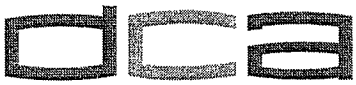
STATE OF CALIFORNIA



DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
www.dca.ca.gov/csac/
(916) 263-2195 FAX (916) 263-2197

Members of the Commission

Mario Rodriguez, Chair
June Collison
John Frierson
Christopher Giza, M.D.
Peter Lopez

Meeting Agenda
Monday, October 26, 2009
9 AM to Close of Business

Action may be taken on any item listed on the agenda except public comment.

Location
Junipero Serra State Building
Carmel Room
320 West 4th Street
Los Angeles, CA 90013

1. Call to Order/ roll call

2. Pledge of Allegiance

3. Approval of Minutes
   - April 13, 2009
   - August 24, 2009

4. Executive Officer Selection Update – Mr. Rodriguez

5. Executive Officer Report – Mr. Thornton
   - Status of Office
   - Personnel Update
   - Budget Update
   - Strategic Planning
   - Official's and Physician's Training
   - DCA Legal Opinion Re: Charity Boxing or MMA Events

6. Public Comment on Items Not on the Agenda

7. Appeal of Bout Decisions – Mr. Thornton and Mr. Douglas
   - Jeromy Freitag vs. Ethan Cox – July 31, 2009
   - Carlos De Soto vs. Jeremy Luchau – September 19, 2009
   - Travis Kauffman vs. Tony Grano – September 18, 2009

8. Boxer's Pension Plan Update - Mr. Deluna

9. Policy Prohibiting Gifts – Mr. Thornton

10. Media Relations Policy – Mr. Thornton

11. Timekeeper Equipment - Mr. Deluna

12. California Amateur Mixed Martial Arts Organization (CAMO) – Quarterly Report

13. Western States Police & Fire Games – Mr. Thornton
    - Report on Investigation Findings

14. New Promoters for Approval of License - Mr. Douglas
    - John Pena (Pico Rivera)
    - Andy K. (Sacramento)

15. Appeal of License Denial Re: Joshua Barnett – Ms. Chappelle

16. Appeal of License Revocation – Danny Batchelder – Ms. Chappelle

17. Appeal of License Revocation – Jeremy Tavares – Ms. Chappelle

18. Agenda Items for Future meetings

19. Adjournment

NOTICE: The meeting is accessible to the physically disabled. A person who needs disability-related accommodations or modifications in order to participate in the meeting shall make a request no later than five (5) working days before the meeting to the Commission by contacting Dave Thornton at (916) 263-2195 or sending a written request to Dave Thornton at the California State Athletic Commission, 2005 Evergreen Street, Suite 2010, Sacramento, CA 95815. Requests for further information should be directed to Dave Thornton at the same address and telephone number.

Meetings of the California State Athletic Commission are open to the public except when specifically noticed otherwise in accordance with the Open Meetings Act. The audience will be given appropriate opportunities to comment on any issue presented.

AGENDA ITEM

#3

APPROVAL OF MINUTES

STATE OF CALIFORNIA
dca
DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
2005 Evergreen St., Ste. #2010
Sacramento, CA 95815
www.dca.ca.gov/csac/
(916) 263-2195 FAX (916) 263-2197

CALIFORNIA STATE ATHLETIC COMMISSION MEETING

Monday, April 13, 2009

1:00 P.M. – Close of Business 5:00 P.M.

Ronald Regan State Building
Building Property Management
300 South Spring Street
Los Angeles, CA 90013
Auditorium

Minutes

Commissioners Present:
Timothy Noonan, Chairman
Howard Rose
Dr. Christopher Giza
Mario Rodriguez, Vice-Chairman
June Collison
Peter Lopez

Commissioners Absent:
John Frierson

Staff Present:
Bill Douglas, Assistant Executive Officer
Sarah Waklee, Office Technician
Karen Chappelle, Deputy Attorney General
Dean Lohuis, Chief Athletic Inspector
Che Guevara, Athletic Inspector
Anita Scuri, DCA Legal Counsel

Guests Present:
Jim Millman, CEO, USA Boxing
Joe Zanders, President, Southern California LBC
Venoria Lindsay, President, Border Association LBC
Jack Reiss, Official
John McCarthy, Official
Roy Englebrecht, Promoter
Todd Meacham, Promoter
Oscar Ortiz, President, Northern California LBC
Louis Jordan, President, Central California LBC
Pat Russell, Official
Gwen Adair, Official
Marty Denkin, Official
Don & Lorraine Chargin, Promoters
Beth Harrington, President, Benefit Resources Inc.

The minutes reflect the order in which the agenda items were heard.

Agenda Item 1. The meeting was called to order at 1:00 P.M. Assistant Executive Officer William Douglas called the roll. Commissioners present and accounted for: Noonan, Collison, Lopez, Rodriguez, Rose and Giza.

Agenda Item 2. Pledge of Allegiance was performed.

Agenda Item 3. Approval of Meeting Minutes
December 15, 2008 (Teleconference)
February 10, 2009

A motion was made, seconded, and carried unanimously to approve the meeting minutes for December 15, 2008 and February 10, 2009.

Agenda Item 5. USA boxing – Order to Show Cause re: Revocation
After much discussion between the representatives of USA Boxing and the California State Athletic Commission to determine whether they should revoke its authority of USA Boxing in the State of California, the Commission granted a forty-five minute negotiation period so that both parties might try to reach a compromise on how amateur boxing would move forward so that all parties' concerns were addressed equally and fairly.

Agenda Item 4. Assistant Executive Officer's Report
AEO Douglas discussed the state of the Commission's day to day operations in the office and the field.

Agenda Item 6. Amateur Mixed Martial Arts – *Selection of first meeting date*
Commission staff agreed to set up the date, time, and location of the first Amateur Mixed Martial Arts Committee meeting.

Agenda Item 7. Professional Boxers' Pension Plan Update – *Rule 406 Status, Distributions for 55+*
AEO Douglas advised the Commission that the pension regulation changing the distribution age from 55 to 50 is now in the Office of Administrative Law which has thirty (30) working days to review the file.

Agenda Item 8. Approval to Set Proposed Regulatory Changes for Hearing – *Rules: 211, 213, 213.2, 293, and 403.*
It was moved, seconded, and voted unanimously to set rules 211, 213, 213.2, and 293 for regulatory hearing. Rule 403 was tabled for further discussion.

Agenda Item 9. Physician's Malpractice Insurance Update – *Physicians' Pay Scale*
It was moved, seconded, and voted unanimously to approve the proposed pay increase for physicians at regulated events to cover the costs of ringside physician malpractice insurance.

Agenda Item 10. Officials Pay Scale – Mixed Martial Arts, kickboxing, and Amateur Events
It was moved, seconded, and voted unanimously to approve the proposed new officials' pay scales for mixed martial arts/kickboxing and amateur events.

Agenda Item 11. Training for Officials – *Schedule and Performance Review*
Commission staff agreed to work with the ringside physicians to organize a training session as soon as possible. Commission staff suggested that a committee of officials should be assembled to begin the process of training referees and judges.

USA Boxing.
An agreement was reached between the representatives of USA Boxing and the California State Athletic Commission to form workgroups that would consult with each other on acceptable standards to allow the supervision of amateur boxing to remain intact with USA Boxing for the regulation of amateur boxing in California.

A motion was made, seconded, and carried unanimously to lift the suspension of USA Boxing at this time on condition that each event shall be monitored by CSAC and the schedule of events shall be coordinated by CSAC staff.

Agenda Item 12. Procedure for Change of Decision
The procedure for a change of decision was recently modified in a regulatory change that would grant the Commission the power to overturn a win into a "no decision" if the winning athlete tests positive for a prohibited substance.

Agenda Item 13. Approval of Permanent Promoter Licenses – *Liberty Boxing and Phantom Promotions*
A motion was made, seconded, and carried unanimously to approve the permanent promoter licenses of Phantom Promotions and Liberty Boxing.

Agenda Item 14. The World Police & Fire Games – *Jack Reiss*
Jack Reiss brought a representative of the Los Angeles County Sheriff's Dept. Boxing Team to speak about their boxing events. Mr. Reiss explained the history of the events, their record of safety, and the charitable organizations that have benefited from these events.

Chairman Noonan indicated that he was in favor of allowing this type of charitable event to continue both legally and safely. Mr. Noonan asked Ms. Scuri for legal advice on how this could be accomplished. Ms. Scuri indicated that the LASD Boxing Team could either obtain a sanction from USA Boxing or obtain an amateur promoter's license. With Commission approval, CSAC staff was asked to send a promoter packet to Mr. Reiss.

Agenda Item 15. Promoter Concerns
The Commission tabled this agenda item for a future meeting.

Agenda Item 16. Public Comment on Matters Not on the Agenda
Todd Mecham: The California State Athletic Commission has been really good to me. Last year it went really well. William Douglas has done a wonderful job. All of the people behind the scenes are doing a great job. Just wants to say thanks.

Roy Englebrecht: I served on a number of commissions in Orange County. I know it is no pay, tireless. But for all of us that sit here, it is our lives. Your selection tomorrow should be no different from the NHL, NFA, or major league baseball. This person must have and be fully competent in all areas that the commission needs to oversee everything. Competent in business, common sense, know the sports, etc. All promoters in the field are putting faith in the seven (7) commission members.

Agenda Item 17. Agenda Items for Future Meetings
Dr. Wallace: Items for the next agenda.

- medical database/neurology fund testing
- neurological test changes
- revisit pregnancy testing
- promoter concerns
- Rule 403
- USA Boxing
- officials training

Agenda Item 18. Future Meeting Dates

- June 22, 2009 in San Francisco
- August 24, 2009 in Van Nuys

Agenda Item 19. Adjournment
The meeting was adjourned at 5:00 PM.

AGENDA ITEM

#5

EXECUTIVE OFFICER REPORT

STATE OF CALIFORNIA
dca
DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
2005 Evergreen St., Ste. #2010
Sacramento, CA 95815
www.dca.ca.gov/csac/
(916) 263-2195 FAX (916) 263-2197

October 21, 2009

To: **Commissioners**
California State Athletic Commission

From: **Dave Thornton**
Interim Executive Officer

Subject: **Bout Approvals**

The primary mission of the California State Athletic Commission (CSAC) is the health and safety of the athletes and protection of the public. It is the responsibility of CSAC staff to review and approve (or disapprove) matches submitted by the promoter's matchmakers. Factors considered during this approval process include but are not limited to the professional win/loss record of the athlete, last time they fought, number of knock outs, etc.

In the past several months the CSAC has been criticized for its bout approval record. Individuals have voiced concerns that the number of "poor bouts", those bouts that end is less than half of the scheduled rounds (this is not a CSAC approved definition but one provided by one of the concerned individuals), has increased thus putting the athlete's health and safety at risk. Past Commission Chairman Tim Noonan asked for an analysis of bout approvals over the past year for the purpose of determining if our current process is comparable to past practice and if fighter's health and safety are currently at greater risk. That analysis is attached.

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
2005 Evergreen Street, Suite 2010, Sacramento, CA 95815
P 916-263-2195 F 916-263-2197 www.dca.ca.gov/csac

MEMORANDUM

DATE	October 20, 2009
TO	Dave Thornton, CSAC Interim Executive Officer Bill Douglas, CSAC Assistant Executive Officer
CC	Gil DeLuna, CSAC Executive Management
FROM	Shayne Wilson Unlicensed Activity Program 916-574-7522
SUBJECT	Bout Approval

The California State Athletic Commission regulates professional boxing and mixed martial arts throughout the State by licensing all participants and supervising the events. It is the responsibility of the Commission to protect the health and safety of professional fighters, and to deny a bout if the fighters are not fairly matched. Bouts with fighters which are not well matched can result in injury or death.

Attached is an objective statistical analysis performed by a neutral third party, which evaluates the California State Athletic Commission's (CSAC) matchmaking approval history for professional boxers.

The California State Athletic Commission's primary concern is for the health and safety of professional athletes.

Abstract

Background: On June 22, 2009 Chairman Noonan requested a review of past boxing matches to compare the historical data concerning KO's and TKO's with new data to ensure the safety of the athletes. On September 4, 2009 an evaluation was submitted to the Interim Executive Officer, which was provided by a non-neutral party. At the request of the Interim Executive Officer, Dave Thornton, a DCA analyst was assigned to compile a report evaluating historical data concerning professional boxing. It is the intention of this report to provide an unbiased analysis by an impartial third party.

Methods: This analyst collected data from all professional boxing matches dating back to July 2008. The purpose of the analysis is to determine the fairness of boxing matches in regard to the health and safety of the boxers. Therefore the data collected was chosen based on its relevance to the health and safety of the boxers during a bout.

The data was then broken down into three time frames:

- **July 2008 – November 2008** (7/2008 – 11/2008)
- **November 2008 – April 2009** (11/2008 – 4/2009)
- **April 2009 – September 12th 2009** (4/2009 – 11/2009)

Evaluating these time frames, allows for a comparison of the fairness of matches permitted by different matchmaking approvers.

Results: Measurable factors such as weight, height, age and reach are all taken into consideration when determining if a fight is well matched. Of these factors, the analyst only had complete data for the fighter weights. The average weight difference between winners and losers varied from 0.5 to 1.5lbs and was found to be statistically insignificant.

Of 507 bouts dating back to July 2008, 233 (46%) ended in KO or TKO. Of these, 15% occurred between 7/08 and 11/08, 16% between 11/08 and 4/09, and 15% between 4/09 and 9/09.

Using a formula discussed in this report, a total of 118 (23%) bouts can be categorized as "poor bouts", 7.1% occurring between 7/08 and 11/08, 8.3% between 11/08 and 4/09, and 7.9% between 4/09 and 9/09.

Conclusions: This analyst has determined that professional boxers' health and safety are not in a higher state of risk with present matchmaking approvers as opposed to previous approvers.

Introduction

The California State Athletic Commission (CSAC) regulates professional boxing throughout the State by licensing all participants and supervising the events. It is the responsibility of the Commission to protect the health and safety of professional boxers, and to deny a bout if the boxers are not fairly matched. Bouts with boxers which are not well matched can result in injury or death to a boxer.

Attached is an objective statistical analysis performed by a neutral third party, which evaluates the California State Athletic Commission's (CSAC) matchmaking approval history.

It should be noted that although this report contains reference to a "poor bout". There is no universally accepted definition of a poor bout, or a formula for determining whether or not a bout was poor. Although this report evaluates the quality of matches which were approved by the Commission, it should not be seen as constituting a policy or setting precedent for this type of determination.

For the purpose of this report, the analyst used criteria which were presented in a previous analysis of CSAC data, defining "poor bout" as any bout ending in less than half the scheduled rounds. CSAC does not endorse this definition, as many additional factors determine whether fighters are well matched.

When determining a matches fairness and authorizing fight, factors such as the boxers' height, weight, age, reach, win history, knock out history, training, and activity level are all taken into consideration; evaluating a match is not an exact science.

Methods

A retrospective analysis was conducted to examine the matchmaking fairness of professional boxers dating back to July 2008. Three time frames were compared and contrasted against one another to determine whether the boxers' health and safety have been placed at greater risk dependent on the matchmaking approver.

The data enclosed is broken down into three time frames:

- July 2008 – November 2008 (7/2008 – 11/2008)
- November 2008 – April 2009 (11/2008 – 4/2009)
- April 2009 – September 12th 2009 (4/2009 – 11/2009)

Data obtained included the date and location of the matches, rounds scheduled, rounds fought, weight, boxer's win history, match outcome (or win type; Draw, Knock out (KO), Technical Knock Out (TKO), majority or split decision, no decision, Unanimous Decision (UD) etc.).

