



REGISTER OF JUDICIAL DECISIONS

Date	Charge	Summary	Decision	Other Comments
28 th August 2015	The matter referred was “accumulation of 3 yellow cards for any offence” and the penalties were considered under Clause 13(6).	Defended on the grounds that the 2 nd and 3 rd yellow should not have been given	<i>After a full hearing, the Judiciary Committee confirmed that there was “accumulation of 3 yellow cards” and under Clause 13(a) (i) imposed the automatic 1 competition week suspension</i>	The defendant appealed but thereafter withdrew the appeal. Kieren O’Brien
28 th August 2015	The matter referred was “personal abuse of an Umpire” and the penalties were considered under Clause 13(6).	Defendant contended it was a build-up of being frustrated from inconsistent calls	<i>The following penalty was imposed Matthew Cestero is suspended for 2 weeks. Included in the 2 weeks is the A Grade game of 22nd August 2015 Stingers –v- Souths. The remaining 1 week is suspended for 6 months and Matthew Cestero has agreed to attend and complete an umpiring workshop which will be scheduled for pre-season 2016 – a date to be advised.</i>	No appeal and the defendant has made arrangements to attend the umpiring workshop Matt Cestero
30 th March 2016	The matter referred was “striking at a player by another player”	The defendant contended it should have been “dangerous tackle” charge not striking	<i>After a full hearing, the Judiciary Committee confirmed that the charge of “striking” was proven and imposed a penalty of 3 weeks beginning 2nd April 2016. The Judiciary was clear that a 3 week suspension covered CHA matches scheduled on 2nd, 9th, 16th and 23rd April 2016.</i>	Judicial Panel considered appropriate in these circumstances to place greater weight on the decision of the umpire at the time to judge it as “striking” and took notice that on request to change or downgrade the charge- “umpire confirmed striking appropriate charge”

			<p><i>A notice of appeal submitted and a rehearing was directed with umpires to attend to give direct evidence</i></p> <p><i>Upon rehearing 3 week (4 game) suspension was confirmed</i></p>	<p>Judicial Panel suspended the 2nd tier reference for 2nd and further offences as it relates to this incident on the basis the Club implement and drive a mentor program for Mason to assist him</p> <p>This was agreed to by the Club</p> <p>Mason Bombardieri</p>
19 th April 2016	The matter referred was “personnel abuse of an umpire”	Defendant initially received a green card upgraded to a yellow and finally after continued abuse upgraded further to a red card	<p><i>After a full hearing, the Judiciary Committee confirmed that there was “personal abuse of an Umpire” by the defendant but noted his sincere apology and remorse for his actions. The Judiciary Panel also acknowledged the statements by umpire Bruce Hockey and advocate for the defendant – Mr. Bruce Cock.</i></p> <p><i>The following penalty was imposed</i></p> <ol style="list-style-type: none"> <i>1. Michael Newman incurred a penalty of 3 weeks with 1 week suspended.</i> <i>2. The suspension begins the 21 April 2016</i> 	<p>The Judiciary Panel was impressed on the balanced views and realistic comments and opinions shared by Bruce Cock and identified outside of the decision process the need for this umpire and the defendant to “clear the air” and requested Bruce Cock to coordinate this if possible</p> <p>Mike Newman</p>
4 th August 2016	The matter referred was “personnel abuse of an official”	Defendant received a red card from technical official for conduct after leaving the field of play	<i>Accepted 2 week suspension beginning 3rd August 2016 and will be eligible to play week beginning 17th August 2016</i>	<p>An amount of \$35.00 was repaid to CHA as the agreed amount for the damage sustained as a result of the incident</p> <p>Brodie Rodman</p>
10 th August 2016	The matter referred was “personnel abuse of an umpire”	Defendant received a yellow card and then it was upgraded to a red	After a full hearing, the Judiciary Committee confirmed that there was “personal abuse of an Umpire” by Michael Quirk. After significant discussion and engagement, two options were offered to Michael given the low grade nature of the offence and the lack of corroborating evidence. After deliberation	<ol style="list-style-type: none"> 1. Offered 2 week suspension no conditions Or 2. Offered 3 week sentence 1 week already served and 2 weeks suspended with good behavior clause – details advised but it was

