

Additional Stewards Report



Monday, 09 May 2022

Stewards: S Callanan (A/Chairman), M Zarb, C Deakin and E Scott (Cadet)

David Tootell (snr) and Daniel Mortimer

Stewards conducted an inquiry into an alleged incident of misconduct between licensed Trainer/Jockey Mr. David Tootell (snr) and licensed stable employee / track-work rider Mr. Daniel Mortimer, which occurred at Morphetville track work on or about the morning of Tuesday 8 March 2022.

Stewards considered the evidence and two written reports from both parties.

After considering the evidence Stewards laid the following charges under AR228(b): -

Mr. David Tootell (snr) - on or about the morning of Tuesday 8 March 2022 at Morphetville track-work he engaged in misconduct by verbally abusing Daniel Mortimer and attempting to punch him whilst mounted on a horse.

Mr. Daniel Mortimer - on or about the morning of Tuesday 8 March 2022 at Morphetville track-work he engaged in misconduct by verbally abusing David Tootell (snr) and punching him in the vicinity of the head whilst he was mounted on a horse.

Both parties pleaded guilty to the respective charges.

In determining penalty Stewards took into account the seriousness of the incident, the plea from both parties, there unblemished records with long involvement in the industry and other mitigating factors in relation to the incident.

Stewards issued the following penalties: -

Mr. David Tootell (snr) - a fine of \$500, on the basis he was considered to have initiated the matter.

Mr. Daniel Mortimer - a fine of \$500 of which \$250 was suspended for a period of 24 months under AR283(5), provided he does not breach a conduct related rule in this period on the basis he retaliated to an advance by D Tootell (snr).

Both parties were advised of their rights of appeal.

S B Callanan
Senior Stipendiary Steward