The analyst collected the data provided from Supervisor Reports, Fight Fax, and BoxRec.

Data was analyzed in Microsoft Access and Excel.

Results

A total of 507 professional boxing matches took place between July 2008 and November 12th 2009. Of these, 40% were won by Unanimous Decision (UD), nearly 32% by Knock Out (KO), and 14% by Technical Knock Out (TKO). Together, KO and Technical Knock Outs (TKO) make up 46% of the data. (Table 1)

Table 1. Total Win Types

Win Types	#	%
Draw	13	2.56%
KO (Knock Out)	162	**31.95%**
Majority Decision	22	4.34%
Majority Draw	7	1.38%
No Contest	1	0.20%
No Decision	1	0.20%
Split Decision	18	3.55%
Split Draw	3	0.59%
Technical Draw	5	0.99%
TKO (Technical Knockout)	71	14.00%
UD (Unanimous Decision)	203	**40.04%**

Using the above stated criteria to identify a poor bout, the incidence of poor bouts was broken down by month. The date ranges of the entire data set are July 11th 2008 through September 12th 2009. Data indicates that the highest percentage of poor bouts occurred in December 2008, at 32% (12 out of 38 bouts). This is a 9% difference from the average percentage of poor bouts each month, which is 23%. September 2009 shows a low outlier, 0%, of poor bouts, but this is likely due to the small range of data in that month; only 4 bouts are accounted for in Sept 09. (Chart 1, Chart 2)

Chart 1. Total Number of "Poor Bouts" Each Month

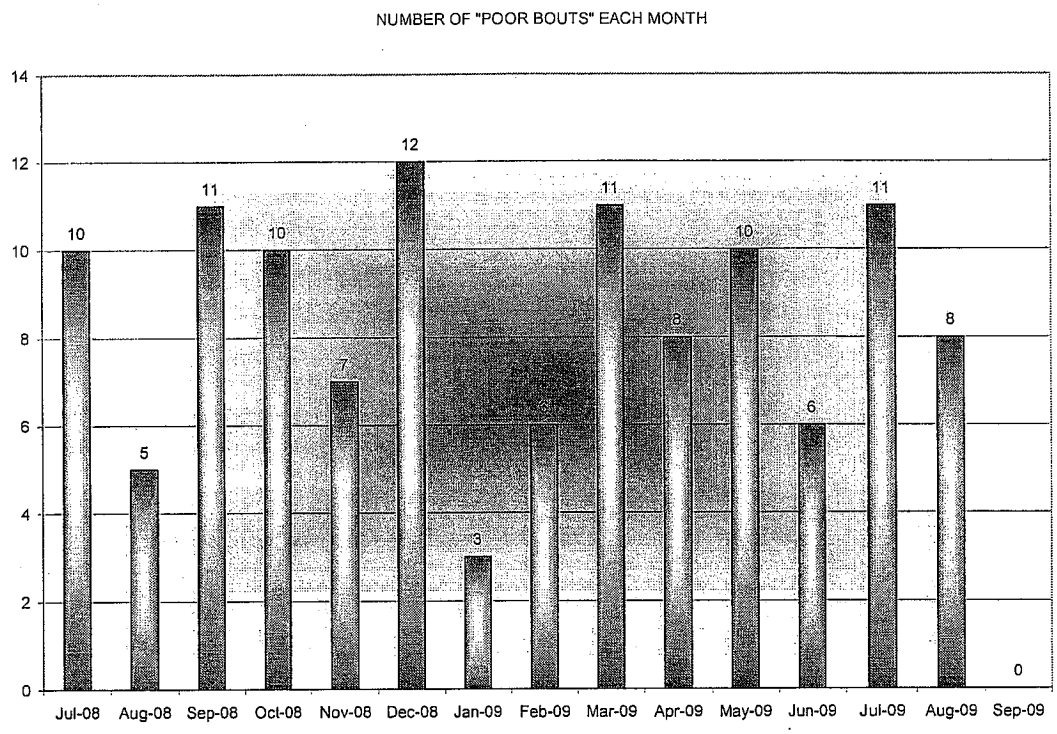
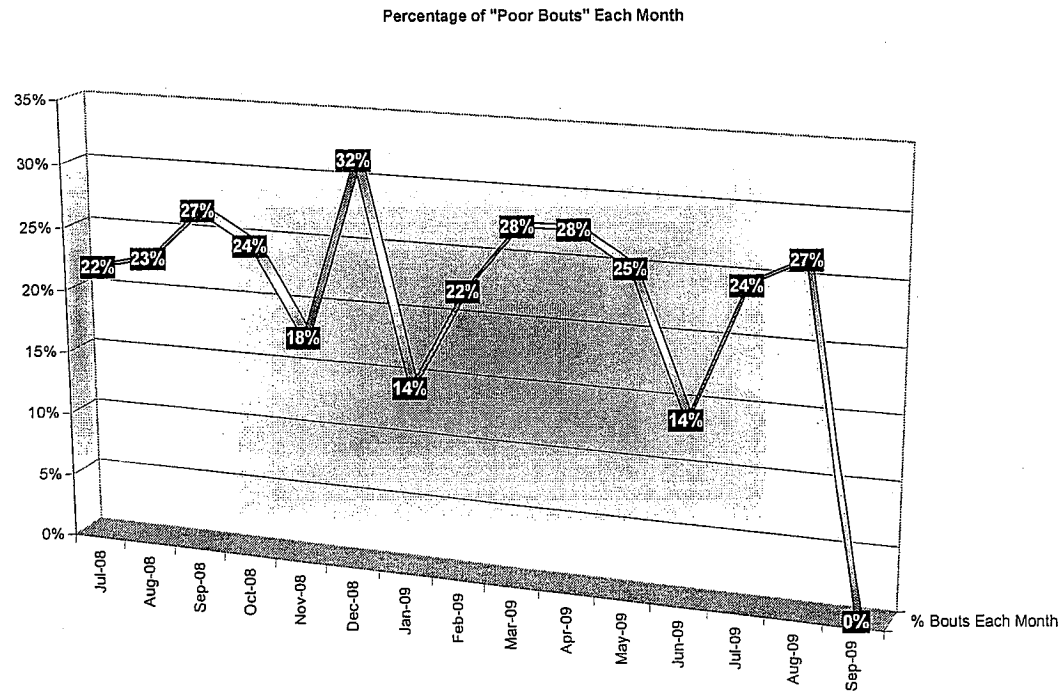


Chart 2. Total Percentage of "Poor Bouts" Each Month

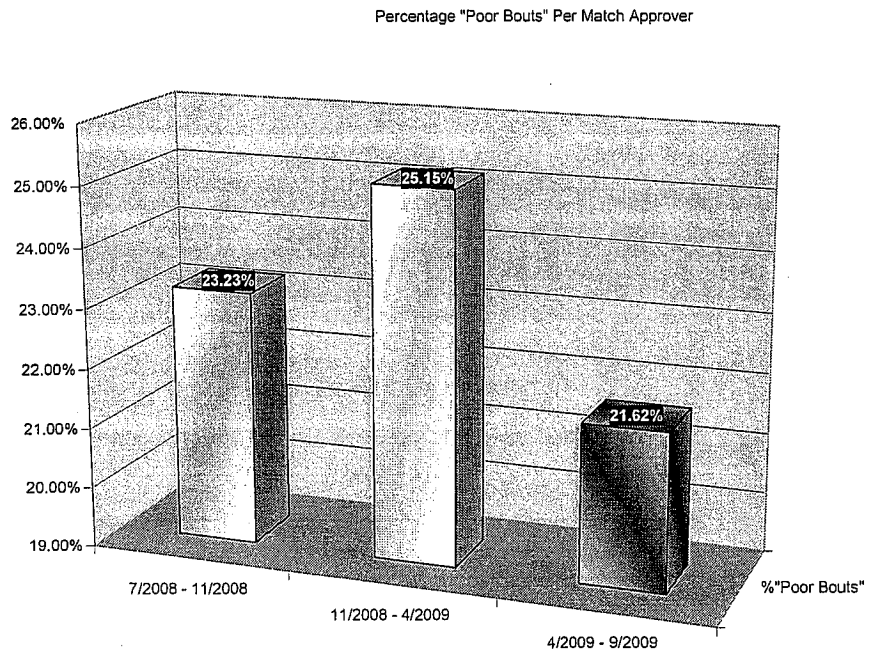


Data shows a minimal range of variation between fight approvers and poor bout incidence. The highest incidence of poor bouts occurred between November 2008 and April 2009, where 25% of 167 bouts were identified as ending in less than half the scheduled rounds. The lowest incidence of poor bouts occurred between April 2009 and September 2009, where 22% of 185 bouts ended in less than half the scheduled rounds. (Table 2, Chart 3)

Table 2. Evaluation of "Poor Bouts"

Time Frame	Total Number Bouts	Total KO & TKO	# "Poor Bouts"	%"Poor Bouts"
7/2008 - 11/2008	155	74	36	23.23%
11/2008 - 4/2009	167	82	42	25.15%
4/2009 - 9/2009	185	77	40	21.62%
TOTALS	507	233	118	23.27%

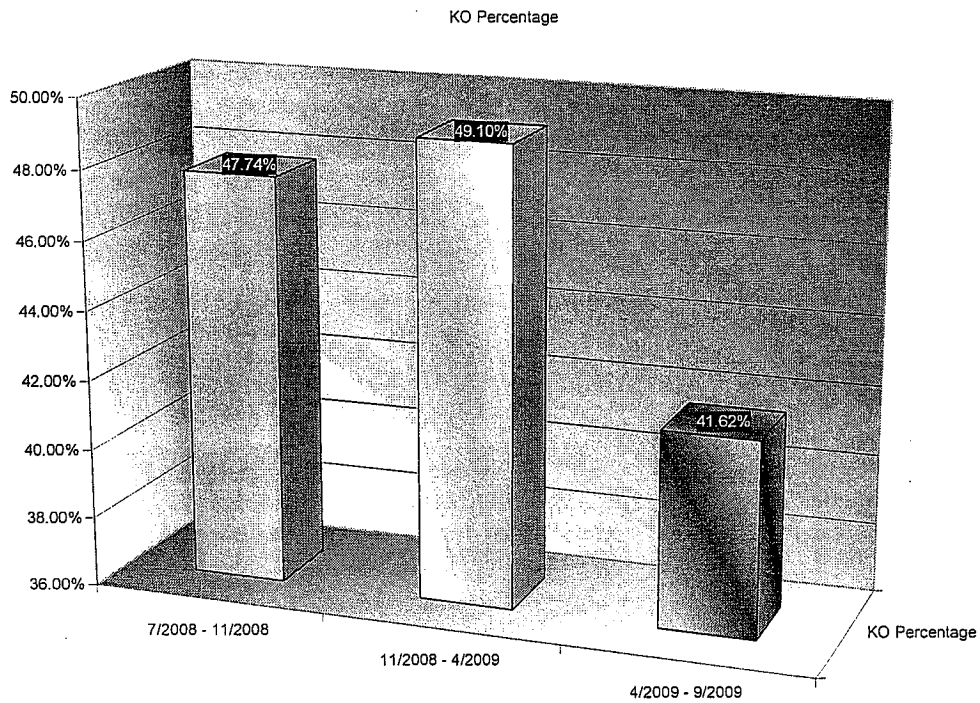
Chart 3. Percentage of "Poor Bouts"; separated by time frame.



KOs and TKOs may be considered an indication that the bouts ended before reaching the total allotted rounds. They are therefore a potential indicator that the boxers are less evenly matched. CSAC might arguably evaluate the incidence of TKOs and KOs as a less desirable fight outcome.

The highest percent of incidence for KOs and TKOs occurred between November 2008 and April 2009, at nearly 50% of total bouts. Adversely, the lowest percent of incidence for KOs and TKOs occurred between April 2009 and September 2009, at 42%. (Chart 4)

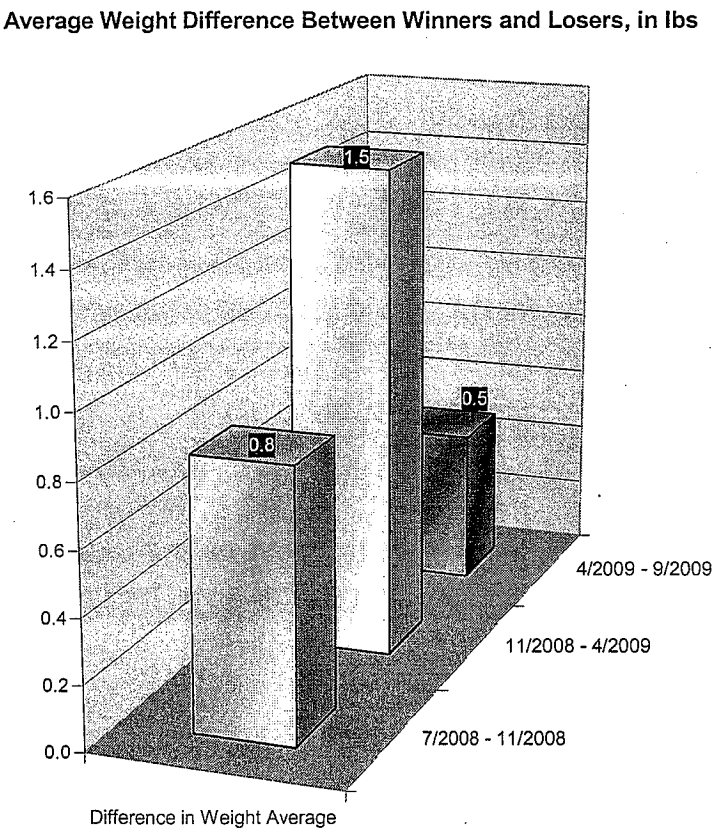
Chart 4. Match Approvers' average TKO & KO vs. Other.



Weight difference between matched boxers is one factor that contributes to the fairness of the match. It can be assumed that the closer the boxers are in weight, the more evenly they are matched.

Data shows that the average weight of all winning fighters when compared to the average weight of all losing fighters was very closely comparable. The largest discrepancy fell between the dates of November 2008 and April 2009, although the difference (1.5 lbs) is not statistically significant. (Chart 5)

Chart 5. Average Weight Difference between Winner and Loser, in lbs.



Definitions:

Bout - Defined as a boxing contest; boxing fight; or boxing match.

Match – A bout; a boxing contest

Matchmaker - Defined as the person in charge of arranging bouts between boxers. He often works under the supervision of a particular venue's promoter. Sometimes the promoter alone handles the matchmaking duties. The matchmaker looks over candidates' fight records and tries to match opponents evenly. His job is to create interesting contests that will "give the crowd a thrill."

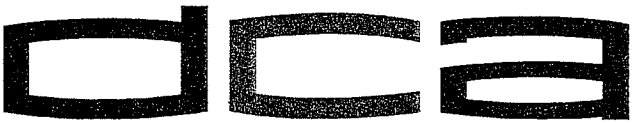
Matchmaking Approver- In this document the "matchmaking approver" is the California State Athletic Commission representative who is responsible for approving or denying the matches made by matchmakers. The matchmaking approver determines if a given match is fair in regard to the health and safety of both fighters.

Poor Bout – For the purposes of this report, poor bout is defined as a bout ending in less than half the scheduled rounds. There is no widely accepted definition of a poor bout, and no formula for determining whether a bout was poor.

Round - One of a series of periods usually lasting three minutes (sometimes two minutes), separated by a one-minute rest, which make up a boxing bout.