			<p>with his 4 supporters, Michael opted for the minimum 2 week suspension with no conditions</p> <p>The following penalty was imposed</p> <ol style="list-style-type: none"> 1. Michael Quirk incurred a penalty of 2 weeks suspension from playing. 2. The suspension began the week of 3rd August 2016. 3. Michael Quirk will be eligible to play the week beginning 17th August 2016 	<p>made clear there would be no further red or yellow card infringements allowed</p> <p>Michael Quirk</p>
24 th August 2016	1 week suspension for 3 yellow cards was referred to Judiciary by Saints and Simone Bettany	Simone Bettany received 3 yellow cards over the course of the winter season	<p>After a full and comprehensive hearing, the Judiciary confirmed that Simone Bettany has received 3 yellow cards and in accordance with the rules, she is suspended for 1 week. The Judiciary thereafter exercised its discretion and DECIDED that the 1 week playing suspension would be lifted forthwith and Simone Bettany will be cleared to play the Grand Final provided she agreed to the following:</p> <ol style="list-style-type: none"> (i) Undertake a community umpiring accreditation course during 2017 (ii) Undertake to umpire 10 consecutive weeks of CHA Junior Games (S2/S3) at the beginning of the 2017 season and if she fails to complete this to the satisfaction of the CHA Operations Manager, Simone Bettany will be suspended from 	<p>The Judiciary thereafter made the following recommendations to CHA Board:</p> <ol style="list-style-type: none"> (i) Saints Club should look at seriously reviewing their governance relating to team officials in particular managers and to provide up skilling and training to ensure their volunteer officials understand the obligations of the position. (ii) A formal request to Saints Hockey to better explain some decisions made by team members and management in the course of the 2016 season as mentioned in the attached statements and what arrangements will be made to better address this in 2017. A written response is expected within 14 days

			<p>playing until the 10 week umpiring commitment has been completed.</p> <p>(iii) The next yellow card Simone Bettany receives anytime in 2017 will incur 1week suspension no appeals allowed in this regard to this suspension.</p> <p>(iv) Simone Bettany and Saints Hockey Club representative agreed to these conditions.</p>	<p>The Judiciary did highlight that of the 3 match reports it reviewed as part of this referral, Saints team had 8 green or yellow cards in total and opposition teams had nil and this pattern of behaviour should be a concern to Saints Hockey and Cairns Hockey Association. The Judiciary also highlighted that Saints Club should look internally at their policies to ensure this kind of behaviour is changed moving forward and seek the support of Cairns Hockey to achieve this.</p> <p style="text-align: right;"><i>Simone Bettany</i></p>
30th May 2017	Red Card for umpire abuse and breach code of conduct for not immediately leaving the surrounds pursuant to FIH Rules arising from game on Saturday 27 th May 2017	Mason Bombardieri received a yellow card then upgraded to a Red card for umpire abuse	<p>(i) Charge 1 – Mason is suspended for 4 weeks beginning 30th May 2017 and concluding 27th June 2017</p> <p>(ii) Charge 2 – in relation to failing to comply with FIH rule 14.5 - suspended 2 weeks</p> <p>(iii) The Judiciary confirmed these charges will be served concurrently.</p>	<p>Mason Bombardieri chose not to attend the Judiciary Hearing and the hearing went ahead in his absence</p> <p style="text-align: center;"><i>Mason Bombardieri</i></p>
7 th June 2017	Breach of Code of Conduct – 2 charges Arising from unacceptable behaviour 27 th May 2017	Show Cause to CHA Board – Notice to Appear	2 breaches of CHA Code of Conduct	<ol style="list-style-type: none"> 1. On the Balance of Probabilities, the actions of Mason Bombardieri on the 27th May 2017 did breach Cairns Hockey Code of Conduct. 2. Cairns Hockey Board has imposed a suspension on him from playing hockey in any association activities up to and including the

