

# CONSTITUENT BODY SHORT JUDGMENT FORM

Constituent Body	Cumbria	
Case number	09/1718	Select: <input type="checkbox"/> Red Card <input type="checkbox"/> Citing X Other

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## PARTICULARS OF OFFENCE

Player's surname	Mallinson	Date of birth	09/12/1993
Forename(s)	Will	RFU ID #	841997
Club name	Furness	Date of match	02/12/2017
Offence & Law charged <small>(e.g. 9.12 - strike with head)</small>	10.4(s)	Plea	<input type="checkbox"/> Admitted <input checked="" type="checkbox"/> Not Admitted
Home team	Furness	Away team	Cockermouth
Home team level*	1st	Away team level*	1st

**\*TEAM LEVEL REFERS TO 1ST XV, 2ND XV, COLTS, VETS, etc NOT WHOLE CLUB LEVEL**

## HEARING DETAILS

Hearing date	22.03.2018	Hearing venue	Kendal RUFC
Chairman	M J Neal	Secretary	N Rimmer
Panel member 1	D MacInnes	Panel member 2	I Skillen
Decision	X Proven <input type="checkbox"/> Not Proven		

## CASE SUMMARY & SANCTION

**NOTE: UNDER RFU REGULATION 19.5.2, PLAYERS ORDERED OFF ARE PROVISIONALLY SUSPENDED PENDING THE HEARING OF THEIR CASE, SUCH SUSPENSION SHOULD BE TAKEN INTO CONSIDERATION WHEN SANCTIONING**

Total sanction	4 weeks	Entry Point	Low Entry
Banned from	22/03/2018	Banned to	14/04/2018
Ban split from	Click here to enter text.	Ban split to	Click here to enter text.
Free to play	Sunday 15/04/2018	Costs	£125

**NOTE: SANCTION IN MATCHES FOR AGE GRADE ONLY**

**NOTE: FOR SENDING OFF SUFFICIENT STATE UNDER TOTAL SANCTION**

Signature (Chairman)	M J Neal	Date	22/03/2018
Signature (Secretary)	N Rimmer	Date entered to GMS	Click here to enter text.

PLEASE TICK APPROPRIATE BOX:  Intentional/deliberate 19.11.8(a)  Reckless 19.11.8(b)

Gravity of player's actions 19.11.8(c)		Nature of actions 19.11.8(d)	
Directed abusive comments to Referee		At end of game player said "You nearly won it for them Sir" – in an offensive way.	
Existence of provocation 19.11.8(e)		Whether player retaliated 19.11.8(f)	
N/A		N/A	
Self-defence 19.11.8(g)		Effect on victim 19.11.8(h)	
N/A		N/A	
Effect on match 19.11.8(i)		Vulnerability of victim 19.11.8(j)	
N/A		N/A	
Level of participation/premeditation 19.11.8(k)		Conduct completed/attempted 19.11.8(L)	
N/A		N/A	
Other features of player's conduct 19.11.8(m)			
Referee had spoken to the player through his Captain earlier in the 1 <sup>st</sup> half			
Entry point number	Top end* Enter here	Mid-Range Enter here	Low End 6 weeks

**NOTE: STATE NUMBER OF WEEKS OR MATCHES ENTRY POINT FOR OFFENCE – ENTRY POINT IN MATCHES FOR AGE GRADE ONLY**

\*If top end, the Panel should identify an entry point between the top end and the maximum sanction (19.11.9) as set out in Appendix 2

In making the above assessment, the Panel should consider the RFU guidance (Note 2) set out in Appendix 5 (page 366) to Regulation 19. Significant weight should be given to RFU regulation 19.11.8(a), 19.11.8(h) and 19.11.8(i).

Low level abuse

**AGGRAVATING FACTORS (REGULATION 19.11.10)**

Player's status as an offender of the Laws of the game 19.11.10(a)

No previous

Need for deterrent 19.11.10(b)

Yes

Any other off-field aggravating factors 19.11.10(c)

No remorse shown. No apology offered

Number added on:

Enter here

**NOTE: AGGRAVATING IN MATCHES FOR AGE GRADE ONLY**

Acknowledgement of guilt 19.11.11(a)	Player's disciplinary record/good character 19.11.11(b)
None	No previous
Youth & inexperience of player 19.11.11(c)	Conduct prior to and at hearing 19.11.11(d)
N/A	Very little co-operation from both player and Club
Remorse & timing of remorse 19.11.11(e)	Other off-field mitigation 19.11.11(f)
None shown	N/A

Number deducted:

2 weeks

**NOTE: SUBJECT TO REGULATION 19.11.13, A DISCIPLINARY PANEL CANNOT APPLY A GREATER REDUCTION THAN 50% OF THE RELEVANT ENTRY POINT SUSPENSION**

**NOTE: MITIGATING IN MATCHES FOR AGE GRADE ONLY**

### ANY OTHER INFORMATION

Player claimed to have said "you tried your hardest there Sir". The panel felt that the Referee was adamant that the player stated as per the referee's report. Note – it has taken since the incident in early December 2018 to deal with matter. Protracted correspondence between the committee & Furness club was necessary to get the player before a panel. It was only after Furness were advised that if the player did not co-operate and appear before the panel, the he would be suspended from playing sine die; also, the Furness club may be subjected to proceedings under Rule 5.12 of the RFU rules.