September 2009 (FM 03) FINANCIAL REPORTS Volume 03

STATE OF CALIFORNIA



DEPARTMENT OF CONSUMER AFFAIRS

Fiscal Operations CALSTARS

California State Accounting and Reporting System

This month's reports include:

- September 2009-FM03 Management (Budget & Expenditure) report.
- September 2009- FM03 Encumbrance reports.
- September 2009- FM03 History reports (H10 for Boards, H09 for Bureaus) supporting the current month expenditures by object code summarized on the Management Budget and Expenditure Report.
- September 2009- FM03 Revenue reports (CALSTARS Q24), if you are a revenue-generating program.

If you have any questions or concerns about lag times on specific expenditure line items or budget plan entries, contact your Budget Liaison.

Report Distribution

Please contact Mary Woo at 574-7121 for (Boards) or Dee Ann Mahoney at 574-7124 for (Bureaus/Divisions) when there is a change in staff that is to receive the monthly management reports or you are moving to a new location.

Accounting Office

Accounting Administrator

Toni Boyer 574-7170

Accounts Payable

Debbie Baumbach	574-7157
Debbie Sullivan -Travel	574-7140

CalStars

Mary Cather	574-7120
Mary Woo (Boards)	574-7121
Dee Ann Mahoney (Bureaus/Divisions)	574-7124

Cashiering/Payroll

email: Cashiering@dca.ca.gov

Main Line	574-7180

General Ledger

Randy Booth	574-7130

Revenue and Technical Analysis Unit

Pam Hauschild	574-7107

Budget Office

Budget Officer

Janice Shintaku-Enkoji

574-7173

Cynthia Dines	574-7162
Kevin Peterson	574-7168
Michael Wells	574-7163

Fee Increases/New Fee Categories

This is a reminder that any legislation or regulations that increase, decrease, or establish new fees require the set up of new revenue source codes. Please **contact Pam Hauschild at 574-7107** for further information and instructions.

Revenue Report Corrections

Please contact **Pam Hauschild from the revenue unit at 574-7107** should you find any unusual entries appearing on your monthly revenue report (CALSTARS Q24). Pam will research each item and make the necessary corrections.

DEPARTMENT OF CONSUMER AFFAIRS

BUDGET REPORT

AS OF 9/30/2009

FM 03

ATHLETIC COMMISSION

ATHLETIC COMMISSION SUPPORT

STATE ATHLETIC COMMISSION

	DESCRIPTION	BUDGET	CURR. MONTH	YR-TO-DATE	ENCUMBRANCE	YTD + ENCUMBRANCE	BALANCE	PCNT REMAIN
PERSONAL SERVICES								
SALARIES AND WAGES								
003 00	CIVIL SERVICE-PERM	0	17,910	53,680	0	53,680	(53,680)	
033 02	ATH INSP MSC 906,910	0	75,018	123,194	0	123,194	(123,194)	
033 04	TEMP HELP (907)	0	3,029	5,841	0	5,841	(5,841)	
063 00	STATUTORY-EXEMPT	0	7,341	13,559	0	13,559	(13,559)	
063 01	BD/COMMSN (901,920)	0	100	100	0	100	(100)	
083 00	OVERTIME	0	626	691	0	691	(691)	
TOTAL SALARIES AND WAGES		**0**	**104,024**	**197,065**	**0**	**197,065**	**(197,065)**	**0.00%**
STAFF BENEFITS								
103 00	OASDI	0	1,203	3,442	0	3,442	(3,442)	
104 00	DENTAL INSURANCE	0	101	303	0	303	(303)	
105 00	HEALTH/WELFARE INS	0	2,534	7,414	0	7,414	(7,414)	
106 01	RETIREMENT	0	1,532	4,057	0	4,057	(4,057)	
134 00	OTHER-STAFF BENEFITS	0	464	1,092	0	1,092	(1,092)	
135 00	LIFE INSURANCE	0	4	13	0	13	(13)	
136 00	VISION CARE	0	46	138	0	138	(138)	
137 00	MEDICARE TAXATION	0	1,421	2,726	0	2,726	(2,726)	
TOTAL STAFF BENEFITS		**0**	**7,305**	**19,186**	**0**	**19,186**	**(19,186)**	**0.00%**
TOTAL PERSONAL SERVICES		**0**	**111,329**	**216,252**	**0**	**216,252**	**(216,252)**	**0.00%**
OPERATING EXPENSES & EQUIPMENT								
GENERAL EXPENSE								
206 00	MISC OFFICE SUPPLIES	0	1,499	1,630	0	1,630	(1,630)	
207 00	FREIGHT & DRAYAGE	0	1,100	2,025	0	2,025	(2,025)	
TOTAL GENERAL EXPENSE		**0**	**2,599**	**3,655**	**0**	**3,655**	**(3,655)**	**0.00%**
PRINTING								
242 02	REPRODUCTION SVS	0	15	45	0	45	(45)	
244 00	OFFICE COPIER EXP	0	0	0	2,624	2,624	(2,624)	
245 00	PRINTED FORM/STATNRY	0	0	0	90	90	(90)	
TOTAL PRINTING		**0**	**15**	**45**	**2,714**	**2,759**	**(2,759)**	**0.00%**
COMMUNICATIONS								
252 00	CELL PHONES,PDA,PAGE	0	646	1,242	0	1,242	(1,242)	
257 01	TELEPHONE EXCHANGE	0	241	274	0	274	(274)	

DEPARTMENT OF CONSUMER AFFAIRS

BUDGET REPORT

AS OF 9/30/2009

FM 03

ATHLETIC COMMISSION

ATHLETIC COMMISSION SUPPORT

STATE ATHLETIC COMMISSION

	DESCRIPTION	BUDGET	CURR. MONTH	YR-TO-DATE	ENCUMBRANCE	YTD + ENCUMBRANCE	BALANCE	PCNT REMAIN
TOTAL COMMUNICATIONS		0	887	1,515	0	1,515	(1,515)	0.00%
POSTAGE								
263 05	ALLOCATED POSTAGE-DC	0	120	560	0	560	(560)	
TOTAL POSTAGE		0	120	560	0	560	(560)	0.00%
TRAVEL: IN-STATE								
292 00	PER DIEM-I/S	0	8,149	12,386	0	12,386	(12,386)	
294 00	COMMERCIAL AIR-I/S	0	8,963	11,243	0	11,243	(11,243)	
296 00	PRIVATE CAR-I/S	0	14,522	29,481	0	29,481	(29,481)	
297 00	RENTAL CAR-I/S	0	399	460	0	460	(460)	
301 00	TAXI & SHUTTLE SERV-	0	45	45	0	45	(45)	
305 00	MGMT/TRANS FEE-I/S	0	250	275	0	275	(275)	
TOTAL TRAVEL: IN-STATE		0	32,328	53,890	0	53,890	(53,890)	0.00%
FACILITIES OPERATIONS								
343 00	RENT-BLDG/GRND(NON S	0	4,781	14,342	43,643	57,986	(57,986)	
347 00	FACILITY PLNG-DGS	0	104	208	0	208	(208)	
TOTAL FACILITIES OPERATIONS		0	4,885	14,551	43,643	58,194	(58,194)	0.00%
C/P SVS - EXTERNAL								
413 00	HEALTH & MEDICAL-EXT	0	2,100	2,100	91,163	93,263	(93,263)	
TOTAL C/P SVS - EXTERNAL		0	2,100	2,100	91,163	93,263	(93,263)	0.00%
DATA PROCESSING								
436 00	SUPPLIES-IT (PAPER,	0	48	48	0	48	(48)	
TOTAL DATA PROCESSING		0	48	48	0	48	(48)	0.00%
CENTRAL ADMINISTRATIVE SERVICES								
438 00	PRO RATA	0	0	23,829	0	23,829	(23,829)	
TOTAL CENTRAL ADMINISTRATIVE SERVICES		0	0	23,829	0	23,829	(23,829)	0.00%
ENFORCEMENT								
396 00	ATTORNEY GENL-INTERD	0	0	12,578	0	12,578	(12,578)	
TOTAL ENFORCEMENT		0	0	12,578	0	12,578	(12,578)	0.00%
TOTAL OPERATING EXPENSES & EQUIPMEN		0	42,982	112,771	137,521	250,291	(250,291)	0.00%
STATE ATHLETIC COMMISSION		0	154,311	329,023	137,521	466,543	(466,543)	0.00%

DEPARTMENT OF CONSUMER AFFAIRS

BUDGET REPORT

AS OF 9/30/2009

FM 03

ATHLETIC COMMISSION

ATHLETIC COMMISSION SUPPORT

STATE ATHLETIC COMMISSION

DESCRIPTION	BUDGET	CURR. MONTH	YR-TO-DATE	ENCUMBRANCE	YTD + ENCUMBRANCE	BALANCE	PCNT REMAIN
	0	154,311	329,023	137,521	466,543	(466,543)	0.00%

DEPARTMENT OF CONSUMER AFFAIRS

BUDGET REPORT

AS OF 9/30/2009

FM 03

ATHLETIC COMMISSION

ATHLETIC COMMISSION - NEUROLOGICAL

STATE ATHLETIC COMM - BOXERS NEURO ACCT

	DESCRIPTION	BUDGET	CURR. MONTH	YR-TO-DATE	ENCUMBRANCE	YTD + ENCUMBRANCE	BALANCE	PCNT REMAIN
PERSONAL SERVICES								
SALARIES AND WAGES								
003 00	CIVIL SERVICE-PERM	0	2,304	6,911	0	6,911	(6,911)	
TOTAL SALARIES AND WAGES		0	2,304	6,911	0	6,911	(6,911)	0.00%
STAFF BENEFITS								
103 00	OASDI	0	143	428	0	428	(428)	
106 01	RETIREMENT	0	390	1,169	0	1,169	(1,169)	
134 00	OTHER-STAFF BENEFITS	0	2	2	0	2	(2)	
137 00	MEDICARE TAXATION	0	33	100	0	100	(100)	
TOTAL STAFF BENEFITS		0	568	1,700	0	1,700	(1,700)	0.00%
TOTAL PERSONAL SERVICES		0	2,872	8,611	0	8,611	(8,611)	0.00%
OPERATING EXPENSES & EQUIPMENT								
CENTRAL ADMINISTRATIVE SERVICES								
438 00	PRO RATA	0	0	833	0	833	(833)	
TOTAL CENTRAL ADMINISTRATIVE SERVICES		0	0	833	0	833	(833)	0.00%
TOTAL OPERATING EXPENSES & EQUIPMEN		0	0	833	0	833	(833)	0.00%
ATE ATHLETIC COMM - BOXERS NEURO ACCT		0	2,872	9,443	0	9,443	(9,443)	0.00%
		0	2,872	9,443	0	9,443	(9,443)	0.00%

DEPARTMENT OF CONSUMER AFFAIRS

BUDGET REPORT

AS OF 9/30/2009

FM 03

ATHLETIC COMMISSION

ATHLETIC COMMISSION - BOXERS PENSION FUND 9250

BOXERS PENSION FUND 9250

	DESCRIPTION	BUDGET	CURR. MONTH	YR-TO-DATE	ENCUMBRANCE	YTD + ENCUMBRANCE	BALANCE	PCNT REMAIN
PERSONAL SERVICES								
SALARIES AND WAGES								
003 00	CIVIL SERVICE-PERM	0	2,304	6,911	0	6,911	(6,911)	
TOTAL SALARIES AND WAGES		0	2,304	6,911	0	6,911	(6,911)	0.00%
STAFF BENEFITS								
103 00	OASDI	0	152	455	0	455	(455)	
106 01	RETIREMENT	0	390	1,169	0	1,169	(1,169)	
134 00	OTHER-STAFF BENEFITS	0	144	427	0	427	(427)	
136 00	VISION CARE	0	9	28	0	28	(28)	
137 00	MEDICARE TAXATION	0	35	106	0	106	(106)	
TOTAL STAFF BENEFITS		0	729	2,185	0	2,185	(2,185)	0.00%
TOTAL PERSONAL SERVICES		0	3,033	9,096	0	9,096	(9,096)	0.00%
OPERATING EXPENSES & EQUIPMENT								
C/P SVS - EXTERNAL								
418 02	CONS/PROF SVS-EXTRNL	0	0	0	27,000	27,000	(27,000)	
TOTAL C/P SVS - EXTERNAL		0	0	0	27,000	27,000	(27,000)	0.00%
CENTRAL ADMINISTRATIVE SERVICES								
438 00	PRO RATA	0	0	692	0	692	(692)	
TOTAL CENTRAL ADMINISTRATIVE SERVICES		0	0	692	0	692	(692)	0.00%
TOTAL OPERATING EXPENSES & EQUIPMEN		0	0	692	27,000	27,692	(27,692)	0.00%
BOXERS PENSION FUND 9250		0	3,033	9,788	27,000	36,788	(36,788)	0.00%
		0	3,033	9,788	27,000	36,788	(36,788)	0.00%

DEPARTMENT OF CONSUMER AFFAIRS

BUDGET REPORT

AS OF 9/30/2009

FM 03

ATHLETIC COMMISSION

BOXERS PENSION CONTINOUSLY APPROPRIATED 9250

BOXERS PENSION CONTINOUSLY APPROPRIATED

DESCRIPTION	BUDGET	CURR. MONTH	YR-TO-DATE	ENCUMBRANCE	YTD + ENCUMBRANCE	BALANCE	PCNT REMAIN
SPECIAL ITEMS OF EXPENSE							
RETIREMENT DISBURSEMENTS							
623 00 RETIREMT DISBURSMNTS	0	10,303	65,004	0	65,004	(65,004)	
TOTAL RETIREMENT DISBURSEMENTS	0	10,303	65,004	0	65,004	(65,004)	0.00%
TOTAL SPECIAL ITEMS OF EXPENSE	0	10,303	65,004	0	65,004	(65,004)	0.00%
ERS PENSION CONTINOUSLY APPROPRIATED	0	10,303	65,004	0	65,004	(65,004)	0.00%
	0	10,303	65,004	0	65,004	(65,004)	0.00%

DEPARTMENT OF CONSUMER AFFAIRS
ENCUMBRANCE REPORT

AS OF: 9/30/2009

FM 03

09250 BOXERS PENSION FUND 9250

DOCUMENT			VENDOR	ORIG. AMOUNT	ADJUSTMENTS	LIQUIDATIONS	BALANCE
C/P SVS - EXTERNAL							
418 02	009-4125--7	0000071737-00	RAYMOND JAMES FIN	$27,000.00	$0.00	$0.00	$27,000.00
TOTAL C/P SVS - EXTERNAL							$27,000.00

09250 BOXERS PENSION FUND 9250 $27,000.00

DEPARTMENT OF CONSUMER AFFAIRS
ENCUMBRANCE REPORT

AS OF: 9/30/2009

FM 03

09326 STATE ATHLETIC COMMISSION

	DOCUMENT		VENDOR	ORIG. AMOUNT	ADJUSTMENTS	LIQUIDATIONS	BALANCE
PRINTING							
244	7040C181-26	0000065284-00	SHARP ELECTRONICS	$2,624.00	$0.00	$0.00	$2,624.00
245	REQ00028-58	0000020068-00	DEPT OF GENERAL S	$45.00	$0.00	$0.00	$45.00
245	REQ00028-65	0000020068-00	DEPT OF GENERAL S	$45.00	$0.00	$0.00	$45.00
TOTAL	PRINTING						**$2,714.00**
FACILITIES OPERATIONS							
343	2367-007-A0	0000067839-00	JB MANAGEMENT LP	$57,985.52	$0.00	($14,342.16)	$43,643.36
TOTAL	FACILITIES OPERATIONS						**$43,643.36**
C/P SVS - EXTERNAL							
413	009-0186--8	0000072765-00	REGENTS OF UNIV O	$49,750.00	$0.00	$0.00	$49,750.00
413	009-0331--8	0000072798-00	DRUG TESTING NETW	$43,513.25	$0.00	($2,100.00)	$41,413.25
TOTAL	C/P SVS - EXTERNAL						**$91,163.25**

