APPEAL PANEL OF RACING NEW SOUTH WALES

IN THE MATTER OF THE APPEAL OF
LICENSED JOCKEY KODY NESTOR

Heard at Racing NSW Offices

Appeal Panel:	Mr T O'Callaghan – Convenor
	Mr J Murphy
	Mr C Tuck
Representatives:	Racing NSW – Mr T Moxon
	Appellant – Mr K Nestor
Date of Hearing:	Thursday, 8 January 2026

REASONS FOR DECISION

This Hearing of the Appeal Panel involved an appeal by Kody Nestor against the severity of the penalty imposed by the Stewards for a breach of AR 131(a), Careless Riding, occurring during the running of Race 2 at Orange on 30 December 2025. Mr Nestor had ridden the horse, *Crusader Kings.* The other horse involved in the incident, *Talihina Sky*, had been ridden by Ashleigh Stanley.

Relevantly, for the purposes of applying the *Careless Riding Template -- AR 131(a)*, the Stewards had classified the incident as **Medium Carelessness**, with the consequence being that Ms Stanley's mount had **Lost Rightful Running**. Relevantly, too, Mr Nestor had pleaded guilty to the charge.

The Panel reviewed the video recording of the incident, considered the evidence contained in the transcript of the Stewards Inquiry into the incident, and considered the oral submissions of the parties.

Having considered all those matters -- particularly the fact that the margin of clearance allowed was assessed at a length and three quarters [Transcript, lines 33 and 34], and the fact that, as Ms Stanley was, in line with her intention all along, in the process of restraining her mount [Transcript, lines 29-37], that margin was an increasing one rather than a decreasing one -- the Panel decided that the proper classification of the incident was **Low Carelessness** rather than **Medium Carelessness**; and that, in all the circumstances, the appropriate penalty was three meetings.

Accordingly, the Panel made the following orders:

1. Appeal allowed.
2. Penalty varied from five meetings to three meetings.
3. Deposit returned.
