

## Manawatu RC 25 July 2019 - R4 - Chair, Mr T Utikere

### Rules:

[Rule 638\(3\)\(b\)\(ii\)](#)

### Name(s):

Mr L Myers - Class E Rider

Mrs K Clapperton - Apprentice Jockey Mentor assisting Mr Myers

Mr J Oatham - Chief Stipendiary Steward

### Charge:

### Facts:

admitted

Following the running of Race 4 (UNREAL GRASS & THE BNI HEARTLAND LEGENDS 2100), Information A12290 was filed with the Judicial Committee. It alleged a breach of Rule 638(3)(b)(ii) and stated that Class E Rider L Myers: "used the whip excessively on his mount THE GREAT GURU prior to the 100 metres".

Rule 638(3) states: "*A rider shall not...(b) strike a horse with a whip in a manner or to an extent which is...(ii) excessive.*"

Mr Myers was assisted by Apprentice Mentor Mrs K Clapperton, and confirmed that he understood the Rule and that he admitted the breach.

Using the available head-on and side-on and rear view films, Mr Oatham identified Mr Myers (THE GREAT GURU) entering the straight. He had drawn his whip and used it on three occasions before providing a brief respite. He identified that it was clear from the films that even though some periods of respite had been given, Mr Myers had used his whip a total of eight to nine times prior to the 100 metres without the necessary respite.

In response, Mr Myers had said he had simply lost count and believed that it was less than eight strikes prior to the 100 metres. Mrs Clapperton identified that there were extenuating circumstances surrounding the incident that meant Mr Myers wanted to win the race. These were raised with the Committee, and we do not intend to go into further details. Mrs Clapperton described THE GREAT GURU as a big lazy horse and that Mr Myers had overcounted.

### Decision:

As the charge was admitted, the Committee deemed the charge proved.