



IN THE MATTER OF THE RACING COMMISSION ACT S.O. 2000, c.20;

**AND IN THE MATTER OF THE APPEAL AND REQUEST FOR HEARING BY
STANDBRED LICENSEE NICKOLAS STEWARD**

On June 9, 2010, the Judges issued SB 42418 wherein Nickolas Steward (“Steward”) was given the penalty of a three day driving suspension for violation of Rule 22.05.01 (a) of the Rules of Standardbred Racing for causing interference past the $\frac{3}{4}$ pole in Race #1 at Woodstock Raceway on May 29, 2010.

On June 21, 2010, Steward filed a Notice of Appeal, pursuant to Rule 24.01 of the Rules of Standardbred Racing.

On July 21, 2010, a Panel of the Ontario Racing Commission (“ORC”) comprised of Chair Rod Seiling, convened for the purpose of hearing this matter.

Steward did not attend the Hearing, citing medical reasons

The Panel postponed the appeal to August 16, 2010, provided documentation from Steward’s doctor was received by the end of the day, July 21, 2010.

A transcript of the Panel’s Reasons for Decision is attached to this Ruling.

DATED at Toronto this 26th day of July 2010.

BY ORDER OF THE COMMISSION


John L. Blakney
Executive Director

ONTARIO RACING COMMISSION

RE: STANDARD BRED HEARING

IN THE MATTER OF AN APPEAL AND REQUEST FOR HEARING OF

NICK STEWARD

Held Before:

Rod Seiling, Chairman

This is an excerpt of a Hearing of the Ontario Racing Commission re: **NICK STEWARD**, taken before Toronto Court Reporters, Suite 1410, 65 Queen Street West, Toronto, Ontario, at 10 Carlson Court, Suite 400, Toronto, Ontario, on the 21st day of July, 2010.

1 hearing continued ...

2 MR. CHAIRMAN: Now, Mr. Bossence, you are also here on behalf of Mr.
3 Steward?

4 MR. STEWARD: Yes.

5 MR. CHAIRMAN: You don't have anything from him?

6 MR. STEWARD: No. Mr. Walker was just out there again and nothing. All he
7 says is that --

8 MR. CHAIRMAN: Okay, let's just get on the record here. This is a hearing of
9 the Ontario Racing Commission under the Racing Commission Act of 2000 on the
10 appeal and request for hearing of Mr. Nick Steward. So Mr. Bossence, please sit
11 down for a minute. You were, as I understand it, expected to provide some
12 documentation on behalf of Mr. Steward that he had a doctor's appointment and he
13 couldn't be here this morning.

14 MR. BOSSENCE: No, he was going to fax it he said. He was going to fax it
15 through.

16 MR. CHAIRMAN: Okay. Well ...

17 MR. BOSSENCE: And I don't know what time his appointment was at either
18 but apparently he is there.

19 MR. CHAIRMAN: And what I am going to do is I will provide Mr. Steward an
20 adjournment and reschedule his hearing for August 16th if by day's end
21 documentation supporting that he is at the doctor's and couldn't be here arrives at the
22 Commission offices. If it does not arrive I am going to refer his non-appearance here
23 to the Administration for further follow up. I think that's fair and is as far as I can go.
24 It's more than fair, so, thank you.

25 MR. BOSSENCE: Okay, thanks.

26 CERTIFIED CORRECT: _____
27 RAYMOND P. MACDONALD, B.A., CVR
28 Commissioner of Oaths
29
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