09326 STATE ATHLETIC COMMISSION $137,520.61

FFY: 09
PCA: 09-10-000-000-09326 STATE ATHLETIC COMMISSION

SEC	SS	U	SU	SSU	INDEX	DESCRIPTION	C	OB	OD	AO	DESCRIPTION	CUR MONTH EXP
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	01	003	00	CIVIL SERVICE-PERM	
LABOR DISTRIB						CL01018300		091001LG				209.34
LABOR DISTRIB						CL01018500		091001LG				4,179.14-
LABOR DISTRIB						CL01018600		091001LG				4,179.14
LABOR DISTRIB						CL01020000		091001LG				3,704.36
LABOR DISTRIB						CL01023700		091001LG				13,996.79
*TOTAL AGENCY OBJECT 00 CIVIL SERVICE-PERM												17,910.49
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	01	033	02	ATH INSP MSC 906,910	
LABOR DISTRIB						CL01017500		091001LG				13,527.24
LABOR DISTRIB						CL01017900		091001LG				30,434.79
LABOR DISTRIB						CL01018100		091001LG				2,246.78-
LABOR DISTRIB						CL01019100		091001LG				14,748.67
LABOR DISTRIB						CL01019500		091001LG				573.32
LABOR DISTRIB						CL01021100		091001LG				14,674.68
LABOR DISTRIB						CL01023800		091001LG				3,305.60
*TOTAL AGENCY OBJECT 02 ATH INSP MSC 906,910												75,017.52
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	01	033	04	TEMP HELP (907)	
LABOR DISTRIB						CL01017900		091001LG				3,028.69
*TOTAL AGENCY OBJECT 04 TEMP HELP (907)												3,028.69
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	01	063	00	STATUTORY-EXEMPT	
LABOR DISTRIB						CL01017500		091001LG				7,340.60
*TOTAL AGENCY OBJECT 00 STATUTORY-EXEMPT												7,340.60
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	01	063	01	BD/COMMSN (901,920)	
LABOR DISTRIB						CL01023800		091001LG				100.00
*TOTAL AGENCY OBJECT 01 BD/COMMSN (901,920)												100.00
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	01	083	00	OVERTIME	
LABOR DISTRIB						CL01020000		091001LG				311.45
LABOR DISTRIB						CL01021100		091001LG				314.90
*TOTAL AGENCY OBJECT 00 OVERTIME												626.35
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	103	00	OASDI	
LABOR DISTRIB						CL01017900		091001LG				63.41

FFY: 09
PCA: 09-10-000-000-09326 STATE ATHLETIC COMMISSION

SEC	SS	U	SU	SSU	INDEX	DESCRIPTION	C	OB	OD	AO	DESCRIPTION
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	104	00	DENTAL INSURANCE
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	105	00	HEALTH/WELFARE INS
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	106	01	RETIREMENT
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	134	00	OTHER-STAFF BENEFITS
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	135	00	LIFE INSURANCE

INVOICE	DOC DATE	REF DOC SX	CUR DOC SX	CLAIM NO	BATCH	HDR PR DATE	TC	R	VENDOR NAME	CUR MONTH EXP
LABOR DISTRIB			CL01018300		091001LG					12.98
LABOR DISTRIB			CL01018500		091001LG					268.72-
LABOR DISTRIB			CL01018600		091001LG					268.72
LABOR DISTRIB			CL01020000		091001LG					257.66
LABOR DISTRIB			CL01021100		091001LG					19.52
LABOR DISTRIB			CL01023700		091001LG					849.51
*TOTAL AGENCY OBJECT 00 OASDI										1,203.08
LABOR DISTRIB			CL01023700		091001LG					101.07
*TOTAL AGENCY OBJECT 00 DENTAL INSURANCE										101.07
LABOR DISTRIB			CL01023700		091001LG					2,534.17
*TOTAL AGENCY OBJECT 00 HEALTH/WELFARE INS										2,534.17
LABOR DISTRIB			CL01017900		091001LG					114.11
LABOR DISTRIB			CL01018300		091001LG					35.41
LABOR DISTRIB			CL01018500		091001LG					706.99-
LABOR DISTRIB			CL01018600		091001LG					706.99
LABOR DISTRIB			CL01020000		091001LG					208.51
LABOR DISTRIB			CL01023700		091001LG					1,173.94
*TOTAL AGENCY OBJECT 01 RETIREMENT										1,531.97
LABOR DISTRIB			CL01018500		091001LG					165.88-
LABOR DISTRIB			CL01018600		091001LG					165.88
LABOR DISTRIB			CL01020000		091001LG					141.69
LABOR DISTRIB			CL01023700		091001LG					172.64
	08/10/09		CLA0026100		09101307057	10/13/09	242			74.60
	09/08/09		CLA0063300		09091607008	09/16/09	242			74.60
*TOTAL AGENCY OBJECT 00 OTHER-STAFF BENEFITS										463.53
LABOR DISTRIB			CL01018500		091001LG					4.40-
LABOR DISTRIB			CL01018600		091001LG					4.40
LABOR DISTRIB			CL01023700		091001LG					4.40

FFY: 09
PCA: 09-10-000-000-09326 STATE ATHLETIC COMMISSION

SEC	SS	U	SU	SSU	INDEX	DESCRIPTION	C	OB	OD	AO	DESCRIPTION
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	136	00	VISION CARE
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	137	00	MEDICARE TAXATION
09	00	00	00	00	0900	ATHLETIC COMMISSION	3	11	206	00	MISC OFFICE SUPPLIES
09	00	00	00	00	0900	ATHLETIC COMMISSION	3	11	207	00	FREIGHT & DRAYAGE
09	00	00	00	00	0900	ATHLETIC COMMISSION	3	11	213	02	ADMIN OVERHEAD-OTHR STATE AGE

INVOICE	DOC DATE	REF DOC	SX	CUR DOC	SX	CLAIM NO	BATCH	HDR PR DATE	TC	R	VENDOR NAME	CUR MONTH EXP
												4.40
LABOR DISTRIB				CL01020000			091001LG					9.19
LABOR DISTRIB				CL01023700			091001LG					36.76
												45.95
LABOR DISTRIB				CL01017500			091001LG					267.07
LABOR DISTRIB				CL01017900			091001LG					485.20
LABOR DISTRIB				CL01018100			091001LG					32.58-
LABOR DISTRIB				CL01018300			091001LG					3.04
LABOR DISTRIB				CL01018500			091001LG					62.85-
LABOR DISTRIB				CL01018600			091001LG					62.85
LABOR DISTRIB				CL01019100			091001LG					213.87
LABOR DISTRIB				CL01019500			091001LG					8.31
LABOR DISTRIB				CL01020000			091001LG					60.26
LABOR DISTRIB				CL01021100			091001LG					167.70
LABOR DISTRIB				CL01023700			091001LG					198.68
LABOR DISTRIB				CL01023800			091001LG					49.38
												1,420.93
	09/30/09					0900659	09101204132	10/12/09	231		AGENCY CHECKING ACCT NBR: 172	15.34
	09/30/09					0900659	09101204132	10/12/09	231		AGENCY CHECKING ACCT NBR: 172	9.65
46044555642895	08/24/09					0900720	09092904103	09/29/09	231		U S BANK	1,473.89
												1,498.88
33905	08/20/09					0900629	09091704082	09/17/09	231		C & C EXPRESS DELIVERY	424.60
930465188	08/21/09					0900629	09091704082	09/17/09	231		FEDERAL EXPRESS CORP	155.06
931258871	08/28/09					0900629	09091704082	09/17/09	231		FEDERAL EXPRESS CORP	229.71
932027865	09/04/09					0900629	09091704082	09/17/09	231		FEDERAL EXPRESS CORP	290.73
												1,100.10
		CHG INDEX#		0900600	SS		09092307015	09/23/09	242		DEPT OF PERSONNEL ADMIN	18,771.55
CORR FY				0900600-	SS		09101307056	10/13/09	242	R	DEPT OF PERSONNEL ADMIN	18,771.55-

*TOTAL AGENCY OBJECT 00 LIFE INSURANCE

*TOTAL AGENCY OBJECT 00 VISION CARE

*TOTAL AGENCY OBJECT 00 MEDICARE TAXATION

*TOTAL AGENCY OBJECT 00 MISC OFFICE SUPPLIES

*TOTAL AGENCY OBJECT 00 FREIGHT & DRAYAGE

FFY: 09
PCA: 09-10-000-000-09326 STATE ATHLETIC COMMISSION

SEC	SS	U	SU	SSU	INDEX	DESCRIPTION	C	OB	OD	AO	DESCRIPTION
09	00	00	00	00	0900	ATHLETIC COMMISSION	3	12	242	02	REPRODUCTION SVS
09	00	00	00	00	0900	ATHLETIC COMMISSION	3	13	252	00	CELL PHONES,PDA,PAGER
09	00	00	00	00	0900	ATHLETIC COMMISSION	3	13	257	01	TELEPHONE EXCHANGE
09	00	00	00	00	0900	ATHLETIC COMMISSION	3	14	263	05	ALLOCATED POSTAGE-DCA
09	00	00	00	00	0900	ATHLETIC COMMISSION	3	17	292	00	PER DIEM-I/S

INVOICE	DOC DATE	REF DOC	SX	CUR DOC	SX	CLAIM NO	BATCH	HDR PR DATE	TC	R	VENDOR NAME	CUR MONTH EXP
*TOTAL AGENCY OBJECT 02 ADMIN OVERHEAD-OTHR STATE AGE												0.00
	09/30/09					0900659	09101204132	10/12/09	231		AGENCY CHECKING ACCT NBR: 172	14.83
*TOTAL AGENCY OBJECT 02 REPRODUCTION SVS												14.83
27058990000001	08/23/09					0900584	09091504054	09/15/09	231		VERIZON WIRELESS	580.44
820966312	08/29/09					0900584	09091504054	09/15/09	231		SPRINT	65.20
*TOTAL AGENCY OBJECT 00 CELL PHONES,PDA,PAGER												645.64
SV041442	08/20/09					0900563	09090904047	09/09/09	231		VERIZON BUSINESS SERVICE	238.40
290037281237	09/07/09					0900584	09091504054	09/15/09	231		COMCAST	3.02
*TOTAL AGENCY OBJECT 01 TELEPHONE EXCHANGE												241.42
SEPT 09POSTAGE	09/30/09			POST-SEP10			09100607045	10/06/09	242			120.33
*TOTAL AGENCY OBJECT 05 ALLOCATED POSTAGE-DCA												120.33
	09/21/09					0900543	09092104085	09/21/09	231		AGENCY CHECKING ACCT NBR: 172	241.80
	09/21/09					0900543	09092104085	09/21/09	231		AGENCY CHECKING ACCT NBR: 172	18.00
	09/21/09					0900543	09092104085	09/21/09	231		AGENCY CHECKING ACCT NBR: 172	130.90
	09/21/09					0900543	09092104085	09/21/09	231		AGENCY CHECKING ACCT NBR: 172	277.80
	09/21/09					0900543	09092104085	09/21/09	231		AGENCY CHECKING ACCT NBR: 172	277.80
	09/21/09					0900543	09092104085	09/21/09	231		AGENCY CHECKING ACCT NBR: 172	152.00
	09/21/09					0900543	09092104085	09/21/09	231		AGENCY CHECKING ACCT NBR: 172	1,191.12
	09/21/09					0900543	09092104085	09/21/09	231		AGENCY CHECKING ACCT NBR: 172	172.90
	09/30/09					0900559	09100704128	10/07/09	231		AGENCY CHECKING ACCT NBR: 172	154.90
	09/30/09					0900559	09100704128	10/07/09	231		AGENCY CHECKING ACCT NBR: 172	72.00
	09/30/09					0900559	09100704128	10/07/09	231		AGENCY CHECKING ACCT NBR: 172	517.42
	09/30/09					0900559	09100704128	10/07/09	231		AGENCY CHECKING ACCT NBR: 172	98.00
	09/30/09					0900559	09100704128	10/07/09	231		AGENCY CHECKING ACCT NBR: 172	424.20
	09/30/09					0900559	09100704128	10/07/09	231		AGENCY CHECKING ACCT NBR: 172	256.57
	09/30/09					0900656	09101204131	10/12/09	231		AGENCY CHECKING ACCT NBR: 172	72.00
	09/30/09					0900656	09101204131	10/12/09	231		AGENCY CHECKING ACCT NBR: 172	114.00
	09/30/09					0900656	09101204131	10/12/09	231		AGENCY CHECKING ACCT NBR: 172	200.90

FFY: 09
PCA: 09-10-000-000-09326 STATE ATHLETIC COMMISSION

SEC	SS	U	SU	SSU	INDEX	DESCRIPTION	C	OB	OD	AO	DESCRIPTION

INVOICE	DOC DATE	REF DOC	SX	CUR DOC	SX	CLAIM NO	BATCH	HDR	PR DATE	TC	R	VENDOR NAME	CUR MONTH EXP
	09/30/09					0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	265.80
	09/30/09					0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	66.00
	09/30/09					0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	41.00
	09/30/09					0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	68.00
	09/30/09					0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	18.00
	09/30/09					0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	428.72
	09/30/09					0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	18.00
	09/30/09					0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	36.00
	09/30/09					0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	743.38
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	72.00
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	54.00
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	277.80
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	615.80
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	18.00
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	74.00
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	219.90
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	72.00
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	196.90
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	154.90
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	336.94
*TOTAL AGENCY OBJECT 00 PER DIEM-I/S													8,149.45
09 00 00 00 00 0900 ATHLETIC COMMISSION						3	17 294 00 COMMERCIAL AIR-I/S						
	09/14/09					0900573	09091404049		09/14/09	231		AM EXPRESS 3782-984548-31003	8,486.12
	09/21/09					0900543	09092104085		09/21/09	231		AGENCY CHECKING ACCT NBR: 172	186.20
	09/30/09					0900559	09100704128		10/07/09	231		AGENCY CHECKING ACCT NBR: 172	145.20
	09/30/09					0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	145.20
*TOTAL AGENCY OBJECT 00 COMMERCIAL AIR-I/S													8,962.72
09 00 00 00 00 0900 ATHLETIC COMMISSION						3	17 296 00 PRIVATE CAR-I/S						
	09/21/09					0900543	09092104085		09/21/09	231		AGENCY CHECKING ACCT NBR: 172	205.60
	09/21/09					0900543	09092104085		09/21/09	231		AGENCY CHECKING ACCT NBR: 172	708.00
	09/21/09					0900543	09092104085		09/21/09	231		AGENCY CHECKING ACCT NBR: 172	241.45
	09/21/09					0900543	09092104085		09/21/09	231		AGENCY CHECKING ACCT NBR: 172	407.10
	09/21/09					0900543	09092104085		09/21/09	231		AGENCY CHECKING ACCT NBR: 172	72.50
	09/21/09					0900543	09092104085		09/21/09	231		AGENCY CHECKING ACCT NBR: 172	224.00
	09/21/09					0900543	09092104085		09/21/09	231		AGENCY CHECKING ACCT NBR: 172	13.20
	09/21/09					0900543	09092104085		09/21/09	231		AGENCY CHECKING ACCT NBR: 172	236.50
	09/30/09					0900559	09100704128		10/07/09	231		AGENCY CHECKING ACCT NBR: 172	509.30
	09/30/09					0900559	09100704128		10/07/09	231		AGENCY CHECKING ACCT NBR: 172	647.70
	09/30/09					0900559	09100704128		10/07/09	231		AGENCY CHECKING ACCT NBR: 172	764.50