				<p>31st December 2017. The Cairns Hockey Board has imposed further conditions prior to his return to hockey in the future.</p> <p>3. Cairns Hockey will have a low tolerance to Code of Conduct issues on and off the field in the future.</p> <p><i>Mason Bombardieri</i></p>
30 th January 2018	Notice to Appear before CHA Board	Discuss conditions of suspension 7 th June 2018	Completion of anger management counselling as per conditions of 7 th June 2018	<p><i>Mason Bombardieri was invited to attend a meeting 30th January 2018 to discuss the completion of the anger management conditions in the decision 7th June 2018. There was no appearance and no communication from Mason Bombardieri. In accordance with the 7th June 2018 decision the CHA Board suspended mason for 12 months from 30th January 2018.</i></p> <p><i>Mason Bombardieri</i></p>
15 th August 2018	Red Card for personal abuse of umpire	Glen Geraghty received a red card and elected to present himself before the Judiciary	On balance the Judiciary suspended Glen Geraghty from playing for 2 weeks. Glen Geraghty gave an undertaking to the Judiciary that he agreed as directed by the Operations Manager to attend a session with the Cairns Hockey Officiating Committee Chair and be educated on the expectations of the captain on the field to assist in his on-going leadership training.	<p>The Judiciary Panel recommended to CHA that all captains attend a session and be educated on the expectations of the captain on the field to assist leadership and the building of better relationship between officials and team and players.</p> <p>GLEN GERAGHTY</p>

			<p>Judiciary Committee thereafter suspended the 2nd week of the 2week suspension for a period ending 30th September 2020 on the basis that Glen Geraghty attend and complete the education and training session as directed by Operations Manager of CHA.</p>	
18 th April 2019	Complaints to Cairns Hockey Board Codes of Conduct	Several Complaints made against Aaron Schenk – breaches codes of conduct	<p>DECISION Cairns Hockey Board wish to ensure that when members, family, volunteers and supporters attend Cairns Hockey premises they can participate in a safe and inclusive space and not be subject to abuse and offensive behaviour contrary to Cairns Hockey Codes of Conduct.</p> <p>As Cairns Hockey Board has made the decision that Aaron Schenk’s conduct was in breach of the Code of Conduct and further it constituted a pattern of contrary conduct, the Cairns Hockey Board has banned Aaron Schenk from entering the Cairns Hockey Association leased premises at Cairns Hockey Facility North Cairns for a period of 40 days and such ban begins 18th April 2019. The ban will be in force from 18th April 2019 to 27th May 2019 and the CHA Board has empowered all staff and Board Members to enforce this ban by any reasonable conduct pursuant to the laws in force in the State of Queensland.</p> <p>This decision will be sent to Aaron Schenk forthwith and will take effect 18th April 2019.</p>	

<p>19th August 2019</p>	<p>“The CHA Board has concluded your actions on Saturday 13th July 2019 identified in the copy complaint received Saturday 13th July 2019 a copy of which has been supplied to you, did allegedly breached CHA code of conduct namely “Condemn the use of violence, verbal abuse or vilification in any form, whether it is by spectators, coaches, officials or players.”</p>	<p>Decision of Independent Panel conducted to address this matter</p>	<p>We find the complaint is made out, relying primarily on Mr. Schenk’s detailed account of the events of 13th July 2019 contained in his email to Cairns Hockey 14th July 2019 “Complaint - CHA cronyism stooping to new lows over the weekend”</p>	<p>The penalty of the Independent Panel</p> <ol style="list-style-type: none"> 1. Suspension of Membership up to and including 30th September 2020 2. Be banned from attending the facility up to and including 30th September 2020 <p>This was confirmed by the CHA Board on the 20th August 2019.</p>
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