

## WRITTEN REASONS OF THE FAST TRACK TRIBUNAL



### IN THE MATTER OF A CLAIM OF WRONGFUL CAUTION CLAIM BROUGHT BY:

**Aberdeen FC (the Claimant)**

**on behalf of**

**Sam Cosgrove (the Player)**

1. These are the Reasons for a Determination made by a Fast Track Tribunal, which convened on 14 December 2018 to deliberate this Claim.
2. In the 64<sup>th</sup> minute of the SPFL Premiership fixture Aberdeen FC v Livingston FC on 11 December 2018, the Player received a caution for B1k - Commits an act of simulation.
3. The Claimant submitted a Claim of Wrongful Caution on behalf of the Player. In support of this Claim, the Claimant submitted video footage showing the incident in question and written submissions.
4. In order for a Claim of Wrongful Caution to be upheld, the Fast Track Tribunal must be satisfied, by way of the evidence submitted and upon the balance of probabilities, that the Referee made an Obvious Refereeing Error in cautioning the Player.
5. Having viewed the video footage the Fast Track Tribunal was satisfied that there had been an Obvious Referring Error. The Referee's view of the incident was clearly limited but the video footage from other angles, it clearly showed that a Livingston FC player had made contact with the Player resulting in his fall.
6. The Determination of the Fast Track Tribunal is that the Claim is upheld and the caution is rescinded.
7. The Determination of the Fast Track Tribunal is final and binding on all Parties and is not subject to Appeal.