FFY: 09
PCA: 09-10-000-000-09326 STATE ATHLETIC COMMISSION

SEC	SS	U	SU	SSU	INDEX	DESCRIPTION	C	OB	OD	AO	DESCRIPTION
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INVOICE	DOC DATE	REF DOC SX	CUR DOC SX	CLAIM NO	BATCH	HDR	PR DATE	TC	R	VENDOR NAME	CUR MONTH EXP
	09/30/09			0900559	09100704128		10/07/09	231		AGENCY CHECKING ACCT NBR: 172	22.55
	09/30/09			0900559	09100704128		10/07/09	231		AGENCY CHECKING ACCT NBR: 172	326.90
	09/30/09			0900559	09100704128		10/07/09	231		AGENCY CHECKING ACCT NBR: 172	76.00
	09/30/09			0900559	09100704128		10/07/09	231		AGENCY CHECKING ACCT NBR: 172	143.00
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	604.00
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	455.10
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	390.00
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	585.80
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	604.00
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	27.50
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	16.50
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	16.50
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	193.80
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	555.50
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	270.10
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	591.50
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	171.65
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	744.30
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	239.55
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	64.80
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	885.60
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	543.10
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	214.00
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	247.00
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	554.00
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	265.80
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	360.50
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	161.75
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	419.45
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	741.96
*TOTAL AGENCY OBJECT 00 PRIVATE CAR-I/S											14,522.06

09 00 00 00 00 0900 ATHLETIC COMMISSION 3 17 297 00 RENTAL CAR-I/S

	07/17/09		0803212000		09091707010		09/17/09	253		AM EXPRESS 3782-984548-31003	802.05-
	07/17/09		0803212000		09092107017		09/21/09	253	R	AM EXPRESS 3782-984548-31003	802.05
	09/08/09			0900541	09090804035		09/08/09	231		AM EXPRESS 3782-984548-31003	140.71
	09/21/09			0900543	09092104085		09/21/09	231		AGENCY CHECKING ACCT NBR: 172	135.00
	09/30/09			0900559	09100704128		10/07/09	231		AGENCY CHECKING ACCT NBR: 172	10.00
	09/30/09			0900656	09101204131		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	50.39
	09/30/09			0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	63.00
*TOTAL AGENCY OBJECT 00 RENTAL CAR-I/S											399.10

FFY: 09
PCA: 09-10-000-000-09326 STATE ATHLETIC COMMISSION

SEC	SS	U	SU	SSU	INDEX	DESCRIPTION	C	OB	OD	AO	DESCRIPTION
09	00	00	00	00	0900	ATHLETIC COMMISSION	3	17	301	00	TAXI & SHUTTLE SERV-IS

INVOICE	DOC DATE	REF DOC	SX	CUR DOC	SX	CLAIM NO	BATCH	HDR	PR DATE	TC	R	VENDOR NAME	CUR MONTH EXP
	09/30/09					0900559	09100704128		10/07/09	231		AGENCY CHECKING ACCT NBR: 172	30.00
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	15.00
*TOTAL AGENCY OBJECT 00 TAXI & SHUTTLE SERV-IS													45.00
09 00 00 00 00 0900 ATHLETIC COMMISSION							3	17	305	00		MGMT/TRANS FEE-I/S	
	09/14/09					0900573	09091404049		09/14/09	231		AM EXPRESS 3782-984548-31003	250.00
*TOTAL AGENCY OBJECT 00 MGMT/TRANS FEE-I/S													250.00
09 00 00 00 00 0900 ATHLETIC COMMISSION							3	23	343	00		RENT-BLDG/GRND(NON STATE)	
SEPT 09 RENT	09/01/09	2367-007A0				0900555	09090904037		09/09/09	232		JB MANAGEMENT LP	4,780.72
*TOTAL AGENCY OBJECT 00 RENT-BLDG/GRND(NON STATE)													4,780.72
09 00 00 00 00 0900 ATHLETIC COMMISSION							3	23	347	00		FACILITY PLNG-DGS	
2553668	09/11/09	08-2009		GS09000842			090903XE007		10/12/09	242		DEPT OF GENERAL SERVICES	104.18
*TOTAL AGENCY OBJECT 00 FACILITY PLNG-DGS													104.18
09 00 00 00 00 0900 ATHLETIC COMMISSION							3	26	413	00		HEALTH & MEDICAL-EXT SVS	
44240	07/21/09	009-0331-8				0900738	09092904105		09/29/09	232		DRUG TESTING NETWORK INC	2,100.00
*TOTAL AGENCY OBJECT 00 HEALTH & MEDICAL-EXT SVS													2,100.00
09 00 00 00 00 0900 ATHLETIC COMMISSION							3	29	436	00		SUPPLIES-IT (PAPER, TONER, ETC	
	09/30/09					0900659	09101204132		10/12/09	231		AGENCY CHECKING ACCT NBR: 172	47.94
*TOTAL AGENCY OBJECT 00 SUPPLIES-IT (PAPER, TONER, ETC													47.94
*TOTAL INDEX 0900 ATHLETIC COMMISSION													154,311.12
*TOTAL PCA 09326 STATE ATHLETIC COMMISSION													154,311.12

FFY: 09
PCA: 09-20-000-000-09492 STATE ATHLETIC COMM - BOXERS NEURO ACCT

SEC SS U SU SSU INDEX DESCRIPTION		C OB OD AO DESCRIPTION	
INVOICE DOC DATE REF DOC SX CUR DOC SX CLAIM NO		BATCH HDR PR DATE TC R VENDOR NAME	CUR MONTH EXP
09 00 00 00 00 0900 ATHLETIC COMMISSION	1	01 003 00 CIVIL SERVICE-PERM	
LABOR DISTRIB	CL01023700	091001LG	2,303.65
*TOTAL AGENCY OBJECT 00 CIVIL SERVICE-PERM			2,303.65
09 00 00 00 00 0900 ATHLETIC COMMISSION	1	03 103 00 OASDI	
LABOR DISTRIB	CL01023700	091001LG	142.83
*TOTAL AGENCY OBJECT 00 OASDI			142.83
09 00 00 00 00 0900 ATHLETIC COMMISSION	1	03 106 01 RETIREMENT	
LABOR DISTRIB	CL01023700	091001LG	389.71
*TOTAL AGENCY OBJECT 01 RETIREMENT			389.71
09 00 00 00 00 0900 ATHLETIC COMMISSION	1	03 134 00 OTHER-STAFF BENEFITS	
08/10/09	CLA0026100	09101307057 10/13/09 242	0.98
09/08/09	CLA0063300	09091607008 09/16/09 242	0.98
*TOTAL AGENCY OBJECT 00 OTHER-STAFF BENEFITS			1.96
09 00 00 00 00 0900 ATHLETIC COMMISSION	1	03 137 00 MEDICARE TAXATION	
LABOR DISTRIB	CL01023700	091001LG	33.40
*TOTAL AGENCY OBJECT 00 MEDICARE TAXATION			33.40
*TOTAL INDEX 0900 ATHLETIC COMMISSION			2,871.55
*TOTAL PCA 09492 STATE ATHLETIC COMM - BOXERS NEURO ACCT			2,871.55

FFY: 09
PCA: 09-40-000-000-09250 BOXERS PENSION FUND 9250

SEC	SS	U	SU	SSU	INDEX	DESCRIPTION	C	OB	OD	AO	DESCRIPTION	CUR MONTH EXP
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	01	003	00	CIVIL SERVICE-PERM	
LABOR DISTRIB						CL01023700		091001LG				2,303.65
*TOTAL AGENCY OBJECT 00 CIVIL SERVICE-PERM												2,303.65
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	103	00	OASDI	
LABOR DISTRIB						CL01023700		091001LG				151.51
*TOTAL AGENCY OBJECT 00 OASDI												151.51
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	106	01	RETIREMENT	
LABOR DISTRIB						CL01023700		091001LG				389.71
*TOTAL AGENCY OBJECT 01 RETIREMENT												389.71
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	134	00	OTHER-STAFF BENEFITS	
LABOR DISTRIB						CL01023700		091001LG				141.69
					08/10/09	CLA0026100		09101307057 10/13/09 242				0.98
					09/08/09	CLA0063300		09091607008 09/16/09 242				0.98
*TOTAL AGENCY OBJECT 00 OTHER-STAFF BENEFITS												143.65
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	136	00	VISION CARE	
LABOR DISTRIB						CL01023700		091001LG				9.19
*TOTAL AGENCY OBJECT 00 VISION CARE												9.19
09	00	00	00	00	0900	ATHLETIC COMMISSION	1	03	137	00	MEDICARE TAXATION	
LABOR DISTRIB						CL01023700		091001LG				35.43
*TOTAL AGENCY OBJECT 00 MEDICARE TAXATION												35.43
*TOTAL INDEX 0900 ATHLETIC COMMISSION												3,033.14
*TOTAL PCA 09250 BOXERS PENSION FUND 9250												3,033.14

FFY: 09
PCA: 09-45-000-000-BOXPN BOXERS PENSION CONTINOUSLY APPROPRIATED

SEC	SS	U	SU	SSU	INDEX	DESCRIPTION	C	OB	OD	AO	DESCRIPTION
09	00	00	00	00	BOXR	BOXER PENSION CONTINOUSLY APPR	4	49	623	00	RETIREMT DISBURSMNTS

INVOICE	DOC DATE	REF DOC	SX	CUR DOC	SX	CLAIM NO	BATCH	HDR	PR DATE	TC	R	VENDOR NAME	CUR MONTH EXP
PENSION DIST						0900710	09092504098		09/25/09	240		RUSSELL MITCHELL	10,303.20
*TOTAL AGENCY OBJECT 00 RETIREMT DISBURSMNTS													10,303.20
*TOTAL INDEX BOXR BOXER PENSION CONTINOUSLY APPR													10,303.20
*TOTAL PCA BOXPN BOXERS PENSION CONTINOUSLY APPROPRIATED													10,303.20

DEPT OF CONSUMER AFFAIRS - REGULATORY BOARDS
RECEIPTS BY ORGANIZATION AND SOURCE
AS OF 09/30/09

ENY: 09 FFY: 09
SECTION: 09 ATHLETIC COMMISSION
SUB-SECTION: 00
UNIT: 00
SUB-UNIT: 00
SUB-SUB-UNIT: 00
INDEX: 0900 ATHLETIC COMMISSION

PROGRAM PG EL CMP TSK	PCA	DESCRIPTION	PLANNED RECEIPTS	ACTUAL RECEIPTS CURRENT MONTH	YEAR-TO-DATE	BALANCE
09 10 000 000 80326		ATHLETIC COMMISSION FD 0326				
980 125600	CA	BOXING - GATE TAXES	0.00	26,048.43	68,919.37	68,919.37-
980 125600	CB	WRESTLING - GATE TAXES	0.00	44,094.71	91,569.66	91,569.66-
980 125600	CC	KARATE - GATE TAXES	0.00	2,285.05	6,375.05	6,375.05-
980 125600	CD	RADIO AND TV - GATE TAXES	0.00	11,750.00	101,598.00	101,598.00-
980 125600	CG	BOXER'S NEUROLOGICAL EXAM - VAR	0.00	2,359.40-	2,879.00-	2,879.00
980 125600	13	COMMISSION FINES VARIABLE	0.00	1,360.00	7,352.87	7,352.87-
980 125600	19	MIXED MARTIAL ARTS FEES/TAXES-VAR	0.00	9,344.23	72,335.95	72,335.95-
*TOTAL SOURCE 125600			0.00	92,523.02	345,271.90	345,271.90-
980 125700	CK	PRO CLUB-LICENSE FEE $1000	0.00	3,000.00	4,000.00	4,000.00-
980 125700	CL	LARE-SECTION D $170.00	0.00	0.00	150.00	150.00-
980 125700	CN	AMATEUR CLUB-LICENSE FEE $250	0.00	250.00	500.00	500.00-
980 125700	CY	BOXER - LICENSE FEE $60	0.00	600.00	2,100.00	2,100.00-
980 125700	C3	MATCHMAKER LICENSE $200	0.00	200.00	800.00	800.00-
980 125700	3C	PROFESSIONAL LIC FEE-KICKBOXER -$	0.00	0.00	250.00	250.00-
980 125700	3D	PROFESSIONAL LIC FEE-MARTIAL ARTS	0.00	480.00	3,290.00	3,290.00-
980 125700	3K	MANAGER LIC FEE-$150	0.00	1,200.00	2,700.00	2,700.00-
980 125700	3L	PROFESSIONAL REFEREE LIC FEE-$150	0.00	150.00	150.00	150.00-
980 125700	37	SECOND LIC FEE-$50	0.00	6,400.00	17,610.00	17,610.00-
980 125700	92	PRIOR YEAR REVENUE ADJUSTMENT	0.00	0.00	3,678.41-	3,678.41
*TOTAL SOURCE 125700			0.00	12,280.00	27,871.59	27,871.59-
980 125800	1N	SECOND RENEWAL FEE-$50	0.00	200.00	650.00	650.00-
980 125800	1Q	PROFESSIONAL RENEWAL FEE-BOXER $6	0.00	60.00	60.00	60.00-
980 125800	1S	PROFESSIONAL RENEWAL FEE-MARTIAL	0.00	0.00	60.00	60.00-
980 125800	1V	MANAGER RENEWAL FEE-$150	0.00	0.00	300.00	300.00-
980 125800	1X	PROFESSIONAL JUDGE RENEWAL FEE-$1	0.00	150.00	150.00	150.00-
980 125800	1Y	MATCHMAKER RENEWAL FEE-$200	0.00	0.00	600.00	600.00-
980 125800	29	PROF CLUB RENEWAL FEE-$1000	0.00	0.00	5,000.00	5,000.00-
*TOTAL SOURCE 125800			0.00	410.00	6,820.00	6,820.00-

DEPT OF CONSUMER AFFAIRS - REGULATORY BOARDS
RECEIPTS BY ORGANIZATION AND SOURCE
AS OF 09/30/09

ENY: 09 FFY: 09
SECTION: 09 ATHLETIC COMMISSION
SUB-SECTION: 00
UNIT: 00
SUB-UNIT: 00
SUB-SUB-UNIT: 00
INDEX: 0900 ATHLETIC COMMISSION

PROGRAM PG EL CMP TSK PCA DESCRIPTION	REF	SOURCE	ASRC	DESCRIPTION	PLANNED RECEIPTS	ACTUAL RECEIPTS CURRENT MONTH	ACTUAL RECEIPTS YEAR-TO-DATE	BALANCE
	980	161000	02	REVENUE CANCELLED WARRANTS	0.00	0.00	60.00	60.00-
*TOTAL SOURCE 161000					0.00	0.00	60.00	60.00-
09 20 000 000 84920 BOXERS NEURO EXAM ACCT								
	980	125600	CG	BOXER'S NEUROLOGICAL EXAM - VAR	0.00	11,747.00	35,008.40	35,008.40-
	980	125600	92	PRIOR YEAR REVENUE ADJUSTMENT	0.00	0.00	466.80-	466.80
*TOTAL SOURCE 125600					0.00	11,747.00	34,541.60	34,541.60-
09 40 000 000 89250 BOXERS PENSION REVENUE 9250								
	980	221600	01	BOXERS PENSION FUND 9250	0.00	10,541.16	19,532.88	19,532.88-
*TOTAL SOURCE 221600					0.00	10,541.16	19,532.88	19,532.88-
*TOTAL PROG 09					0.00	127,501.18	434,097.97	434,097.97-
*TOTAL REFERENCE 980					0.00	127,501.18	434,097.97	434,097.97-
*TOTAL INDEX 0900					0.00	127,501.18	434,097.97	434,097.97-
*TOTAL SEC 09					0.00	127,501.18	434,097.97	434,097.97-

STATE OF CALIFORNIA
dca
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Legal Affairs Division
1625 N. Market Blvd., Suite S309, Sacramento, CA 95834
P 916-574-8220 F 916-574-8623 | dca.ca.gov

ATTORNEY CLIENT PRIVILEGE

MEMORANDUM

DATE	October 12, 2009
TO	Dave Thornton, Interim Executive Officer, Athletic Commission
FROM	James Maynard, Department of Consumer Affairs, Legal Office
SUBJECT	**Charitable Events Within the Jurisdiction of the State Athletic Commission – Application of California's Business and Professions Code section 18646**

I. ISSUE STATEMENT

May non-profit, charitable organizations hold boxing and/or mixed martial arts events without being licensed by the State Athletic Commission ("Commission") or obtaining an event sanction from USA Boxing ("USAB") or the California Mixed Martial Arts Organization ("CAMO")?

