



THOROUGHBRED RACING SA LIMITED

STIPENDIARY STEWARDS' REPORT

MORPHETTVILLE OFFICES – MONDAY, 29 FEBRUARY 2016

On Monday, 29 February 2016 Stewards concluded an inquiry, which was adjourned from Thursday, 18 February, into the circumstances surrounding Stable Employee Kyle Tootell's involvement with reference to material of an explicit nature being posted on a social media platform in early February 2016. Stewards heard evidence from Kyle Tootell, Stable Employee Zenna Zilm and Permit Trainer Mr. Travis Doudle. Stewards also considered evidence, which included material, relating to the posting which appeared on the social media platform.

K. Tootell pleaded guilty to a charge under AR175(qq); the particulars being that he engaged in the posting, on a social media platform, of material in the form of a video clip of a racing participant, which video clip showed the participant in an exposed state, and which was offensive to the participant. In determining penalty, Stewards considered K. Tootell's clean record in this regard, his guilty plea and the fact he showed remorse, but having regard for the serious nature of the breach and the inappropriate and offensive nature of the posting determined that his registration as a Stable Employee be suspended for a period to commence at midnight on 29 February 2016 and to expire on 29 July 2016 – a period of five (5) months.

K. Tootell also pleaded guilty to a charge under AR175(g); the particulars being that when interviewed by Stewards on 9 February 2016 he gave misleading evidence in respect of the posting of the subject material on social media. In determining penalty, Stewards considered K. Tootell's clean record in this regard, his guilty plea and the fact he corrected his misleading evidence of his own accord and shortly after providing the initial evidence. Stewards imposed a penalty of \$200.

Kyle Tootell was advised of his right of appeal.

J.C. PETZER

CHAIRMAN OF STEWARDS

JCP:/T/Stewards/St Reports/2016/Add report K Tootell

29 February 2016