

GPT NOTICE OF DETERMINATION.

Proceeding under section 8.5 of the
FNSW Grievance and Disciplinary Regulations

Proceeding Details:

Tribunal reference	MGPT 16-26
Date of hearing	31 May 2016
Time of hearing	7:00pm
Venue of hearing	FNSW
Tribunal Member(s)	Mendo CKLAMOVSKI
Respondent	Adam SCIMONE (FFA: 66573999)
Fixture	16s Grade Match in the National Premier League Tier 2 Youth (NPL T2) competition between Western NSW Mariners FC and Inter Lions SC on 22 May 2016 at The Crest Athletic Centre, Bass Hill.

This Notice constitutes the General Purposes Tribunal's Determination resulting from the Tribunal hearing listed above.

Charge(s) and Determination(s):

Charge(s)	Tribunal determination
<p>1. The Respondent (Adam Scimone) used offensive, insulting or abusive language and/or gestures towards or about a Match Official in breach of section 15.4(d), Schedule 3, Table B, Number 1 of the FNSW Grievance and Disciplinary Regulations (Regulations).</p> <p>OR, ALTERNATIVELY</p> <p>Displayed unsportsmanlike or unprofessional behavior in breach of section 15.4(d) Schedule 3, Table C, Number 7 of the FNSW Grievance and Disciplinary Regulations (Regulations).</p>	<p>1. <u><i>Plea:</i></u> Guilty. <u><i>Finding:</i></u> Guilty</p> <p><u><i>Determination:</i></u> Three (3) match suspension (MMS + 2 Fixtures).</p> <p><u><i>Reasons:</i></u> <i>The GPT found there was sufficient evidence to show that the Respondent did use language that was offensive, insulting or abusive towards the Match Official. The Respondent acknowledged this in his guilty plea.</i></p>
<p>2. The Respondent (Adam Scimone) failed to follow a reasonable direction of an Official or Football NSW employee or representative in relation to conduct or behavior at a Match in breach of section</p>	<p>2. <u><i>Plea:</i></u> Guilty. <u><i>Finding:</i></u> Guilty</p> <p><u><i>Determination:</i></u> Two (2) Fixtures.</p> <p><u><i>Reasons:</i></u> <i>The GPT found there was sufficient evidence to show that the Respondent did not follow a reasonable direction from the Match Official when</i></p>

<p>15.4(d), Schedule 3, Table C, Number 8 of the FNSW Grievance and Disciplinary Regulations (Regulations).</p>	<p><i>asked to leave the technical area. The Respondent changed his plea to Guilty during the hearing.</i></p>
<p>3. The Respondent (Adam Scimone) used offensive, insulting or abusive language and/or gestures towards or about a Match Official in breach of section 15.4(d), Schedule 3, Table B, Number 1 of the FNSW Grievance and Disciplinary Regulations (Regulations).</p> <p>OR, ALTERNATIVELY</p> <p>Displayed unsportsmanlike or unprofessional behavior in breach of section 15.4(d) Schedule 3, Table C, Number 7 of the FNSW Grievance and Disciplinary Regulations (Regulations).</p>	<p>3. <u>Plea:</u> Guilty. <u>Finding:</u> Guilty</p> <p><u>Determination:</u> One (1) match suspension (1 Fixture).</p> <p><u>Reasons:</u> <i>The GPT found there was sufficient evidence to show that the Respondent did use language that was offensive, insulting or abusive towards the Match Official. The Respondent acknowledged this in his guilty plea.</i></p> <p><i>As this was the second like charge, the GPT felt that a 1 (1) fixture suspension would be appropriate.</i></p> <p><i>The GPT acknowledged the remorse shown by the Respondent and the Guilty plea in determining that a one (1) match reduction.</i></p> <p><i>The Respondent is therefore required to serve a total suspension of five (5) fixtures for the 3 charges.</i></p> <p><i>The Respondent is to serve the suspension in his Coaching role and is not to sit in the technical area or be present in the dressing rooms for the duration of the suspension.</i></p> <p><i>The Respondent is able to continue in a playing capacity.</i></p> <p><i>The Respondent is also required to send a letter of apology to the Match Referee.</i></p>
<p>Costs:</p> <p>The Tribunal determined that the costs of the Tribunal, as determined by FNSW, be met by the Respondent.</p>	

Aggrieved parties to a determination of the FNSW General Purposes Tribunal may lodge an appeal to the FNSW Appeals Tribunal in accordance with sections 8.8 and 9.2 of the FNSW Grievance and Disciplinary Regulations. Any appeal must be submitted by completing the online Notice of Appeal form (Prescribed Form 12 – available on the FNSW website or by clicking [here](#)) and lodging the relevant Application Fee (\$750) within 7 working days of this determination being issued.

31 May 2016
Mendo Cklamovski
Member
GENERAL PURPOSES TRIBUNAL