II. SHORT ANSWER

No. Such an organization must either be licensed directly by the Commission or seek a sanction through one of the Commission's delegatees. Although Business and Professions Code section 18646 allows the Commission to delegate its authority to non-profit organizations, the Commission's delegation authority is limited to a single entity for boxing and a single entity for mixed martial arts. The Commission has delegated its authority to oversee amateur boxing to USAB and has delegated its authority to oversee amateur mixed martial arts to CAMO.

III. BACKGROUND

The Commission has plenary authority over all full-contact combative sports in California:

> The commission has the sole direction, management, control of, and jurisdiction over all professional and amateur boxing, professional and amateur kickboxing, all forms and combinations of forms of full contact martial arts contests, including mixed martial arts, and matches or exhibitions conducted, held, or given within this state. No event shall take place without the prior approval of the commission. No person shall engage in the promotion of, or participate in, a boxing or martial arts contest, match, or exhibition without a license, and except in accordance with this chapter and the rules adopted hereunder. (Bus. & Prof. Code § 18640.)

No combative sporting event may take place without the Commission's prior approval. The Business and Professions Code outlines a detailed statutory framework ("Boxing Act") that authorizes the Commission to oversee and regulate combative sport in California and to ensure the health and safety of those athletes who participate in these inherently dangerous activities. (Bus. & Prof. Code §§ 18600 *et seq.*) The Boxing Act also provides that unlicensed activity is a misdemeanor and that aiding and abetting such activity is also unlawful. (*See*, *e.g.*, *id.* at §§ 18870, 18878; Penal Code § 412 *et seq.*)

There are two lawful exemptions from the Commission's authority to completely oversee both amateur and professional boxing and mixed martial arts. The first exemption is for those events "conducted under the supervision or control of an entity of the United States Government." (Bus. & Prof. Code § 18655.) The second exemption is for those events conducted by a school or college where the participants in such contests are bona fide students. (Bus. and Prof. Code § 18656.) There is no exemption, other than these two, under which a charitable organization is exempt from the Boxing Act and the Commission rules.

If a charitable organization wishes to hold an amateur boxing event with Commission oversight, the organization must first obtain an amateur promoter's license. (*Id.* at §§ 18641-18642.) Section 18805 requires an amateur promoter to pay a licensing fee of $250. Section 18681 requires an amateur promoter to post a $1,000 bond. Section 18868 and Commission Rule 211, Cal. Code Regs., tit. 4, § 211(b), require the individual who signs an amateur promoter application to submit his or her fingerprints via the California Department of Justice Live Scan system.

Once the organization obtains an amateur promoter's license and holds an event, the organization is required to pay a Commission fee for each event that is held pursuant to Business and Professions Code section 18824(a)(2)(E).[1] This fee may not be waived and covers the cost of Commission inspectors and staff who provide oversight and technical assistance during an event. Additionally, the charitable organization must comply with the applicable Commission laws and rules which govern the health and safety of amateur participants.

---

[1] The minimum Commission fee for an amateur contest is $500.

Most of the organizations that propose these types of events ask for a complete exemption from Commission oversight. Those organizations that do not ask for a complete exemption ask for an exemption from the statutorily mandated fees. These organizations also balk at obtaining a sanction from USAB or CAMO because of what the organizations consider overly onerous and restrictive health and safety rules. Neither USAB nor CAMO, however, will grant sanctions to charitable organizations that refuse to comply with the rules and regulations as set forth in those bodies' by-laws.

Some of the organizations that contact the Commission have asserted that Business and Professions Code section 18646(b) allows them to hold an event without Commission oversight. That subsection provides:

> The commission may, however, authorize a nonprofit boxing, wrestling, or martial arts club or organization, upon approval of its bylaws, to administer its rules for amateur boxing, wrestling, and full contact martial arts contests, and may, therefore, waive direct commission application of laws and rules, including licensure, subject to the commission's affirmative finding that the standards an d enforcement of similar rules by that club or organization meet or exceed the safety and fairness standards of the commission.

Section 18646 allows the Commission to delegate its authority to a nonprofit entity only if the Commission approves the entity's by-laws and safety standards. (*Id.* at § 18646(c)-(f).) Any grant of authority is discretionary and can only be made after an affirmative finding that the nonprofit's safety standards meet or exceed those of the Commission. (*Id.* at § 18646(b).) Those nonprofit entities that hold their events and seek forgiveness, rather than permission, clearly violate the Boxing Act.

As previously noted, the Commission delegated its authority over amateur boxing to USAB and its authority over amateur mixed martial arts to CAMO. The delegation of authority was made, in each instance, only after an exhaustive review of the nonprofit organization's rules and bylaws to ensure that their respective safety and fairness standards met or exceeded those of the Commission.

Recently, several nonprofit organizations that wish to hold amateur boxing or mixed martial arts events have inquired as to whether the Commission would grant their organization a waiver of the Commission's laws and rules because the proposed event is charitable in nature.[2] The organizers of such events seek a waiver of Commission oversight because the waiver would allow a larger percentage of the event proceeds to be donated to charity. Although the motive is altruistic, such a blanket waiver

[2] Many of these events match police and/or firefighters from different jurisdictions against one another. These events are known by various monikers, including but not limited to "Battle of the Badges," the "California Police and Fire Games," or "Guns & Hoses."

endangers the health and safety of the amateur athletes who participate in these events and contravenes the purpose of the Boxing Act.

Finally, though the organizers of these charitable events universally claim their safety standards exceed those of the Commission, USAB, or CAMO, it should be noted that several deaths have occurred at such charitable events. In September 2008, for instance, a Phoenix police officer died after participating as a boxer at an Arizona event.[3]

IV. ANALYSIS

The fundamental rules of statutory construction are well settled. (*See, e.g., Renee J. v. Superior Court* (2001) 26 Cal.4th 735, 743; *Burden v. Snowden* (1992) 2 Cal.4th 556, 562.) "The first task in construing a statute is to ascertain the Legislature's intent so as to effectuate the purpose of the law." (*Hunt v. Superior Court* (1999) 21 Cal.4th 984,1000.) If there is no ambiguity in the language, we presume the Legislature meant what it said, and the plain meaning of the statute governs." (*Id.*) If the language is clear, the inquiry ends as long as such an interpretation does not contravene legislative intent. (*Renee J. v. Superior Court* (2001) 26 Cal.4th 735, 743.)

Here, the section which many of these non-profit, charitable organizations believe allows a waiver of direct application of the Commission's laws or rules is Business and Professions Code section 18646. The plain language of section 18646 is set forth above but the relevant portion of the statute is this: "the Commission may, however, authorize <u>a</u> nonprofit boxing, wrestling, or martial arts club or organization, upon approval of its bylaws to administer its rules [rather than the Commission's rules]." (*Id.* at § 18646(b) (emphasis added).) The word "a" is an indefinite article "used before nouns and noun phrases that denote a <u>single, but unspecified, person or thing</u>." (American Heritage Dictionary, 2d College Edition (emphasis added).)

Statutory language is not examined in isolation, however, but should be read in "the context of the statutory framework as a whole in order to determine its scope and purpose and to harmonize the various parts of the enactment." (*Ailanto Properties, Inc. v. City of Half Moon Bay* (2006) 142 Cal.App.4th 572, 582.) Section 18646, when read in conjunction with the rest of the Boxing Act, contemplates the delegation of authority over amateur boxing or martial arts to a single entity in each instance. The delegation of authority to a single entity assists the Commission with its highest priority, the "protection of the public." (Bus. & Prof. Code § 18602.1.) Further, when "protection of the public is inconsistent with other interests sought to be promoted, the protection of the public shall be paramount." (*Id.*)

The dangers of boxing and mixed martial arts are well known. In order to comply with the legislative command that protection of the public shall be the Commission's highest priority; the Commission must carefully enforce all of its rules and regulations. Multiple delegations of authority to various nonprofits undermine the Commission's ability to

[3] Cause of death determined to be a blow to the head. (*See* http://www.eastvalleytribune.com/story/126581.)

safely oversee the sport and undermine the Commission's mandate to protect the public. Limiting its delegation of authority to one entity per sport allows the Commission to effectively oversee the state of amateur combative sport in California and promotes accountability. Matches held with substandard health and safety conditions endanger the well-being of California's amateur athletes. If, as has been urged by several of these charitable organizations, the Commission were to delegate its authority to the many different organizations that wish to hold amateur boxing matches for charity, public safety would be entirely subsumed.

Even if the Commission were to allow delegation of its authority to many different charitable organizations, the Commission itself is still required to review each organization's safety and fairness standards so that it can make a determination that the standards "meet or exceed the safety and fairness standards of the Commission." (*Id.* at § 18646(b).) Several smaller charitable organizations have appeared before the Commission and have asked for such a delegation. In every instance the proposed safety standards promulgated by these organizations were substandard and did not meet or exceed the standards outlined in the Boxing Act and the California Code of Regulations.

V. CONCLUSION

In short, events such as the "Battle of the Badges," and "Knockouts for Girls," may not lawfully proceed unless the organizer of the event is licensed by the Commission or has obtained a sanction from USAB or CAMO. Although the Commission's prior administration may have turned a blind eye toward these types of events or even tacitly approved them, such events are not legal. An event that proceeds without a license or a sanction may be stopped through the use of a cease and desist order and by seeking the assistance of local law enforcement.

Exempting these types of charitable events from Commission oversight would require a change in the laws that govern combative sport in California. Enacting such legislation would, however, remove an inherently dangerous sport from the State's regulatory oversight and could negatively impact the health and safety of California's amateur athletes.

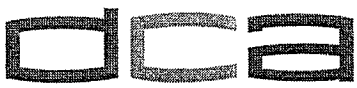
I hope that the foregoing is of assistance.

AGENDA ITEM

#7

APPEAL OF BOUT DECISIONS

STATE OF CALIFORNIA



DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
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AGENDA ITEM #7

October 19, 2009

To: **Commissioners**
California State Athletic Commission

From: **Dave Thornton**
Interim Executive Officer

Subject: **Appeal of Bout Decision: Jeromy Freitag vs. Ethan Cox – July 31, 2009**

Jeromy Freitag is appealing the referee's decision to stop this Muay Thai fight at the Radisson Hotel in Sacramento on July 31, 2009 and award a knock out to Ethan Cox.

Mr. Freitag claims he was kicked by his opponent, Ethan Cox, after the bell, and that he was knocked down but not out. He states the referee immediately came over and sat on his chest to keep him from getting up then announced that he was knocked out and the fight was over. Mr. Freitag wants this fight declared a no contest because he was kicked after the bell.

CSAC staff has reviewed the DVD of this bout and it is clear the kick in question thrown by Mr. Cox came after the bell. Staff recommends this bout be changed to a no contest.

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AGENDA ITEM #7

October 19, 2009

To: **Commissioners**
California State Athletic Commission

From: **Dave Thornton**
Interim Executive Officer

Subject: **Appeal of Bout Decision: Travis Kauffman vs. Tony Grano – September 18, 2009**

Travis Kauffman and Gary Shaw Productions are protesting the decision in this bout. They allege the following:

1. No warning was given to Tony Grano by referee Wayne Hedgepeth for a low blow with 1:50 left in round 4.
2. With 33 seconds left in round 4 Mr. Kauffman was trying to avoid a punch from Mr. Grano and hit his head on a ShowTime camera.
3. At 30 seconds left in round 4 there was a head butt by Mr. Grano.
4. At 26 second left in round 4 Mr. Grano elbowed the throat of Mr. Kauffman.
5. At 14 seconds left in round 4 Mr. Kauffman's left glove hits the canvas and no action was taken by the referee and as Mr. Kauffman was getting up Mr. Grano grabbed him by the throat and threw him to the canvas.

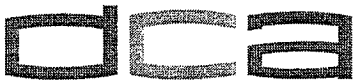
Staff has reviewed the DVD of the fight and it does not appear Mr. Kauffman hit his head on a camera as alleged. It does appear his left glove hit the canvas but the sequence of events following the touching of the glove on the canvas happen in rapid-fire order until Mr. Kauffman is called out by the referee after a count to five.

AGENDA ITEM

#9

POLICY PROHIBITING GIFTS

STATE OF CALIFORNIA



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October 26, 2009

State Athletic Commission "No-Gift" Policy

Because the receipt of gifts may give rise to the appearance of impropriety, the State Athletic Commission hereby adopts a strict no-gift policy that applies equally to Commissioners and Commission staff. Even in those circumstances where applicable laws and policies permit the acceptance of gifts, there remains the possibility that the public may perceive such gifts as an attempt to influence or reward official governmental action and thus as creating a conflict of interest. This policy is adopted to avoid even the appearance of a conflict of interest or impropriety, and to demonstrate the California State Athletic Commission's commitment to impartiality, equal treatment and the highest standards of conduct in relation to all licensees and potential licensees of the Commission.

Effective immediately the following gift policy shall apply:

- No gifts of any kind, of any value, shall be accepted, on or off the work site, by any Commissioner or Commission employee from any applicant or licensee or any individual acting on behalf of an applicant or licensee.

- The word "gift" means any item having any cost or financial value, including, tickets, food or beverages, entertainment, or travel, as well as licensee-sponsored meals or parties. Greeting cards are allowed.

- Applicants and licensees shall be notified of this no-gift policy. Any gift that is received by a Commissioner or Commisison employee shall be returned to the giver whenever feasible and, when not feasible, shall be delivered to the Commission's Executive Officer who shall see that all such items are promptly donated to a non-profit entity.

- This policy **supercedes any law that conflicts with this policy**, but all other laws and policies of the state of California shall continue to apply fully.

The purpose of this policy is to ensure not just the fair and equal treatment of all licensees in fact, but also the appearance of fair and equal treatment to the public at large.

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TITLE: **MEDIA RELATIONS POLICY**	*SUPERSEDES*:	*POLICY #:*
OWNER: **ATHLETIC COMMISSION**	*EFFECTIVE:* **IMMEDIATELY**	*PAGE*: 1 of 3
DISTRIBUTE TO: **ALL EMPLOYEES**	*APPROVED BY:* **Dave Thornton, Executive Officer, Interim**	
ISSUE DATE: **September 17, 2009**		

Policy

It is the policy of the California Athletic Commission (CSAC) that all communications relating to any Board action or policy to any individual or organization, or a representative of the media shall be made only by the Board Chair, his or her designee, or the Executive Officer. Any Board member who is contacted by any of the above should refer that contact to the Board Chair or Executive Officer.

