

### STEWARDS INQUIRY DECISION

**Date of Decision:** 21 January 2020  
**Stewards Panel:** S Quill, D Tyson, T North  
**Name:** Mr William Ryan and Mr Daniel Ganderton  
**Track/Race:** Tasmanian Turf Club  
**Date:** 18 January 2020  
**Rule no:** AR.228(b)  
**Charge(s):** Misconduct, improper conduct

**Inquiry Decision:** Fine

#### FACTS:

Verbal and physical altercations involving trainer Mr W Ryan and jockey Mr D Ganderton following the running of race 5 and race 6 at the Tasmanian Turf Club meeting on 18 January 2020.

On Wednesday 18 January 2020 at the Tasmanian Turf Club meeting following the running of race 5 trainer Mr W Ryan and jockey Mr D Ganderton entered into a verbal altercation which included inappropriate language and swearing by both men when present in the jockey weighing area. This altercation required both gentlemen to be physically separated and removed from the area, at which time Mr Ryan attempted to assault (strike) Mr Ganderton.

Following the running of race 6, upon leaving the jockey weighing area, Mr Ganderton made comment to Mr Ryan "see ya mate" or words to that effect, which Mr Ryan took offence to and initiated a physical altercation by grabbing Mr Ganderton and attempting to assault (strike) him. Mr Ganderton then grabbed Mr Ryan, pushed and forced Mr Ryan toward a table, at which point persons intervened and separated the two men. Mr Ryan then attempted to continue to assault Mr Ganderton whilst being restrained.

#### INQUIRY:

After considering evidence taken on 18 January 2020 and further evidence taken at the inquiry.

Mr Ryan pleaded guilty to two charges under AR228(b) improper conduct, the improper conduct being, that following the running of Race 5 in the jockey weighing area, Mr Ryan entered into a verbal altercation with jockey D Ganderton which included the use of inappropriate language and swearing which resulted in Mr Ryan having to be restrained and whilst being restrained further attempted to assault D Ganderton. The second charge of improper conduct being that following the running of Race 6 in the jockey weighing area Mr Ryan initiated a physical altercation with D Ganderton, and attempted to assault D Ganderton.

D Ganderton pleaded guilty to charge one and was found guilty of charge two under AR228(b) misconduct, the misconduct being, that firstly following the running of Race 5 in the jockey weighing area he entered into a verbal altercation with Trainer B Ryan which included the use of inappropriate language and swearing. The second charge being that following race 6 in the jockey weighing area Mr Ganderton became involved in a physical altercation with trainer W Ryan.

AR.228

*A person must not engage in:*

*(b) misconduct, improper conduct or unseemly behaviour*

**DECISION:**

In considering penalty regarding Mr W Ryan, Stewards took into account Mr Ryan's guilty plea, good record, time within industry, his honesty and personal circumstances. Stewards also took into consideration the negative impact incidents of this nature have on the image of the industry, that Mr Ryan was the aggressor in the incident and that any penalty must act as a deterrent to others.

Mr William Ryan: Charge 1 – Fine - \$1000  
Charge 2 – Fine \$4000

Mr Ryan was advised of his right of appeal.

In considering penalty regarding Mr D Ganderton, Stewards took into account Mr Ganderton's pleas, his record time within industry, his personal circumstances. Stewards also took into consideration the negative impact incidents of this nature have on the image of the industry, and that Mr Ryan was the aggressor in the incident and that any penalty must act as a deterrent to others.,

Mr Daniel Ganderton: Charge 1 – Fine - \$500  
Charge 2 – Fine - \$500 (Wholly suspended for 12 months)

Mr Ganderton was advised of his right of appeal.