win and 11c place

2nd: Flora Bel: 6c place

3rd: Terra reign: 5c place

At a subsequent inquiry trainer Mr J Ible was told that a warning would be recorded against the barrier manners of *Gem Dealer*.

Sennacherib – Slow to begin.

Terra Reign – Slow to begin.

Balonne – Began awkwardly. A post-race veterinary examination of the gelding did not reveal any abnormality.

RACE 8: Australian Temporary Structures Handicap 1000m

Greyt Weekend – Due to a misunderstanding, declared rider A Hyeronimus, who required an overweight, was replaced by Stewards when such application had not been lodged with the Stewards prior to the required deadline. Stewards subsequently permitted Ms A Collett to be substituted as the rider of the gelding. Raced wide throughout.

Redazzity – Slow to begin.

Our Finvarra – Dislodged its near-side winker passing the 800m.

Galaxy Force – When questioned regarding the performance of the gelding which was resuming, rider N Heywood stated that his mount did not travel at any stage of the event and was nevertheless disappointing despite racing wide throughout. A post-race veterinary examination of the gelding did not reveal any abnormality.

Eve's Miss – When questioned regarding the disappointing performance of the mare which was resuming, rider Ms D Scott stated that in her view her mount, which is small in stature was disadvantaged by its big weight and was unable to respond to her urgings in the straight. A post-race veterinary examination of the mare did not reveal any abnormality.

Summary of whip use:

Stewards noted the following riders exceeded the permitted strikes of the whip prior to the 100m under AR137A(5)(a)(ii). Bearing in mind the totality of whip use, no action was taken.

Race 2	B Spriggs (Damood)	7 strikes prior to the 100m
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Swabs:

Swab samples were obtained from all winners:

SUMMARY	
Fines:	Supplementary: Trainer Mr F Cleary (AR256(2)(a)(iii)) – \$500 – Procure S4 preparation not in compliance with legislation. Race 1 & 4: C Reith (Casino Time & Carrion Hawk) (AR190(3)) – \$150. Overweight. Race 2: Trainer Mr M Beer (Snit Ball) (AR65) – \$50 – No TIC. Race 3: C Lever (Jesta Diva) (AR190(3)) – \$150. Overweight.
Reprimands:	Nil.
Suspensions:	Race 6: M Cahill (Bro) (AR2111(1)) – Returned to scale overweight. License to ride in races suspended 3/8/20 and to expire on 10/8/20, on which day he may ride.
Bleeders:	Nil.
Warnings:	Race 4: Sir Finn – Fractious barriers.
Trials:	Race 4: Carrion Hawk – Fractious barriers.
Vet Certificates:	Race 1: Havaduel – Lameness off-foreleg (grade 1/5). Race 7: High Dude – Laceration near-fore hind of pastern.
Falls/Injuries:	Race 7: N Heywood (Supplyzing) – No injury of significance.
Change of Colours:	Race 6: Titian Storm – White, Dark blue yolk, RNSW logo.

Follow up:	Nil.
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