Applicability

This policy applies to all Commissioners, Athletic Inspectors, temporary staff and commission staff. All mentioned are encouraged and requested to adhere to this policy.

Purpose

This policy outlines the acceptable protocols for CSAC's media relations activities.
These protocols are in place to:

- Ensure that media representatives receive accurate, authoritative, and timely responses to their requests;
- Protect CSAC and its employees from potential liability that may result from unauthorized release of information to the media;
- Ensure that CSAC and its constituent entities receive prompt assistance with their media relations needs; and
- Ensure a consistent process for all media relations activities.

Authority

- Financial Integrity and State Manager's Accountability Act, Government Code Section 13400, et. seq.
- Business and Professions Code Sections 103 and 105

Definitions

Media representatives include print, wire service, broadcast reporters, technical crews, and freelance writers and/or people whose principal employment is to gather or report news for:

- Newspapers;

Definitions (continued)

- News magazines;
- Trade or industry publications;
- Statewide, national, or international news services;
- Radio or television news or newsmagazine programs;
- Entertainment programs;
- Internet news services;
- Web Logs (blogs); and
- Other similar entities.

Provisions

I. Responding to Media Inquiries

a. CSAC employees shall promptly refer all inquiries from representatives of the news media to the Executive Officer.

b. Employees of the commission shall obtain prior approval from their Executive Officer before communicating to any media representative on behalf of their commission.

c. Employees who wish to communicate to the media on behalf of themselves or others shall not do so on state time, in state facilities, or during the normal course of their duties without prior approval from the Executive Officer.

II. Initiating Media Contacts

a. CSAC employees shall obtain prior approval from the Executive Officer before initiating any form of contact with media representatives to speak on behalf of the CSAC regarding commission-related business or issues.

b. CSAC employees who wish to contact the media on behalf of themselves or others shall not do so on state time, in state facilities, or during the normal course of their duties without prior approval from the Executive Officer.

Provisions (continued)

III. Media Releases

• DCA/CSAC is responsible for the review and approval of media releases.

• Generally, DCA will prepare media releases on behalf of the commission.

• DCA makes every effort to ensure timely review of media releases. Information to be contained in media releases should be submitted to DCA as far in advance as possible. In those instances where time is of the essence, DCA will expedite the review and approval of media releases.

• In some instances, DCA may not approve media releases announcing matters that are time-dated or no longer newsworthy.

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IV. Media Participation

• In some instances, media representatives may be invited to news conferences or other events. Such events must have the prior approval of the Executive Officer.

• Generally, DCA is responsible for scheduling news conferences and other such events. It is important that employees work closely with DCA to ensure the success of such events.

• For instance, DCA can arrange for media interviews with appropriate staff, arrange for archive video, and develop and provide fact sheets, fliers, and other such collateral material. Creation and distribution of these materials will require the closest possible cooperation of staff.

Violations

Employees who violate this policy may be subject to appropriate administrative action up to and including dismissal. CSAC will review alleged violations of this policy and take appropriate action.

Revisions

Determination of the need for revision of this policy is the responsibility of the CSAC and DCA. Direct questions about CSAC's *Media Relations Policy* to the CSAC's Executive Officer at (916) 263-2195.

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AGENDA ITEM

#11

Timekeeping Equipment

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
2005 Evergreen St., Ste. #2010
Sacramento, CA 95815
www.dca.ca.gov/csac/
(916) 263-2195 FAX (916) 263-2197

To: California State Athletic Commission (CSAC)

From: Gil DeLuna
CSAC Executive Staff

Subject: Proposed For Approval, Timekeeping Equipment

Title 4, of the California Code of Regulations, Article 7, Rule 328 specifies that Timekeepers shall provide themselves with such equipment as prescribed by the commission and shall carry out such duties as directed by the commission representative.

The following is a proposed list of equipment approved by the commission:

- **Commission Approved Round Bell or Gong (mandated by Rule 327)**
  There shall be a bell or gong at the ring no higher than the floor level of the ring. The bell or gong shall be of clear tone so that the fighters and assistants may easily hear it.
- **A Digital Stop Watch and Back-up**
  For official timing of the rounds and rest periods.
- **A Whistle**
  The whistle is used by the timekeeper to inform the referee, judges, trainers & the fighters when there is 10 seconds left in the round break.
- **1 or 2 pieces of Wood or Paddle**
  This is used to slap together or hit the ring canvas "3" Times when there is 10 seconds remaining in the fighting round.
- **Air Horn**
  This is used mostly at MMA events to signal the round is over.
- **Official Striped Shirt**
  This apparel makes the timekeeper distinctive for the referee to visually identify him or her.

AGENDA ITEM

#12

CAMO QUARTERLY REPORT

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

California State Athletic Commission
2005 Evergreen Street, Suite 2010, Sacramento, CA, 95815
P 916-263-2195 F 916-263-2197 www.dca.ca.gov/csac

Date: October 13, 2009

To: California State Athletic Commission

From: Bill Douglas, Assistant Executive Officer

Re: California Amateur Mixed Martial Arts Organization

The California Amateur Mixed Martial Arts Organization (CAMO) remains on track for the regulation of amateur mixed martial arts in California. However, certain items of business should be addressed in order to modify the delegation to CAMO. These business items have become apparent after diligent research into the matter has been performed.

1. Social security background checks should be performed on applicants rather then submitting them through the LiveScan fingerprint process. LiveScan reports can only be obtained for governmental entities. This makes sense as criminal record histories cannot be distributed to anyone at random. Additionally, apart from the fee charged to the person having their fingerprints taken, DOJ also charges the organization between $100 and $150 for each criminal record check. The cost could be prohibitive to CAMO's operations in the long run where the social security background check will accomplish the same mission. Additionally, social security background checks are being performed by USA Boxing under the current delegation from CSAC. For purposes of consistency, the staff feels it is prudent to have both delegates over amateur boxing and amateur mixed martial arts use the same background search method.

2. The weight of amateur mixed martial arts gloves should be modified to 7 oz. as a "minimum" weight. 8 oz. remains the official requirement but the reduction to 7 oz. allows amateur competition to proceed while 8 oz. gloves are being specially manufactured for use by CAMO. The staff has examined the temporary 7 oz. glove and is impressed with how the glove has been manufactured and feels it would be more then adequate for competition until the "official" gloves have been delivered to CAMO.

October 19, 2009

To: California State Athletic Commission

From: California Amateur Mixed Martial Arts Organization, Inc.

Re: Progress Report #1

Founded in 2009, the California Amateur Mixed Martial Arts Organization, Inc. ("CAMO") is a non-profit corporation dedicated to help foster the growth of the sport of amateur Mixed Martial Arts ("MMA") and to oversee the health, safety and welfare of the athletes that choose to participate in it. On August 24, 2009, the California State Athletic Commission ("CSAC") officially delegated to CAMO the exclusive authority to regulate Amateur MMA and Pankration in the State of California. Since that time, CAMO has been working diligently to prepare to oversee these sports in a professional and safe manner and has been working closely with the CSAC staff and State Attorney General's Office to set its rules, regulations and procedures to do so. As requested by CSAC, the following is an update on CAMO's progress to date.

The official CAMO website (www.camo-mma.org) has been developed and should be fully operational on or around the time of the October 26, 2009, CSAC meeting. The website allows fighters, promoters, and all officials to register online and create online profiles that are viewable by the public. These profiles will be searchable and will provide useful tools for the athlete and promoter alike. The official registration packets for athletes, promoters, and officials are available for download on the site along with CAMO's official fee schedule (copies have also been attached hereto for your reference).

CAMO will also maintain through its website official fight results and official amateur MMA and Pankration records for the amateur athletes competing in these sports in California. In addition to the participant profiles, the CAMO website has an event calendar that provides notice of all upcoming amateur events and allows the public to download the official Rules and Regulations Governing Amateur Mixed Martial Arts in California (a copy of which are attached). Such rules have been submitted, reviewed and approved by the CSAC staff and Attorney General's office.

CAMO is also in the process of finalizing its agreement with a manufacturer in connection with the new 8 oz gloves to be made for all CAMO athletes, along with the official rashguards that will be worn by all athletes during competition.

CAMO has also researched the livescan fingerprint situation and background check issues requested by CSAC. In its research it has discovered that livescan fingerprints will most likely only be available to governmental agencies and the system is currently backlogged. It also may not prove to be a cost effective background check situation. CAMO respectfully recommends that the following procedures be utilized: (1) all promoters and inspectors undergo a criminal background check that covers a minimum of the last seven years; and (2) anyone applying for a corner license that will work with minors will also undergo a criminal background check. All such background checks will include checks for crimes against minors. Promoters and inspectors who already have been licensed by CSAC would not need to undergo another background check as CSAC has already conducted one.

On October 17, 2009, CAMO held its first official inspector training program with members of CSAC who graciously volunteered their time to help with the training program. It was a terrific event, and all involved received invaluable experience from the dedicated CSAC employees who participated – Mr. Bill Douglas, Mr. Che Guevara, Mr. Larry Ervin, Mr. Sid Segovia and Mr. Mohammad Noor. We again would like to express our gratitude for their time and energy spent to help make this endeavor a successful one. Additional inspector training programs will be arranged going forward, with the next one most likely taking place in Northern California in the near future.

CAMO believes it is prepared to start overseeing events in November and has tentatively set its first Pro-Am event to work with in conjunction with CSAC for late November.

All things appear to be on track and we are looking forward to starting a program that will remain in existence for a very long time and provide a huge benefit to the State and the athletes who choose to participate in these sports.

Thank you again for your belief in our organization.

Sincerely,

Jeremy Lappen and JT Steele
California Amateur Mixed Martial Arts Organization, Inc.

AGENDA ITEM

#13

WESTERN STATES POLICE AND FIRE GAMES
Report on Investigation Findings

CALIFORNIA STATE ATHLETIC COMMISSION

Department of Consumer Affairs
2005 Evergreen Street, Suite 2010
Sacramento, CA. 95815
(916) 263-2195

INVESTIGATION REPORT

Case No: 20-09-200583
Investigator: Uhles -219

On 7/21/09 I contacted Bill Douglas, Assistant Executive Officer of the California State Athletic Commission, (CSAC) who provided me with the following information.

On 6/19/09 at approximately 1030 hours the staff of CSAC received a telephone call from a subject who identified herself as Sarah Weiss. Ms. Weiss wanted to file a complaint regarding a relative of hers being told by a subject named Pat Russell that he would not be allow to compete in his boxing match as he was believed to be to old.

Ms. Weiss told CSAC staff that the event was being held near Magic Mountain and the boxing event involved Police and Fire Department personnel.

Weiss was not sure who was actually hosting or promoting the event, but members of the San Diego Police Athletic League were involved in the event and the boxing finals were scheduled for 6/19/09.

Mr. Douglas said CSAC staff checked CSAC records for applications being received and or approved for a boxing event being held in Magic Mountain with negative results.

Mr. Douglas stated CSAC staff contacted Joe Zanders, President of the Southern California Association – USA Boxing, Inc., to ascertain if they had any records of an event being held in the Magic Mountain area which had been sanctioned through USA Boxing Inc.

Mr. Zanders told CSAC staff the event was not sanctioned through the Southern California Association – USA Boxing, Inc.

Mr. Douglas said California law requires amateur boxing to be licensed through the California State Athletic Commission or through USA Boxing, Inc., which has been delegated that authority by the CSAC

Mr. Douglas said at approximately 1500 hours he and Che Guevara spoke with CSAC Athletic Inspector Mohammad Noor about serving a Cease and Desist Order on the organizers of the unsanctioned boxing event in Santa Clarita, Ca. Inspector Noor could not accept the assignment of serving the Cease and Desist Order.

Insp. Noor advised Mr. Douglas and Mr. Guevara that CSAC Inspector Mark Relyea was involved in the police and fire games that were being held in the Santa Clarita area.

Douglas said CSAC staff learned the unsanctioned boxing event was being held at the Santa Clarita Studios located at 25135 Anza Dr. Suite C., in Santa Clarita, Ca. 91355.

Mr. Douglas said at approximately 1505 hours a detailed message was left for CSAC Inspector. Sid Segovia regarding the service of a Cease and Desist Order and requested his assistance.

Douglas stated he and Mr. Guevara contacted CSAC Inspector Larry Ervin at approximately 1510 hours regarding the service of the Cease and Desist Order.

Mr. Douglas said a Cease and Desist Order was prepared and reviewed by CSAC Interim Executive Officer Dave Thornton. **(Attachment # 1)**

At approximately 1625 hours the Cease and Desist Order was sent via email to Larry Ervin for service.

Mr. Douglas stated that according to what he has been told, Insp. Ervin called the Santa Clarita substation of the Los Angeles Sheriff's Department while Ervin and Insp. Segovia were on their way to Santa Clarita area and advised them that they wished there assistance in serving the Cease and Desist Order.

Mr. Douglas stated upon arrival at the Sheriff's Department substation Insp. Ervin and Insp. Segovia contacted the watch commander and told him they needed his assistance in serving a Cease and Desist Order on the boxing event being held at the Santa Clarita Studios.

The watch commander told the Inspector's that he had called up to the event prior to their arrival and had spoken to Pat Russell and Mr. Russell requested the watch commander escort the two inspectors to the event. Upon arrival at the event Inspector's Ervin and Segovia were met by Pat Russell and Jack Reiss.

Mr. Douglas stated Pat Russell and Jack Reiss are licensed through CSAC as boxing referees and judges. Mr. Douglas said Pat Russell is also on the CSAC roster as an Athletic Inspector.

I subsequently learned that Jack Reiss is also on the CSAC roster as an Athletic Inspector with the CSAC.

Mr. Douglas went on to say that Mr. Russell does not receive any assignments as an Athletic Inspector due to the conflict of interest in being a licensee of CSAC and an Athletic Inspector for the CSAC as Inspector's are permanent intermittent employees.

Douglas stated if an amateur boxing event is properly licensed through CSAC, referees, judges and time keepers are assigned by CSAC.

Mr. Douglas explained that CSAC also assigns Athletic Inspectors to boxing events. Athletic Inspectors duties included, but not limited to things like making sure the event is properly licensed, checking the weight of the gloves, checking ring size, examination of the fighters hand wraps, making sure that medical personnel are on hand and so on.

Mr. Douglas said the promoters as well as the competitors have to be licensed through CSAC unless the boxing event is sanctioned through one of the four local boxing clubs that are affiliated with USA Boxing Inc. USA Boxing Inc.

Douglas stated if the event is sanctioned through USA Boxing Inc., USA Boxing assigns their judges, referees and time keepers.

Mr. Douglas stated it is his understanding that after being advised what the problem was Jack Reiss and Pat Russell wanted to cut a check for the appropriate licensing fees and the Inspector's told them that licensing had to be done prior to the event taking place and the event needed to come to a stop.

Mr. Douglas stated at one point while Inspector's Ervin and Segovia were talking to Jack Reiss a subject that Insp. Segovia recognized from the 4/13/09 California State Athletic Commission meeting as Chief Ramsey joined Reiss.

Chief Ramsey and Jack Reiss were apparently claiming that they had received permission to have the event at the 4/13/09 California State Athletic Commission meeting.

Insp. Segovia told Chief Ramsey that he was also at the meeting 4/13/09 commission meeting and they were told during the meeting that they would need a promoters license from CSAC.

The Inspector's asked if they had any paper work to substantiate that they had been given permission to have the event by CSAC. Jack Reiss claimed they received permission from Tim Noonan, Chairman of the CSAC, at the 04/13/09 commission meeting. Jack Reiss placed a call to Commissioner Noonan.

Mr. Douglas said Commissioner Noonan apparently returned the call to Jack Reiss within a few minutes and after speaking to Reiss, Noonan spoke to Insp. Ervin at which time Insp. Ervin explained the situation the Commissioner Noonan.

Noonan apparently had contacted one of the members of the Department of Consumer Affairs, Legal Staff who advised Commissioner Noonan that the Cease and Desist Order was enforceable and the event would have to discontinue since it was not a properly licensed event.

Mr. Douglas stated he had received telephone calls periodically from Inspector's Ervin and Segovia during the attempted service of the Cease and Desist Order.

Mr. Douglas stated CSAC Inspector's are not peace officers and it did not appear to the inspectors that the watch commander of the Santa Clarita substation of the Los Angeles Sheriffs Department was going to assist them in enforcing the Cease and Desist Order.

Mr. Douglas stated that according to Inspector's Ervin and Segovia, a ranking member of the Los Angeles Sheriff's Department, who identified himself as the watch commanders boss told them that he felt the Cease and Desist order was flawed and not enforceable.

Mr. Douglas said the Inspector's were told that all judges, referees and other officials licensed through CSAC were sent away from the event and they were going to continue with the event.

Mr. Douglas said the CSAC Inspectors were told that they would have to leave the event by a subject who was not identified.

Mr. Douglas said he was on the telephone with the Inspector's and felt the situation was getting more intense and he did not wish for it to escalate so he told Inspector's Ervin and Segovia to leave. Mr. Douglas stated the two inspectors were apparently followed from the event site by a marked patrol car.

Inspector's Segovia and Ervin submitted written accounts to the CSAC regarding their attempted service of the Cease and Desist Order on 6/19/09. **Segovia – (Attachment # 2) Ervin – (Attachment # 3)**

I told Mr. Douglas that the people that were contacted by the CSAC Inspector's on 6/19/09 apparently felt the Cease and Desist Order was flawed and unenforceable as it was directed to the San Diego Police Athletic League and Santa Clarita Studios and next to the bottom line the document states, "The Commission is ordering you to cease and desist all activities in the promotion of the illegal mixed martial arts event."

Mr. Douglas stated they were not sure at the time who was promoting or organizing the boxing event and the complainant, Ms. Weiss, could only tell them that members of the San Diego Police Department were involved.

Mr. Douglas said Santa Clarita Studio was listed because that was where the event was being held.

Mr. Douglas stated he did not know why the words mixed martial arts were used instead of boxing in that one paragraph. Mr. Douglas stated it was not noticed when the Cease and Desist Order was being prepared as they were rushed and attempting to get the Cease and Desist Order prepared and served as soon as they possibly could.

Mr. Douglas pointed out that above that one paragraph the Cease and Desist Order states the following. "Pursuant to Business and Professions Code Section 18640, *the State Athletic Commission has the sole direction, management and control of, and jurisdiction over all professional and amateur boxing, kickboxing, full contact martial arts contests and exhibitions which are conducted, held or given within this state. No such event shall take place without prior approval of the Commission. No person shall engage in the promotion of, or participate in a boxing or martial arts contest, match or exhibition without a license."*

Also, please note that unlicensed boxing or full contact martial arts is unlawful and the promoters, participants and spectators are subject to criminal sanction, as are landlords and the like who permit their property to be used for an illegal fight (Penal Code 412).

Mr. Douglas said under the Business and Profession Code, CSAC Athletic Inspector's have the authority to shut down an unsanctioned boxing or mixed martial arts fight whenever they observe one taking place and they do not have to have a Cease and Desist Order.

My meeting with Mr. Douglas continued on 7/22/09.

Mr. Douglas stated that prior to the 4/13/09 Commission meeting he was contacted by Jack Reiss who wanted to be put on the meeting agenda to discuss the World Police and Fire Games.

Jack Reiss was added to the agenda as agenda item #14. Mr. Douglas provided me with a copy of the agenda. **(Attachment # 4)**

Mr. Douglas said Mr. Reiss appeared at the 4/13/09 Commission meeting along with a subject who only identified himself as Chief Ramsey.

The Commission minutes of 4/13/09, reflect that Mr. Reiss explained to the Commission that Southern California police, fire fighters, and United States Marines compete in boxing matches for charity and that it has been over seen by the Los Angles County Sheriff boxing team.

Reiss told the Commission that there has never been a complaint filed against them with CSAC nor have they had an injury. Reiss went on to tell the Commission the safety precautions they have in place to protect the competitors.

Mr. Reiss told the Commission that they have held over sixteen (16) events for Fight for Life with the proceeds going to the City of Hope Foundation. Mr. Reiss told the Commission that over the years they have raised over $800,000.00 for charity.

Mr. Reiss told the Commission that they wanted to be sanctioned and report to CSAC, once a year, the amount of money they made and donated to charity.

The Commissioner's asked a few clarifying questions and were told by CSAC Legal Counsel, Anita Scuri, as well as Commissioner Tim Noonan, they would have to have an amateur promoter license. Mr. Reiss told the Commission that obtaining the amateur promoter license was not a problem.

Refer to the attached non adopted copy of the minutes from the 4/13/09 California State Athletic Commission meeting. **(Attachment # 5)**

Mr. Douglas stated he sent Jack Reiss an amateur promoter application package and about three days later Mr. Reiss confirmed he received the promoter application package. Mr. Douglas said Mr. Reiss did not return the application package to CSAC.

I told Mr. Douglas that it was my understanding, The Word Police and Fire Games, The Western States Police and Fire Games were the name of specific events and there are other boxing events throughout California that involve Police and Fire Fighters as competitors

I advised Mr. Douglas that I knew that many of these events have been taking place for over thirty years and I was having difficulty understanding why they were allowed to continue for such a long time if they were not properly licensed.

Mr. Douglas said prior Executive Officer's and other CSAC officials chose to look the other way and did not properly apply the law to these events.

On 7/22/09 I contacted Anita Scuri and James Maynard..

Ms. Scuri and Mr. Maynard are attorney's and serve as Staff Counsel for the Department of Consumer Affairs.

Ms. Scuri confirmed she was at the 4/13/09 California State Athletic Commission meeting. Mr. Maynard stated he was not at the 4/13/09 meeting.

Scuri stated Jack Reiss addressed the commission regarding boxing events that involved Police, Fire personnel.

Ms. Scuri stated that member's of the Commission asked a few questions regarding the boxing events and Mr. Reiss, and the subject with him, answered the Commissioner's questions.

I told Ms. Scuri that the minutes from the 4/13/09 Commission indicated the subject with Jack Reiss identified himself as Chief Ramsey.

Ms. Scuri said that during his presentation Mr. Reiss told the Commission that they wanted to be sanctioned by CSAC.

Ms. Scuri said she told the Commissioner's that these boxing events required an amateur promoter's license and Tim Noonan told Mr. Reiss that they would need an amateur promoter's license.

Ms. Scuri stated she also told Mr. Reiss and Chief Ramsey that there was no exception from the law and they would have to get an amateur promoter's license.

I asked Ms. Scuri if Jack Reiss and Chief Ramsey could have been talking about some event other than the World Police and Fire Games or the Western States Police and Fire Games.

I told Ms. Scuri that according to the minutes of the 4/13/09 Commission meeting, Jack Reiss told the Commission that Southern California Police and Fire fighters, and the United States Marines compete in boxing matches for charity and that it has been overseen by the Los Angeles County Sheriff's boxing team. Reiss told the Commission that they have held sixteen (16) events for Fight for Life and that the money goes to the City of Hope Foundation. Refer to 4/13/09 CSAC minutes.

I told Ms. Scuri that I also noted that during the 4/13/09 Commission meeting, Chief Ramsey told the Commission that they have about two or three fight nights per year and Fight for Life is at different venues with the next one being scheduled for 5/9/09. Refer to 4/13/09 CSAC minutes.

Ms. Scuri said they may claim to have been talking about another event or events, but the agenda topic was World Police and Fire Games and she felt she had made it very clear that there was no exception from the law and amateur boxing events require an amateur promoter's license.

On approximately 7/24//09 I placed telephone calls to Mark Relyea and Gwen Adair in an effort to schedule interviews. Mr. Relyea advised that he wished to speak to me and for me to call him back in a few days.

Ms. Adair asked if the interview could be done over the telephone and was advised that I would like to interview her in person so I could show her proper identification. Ms. Adair was somewhat reluctant, but asked me to call her back in a few days.

7/28/09 I contacted Sid Segovia.

Segovia told me that he has been Inspector for the CSAC for over three (3) years. Mr. Segovia said he had never been involved in serving a Cease and Desist Order prior to 6/1909.

Insp. Segovia confirmed that on 6/19/09 he was contacted by Bill Douglas and Che Guevara of the CSAC and asked to assist Larry Ervin in the service of a Cease and Desist Order.

Segovia said a copy of the Cease and Desist Order had been sent to Insp. Ervin by email and that he and Ervin drove to the Santa Clarita area together.

Segovia stated that while they were on their way to the Santa Clarita area, Insp. Ervin called the Santa Clarita area substation of the Los Angles County Sheriff's Department and spoke to the watch commander and advised him that they needed his assistance in serving a Cease and Desist Order on an illegal boxing event that was being held in Santa Clarita that involved police personnel.

Insp. Segovia said the watch commander was a lieutenant and when they contacted him at the substation he told them that he had recorded their call and he first thought it was a friend of his playing a joke. Segovia said Insp. Ervin showed the Lieutenant his CSAC identification and gave him one of his business cards.

The Lieutenant asked them if they knew a Pat Russell and they told him they did. The Lieutenant told them that he had called up to the event venue prior to their arrival and Mr. Russell had requested that he escort them to the event.

I asked Segovia if he knew the Lieutenants name. Segovia stated he could not recall his name and he thought Larry Ervin had written down the subject's name.

Segovia said since this was his first service of a Cease and Desist Order and since Larry Ervin had prior experience in serving Cease and Desist Order's, Larry Ervin took the lead and did most of the talking. Segovia stated that they entered the venue and were met by Jack Reiss and Pat Russell. Insp. Segovia stated Jack Reiss and Pat Russell are known to him and Insp. Ervin.

Segovia said they have worked events in the past with Reiss and Russell and both Reiss and Russell know that he and Larry Ervin are Athletic Inspector's with CSAC.

Insp. Segovia said Reiss and Russell asked why they were there and Insp. Ervin told them they were there to serve a Cease and Desist Order as the event was not licensed and the event needed to cease and desist.

Segovia said Jack Reiss told them they had received permission for the event at the last Commission meeting. Segovia said he attended the last Commission meeting which was on 4/13/09 and recalled Jack Reiss and a Chief Ramsey addressing the Commission.

Segovia said Insp. Ervin asked Mr. Reiss if he had a name or paper work to confirm they had been give permission to have the event and Reiss told them Commissioner Noonan.

Insp. Segovia said Insp. Ervin told Mr. Reiss to call Commissioner Noonan so they could get this straightened out and Mr. Reiss called and left a message for Tim Noonan.

Segovia said while they were waiting for Tim Noonan to call Jack Reiss a subject he recognized as Chief Ramsey from the 4/13/09 Commissioner's meeting came up and asked Reiss what was happening.

Segovia stated after being told that this was an unlicensed event and they were serving a Cease and Desist Order, Chief Ramsey said they had permission. Segovia said he told Chief Ramsey that he had also attended the 4/13/09 Commission meeting and they were told they needed to get an amateur promoters license for this event.

Insp. Segovia said Commissioner Noonan called Jack Reiss at about this time. As Jack Reiss was talking to Noonan, Pat Russell said if the problem was that there was not a license they would cut them a check and take care of it.

Segovia said Insp. Ervin told Mr. Russell that it was too late, a promoter's license needed to be obtained prior to the event and the boxers needed to be licensed.

Segovia said Jack Reiss told Insp. Ervin that Commissioner Noonan wanted to talk to him and handed his phone to Ervin.

Segovia said Ervin told Noonan that safety measures appeared to be in place. Segovia said a lady from CSAC legal was also on the telephone with Noonan and she told Noonan there was nothing in the law that could override the Cease and Desist Order

Commissioner Noonan told Insp. Ervin that he would call back.

Segovia said at about this time Jack Reiss made a comment as to why he should send in the Promoters license to the CSAC office when no one there answers his calls and they do not even know who is in charge.

Segovia stated Insp. Ervin told Mr. Reiss that even if a Chief is not in command, the officers are still working and he should have sent in the application for a promoter's license. Segovia stated Mr. Reiss seemed to be frustrated by this.

Segovia said he and Insp. Ervin called Bill Douglas and informed him as to what was happening. Segovia said Mr. Douglas told them that he would get back to them.

Segovia stated Jack Reiss told him and Insp. Ervin that this event, Western States Police and Fire Games was not the same event he came before the commission to discuss on 4/13/09.

Insp. Segovia said Larry Ervin asked Mr. Reiss who they should be talking to regarding this event. Ervin asked who was in charge of this event.

Segovia stated up until this time he and Insp. Ervin were under the impression that Jack Reiss, Pat Russell and Chief Ramsey were in charge because they were the three that approached them when they arrived.

Insp. Segovia said people involved in this event were starting to get frustrated as it was past the time that the event was scheduled to start.

Insp. Segovia stated they received a call from Bill Douglas and Mr. Douglas told them that he had talked with CSAC legal and they were to serve the Cease and Desist Order.

Segovia said he and Insp. Ervin asked Jack Reiss and Pat Russell who was in charge of the event and they pointed to a white male subject.

Segovia stated Insp. Ervin approached this subject and asked him if he was the one in charge and the subject told Insp. Ervin that he was. Ervin asked the subject for his name and the subject told Insp. Ervin that he was not going to give him his name.

Segovia went on to say that Insp. Ervin told the subject the event needed to cease and desist as per the Attorney Generals office.

Segovia stated this subject asked Inspector Ervin if he knew who he was talking to and Insp. Ervin told the subject he was talking to the person that was in front of him wearing a shirt that said, "Western States Police & Fire Games." Segovia said the subject told Insp. Ervin again that he was not going to give him his name.

Segovia said at this point Insp. Ervin contacted the Santa Clarita substation watch commander that had escorted them up to the event site and told him that he needed him to enforce the Cease and Desist Order.

Insp. Segovia stated he, Insp. Ervin and the watch commander were joined by a subject who told them that he was the watch commander's boss and they were going on with the event and he would let the sword fall on him. Segovia stated this subject also informed them that they had sent all CSAC officials that were helping with the event home.

I asked Insp. Segovia if he knew this subjects name and he stated he could not recall his name, but the subject did identify himself to Inspector Ervin.

Segovia said he and Insp. Ervin went to their car to wait for further instructions from either Commissioner Noonan or Bill Douglas. While waiting in their vehicle Jack Reiss and Pat Russell came up and started talking to them about everything that had transpired.

Segovia stated Pat Russell received a call from Commissioner Noonan and Mr. Russell walked away. At this time a Black Male subject dressed in street cloths and carrying radio came up to the vehicle and told them that they had to leave.

Insp. Segovia stated Insp. Ervin told the subject that they were not leaving and this subject told someone via the radio that they had informed him that they were not going to leave and the subject walked away.

Segovia said he felt a little threatened and he called Bill Douglas and told him it appeared to him the people at the event were flexing their power. Segovia said he also told Mr. Douglas they had been informed that all CSAC licensed officials were sent home and they were going to continue with the boxing event.

Segovia stated Bill Douglas said, "Unbelievable", and told him he would call him back. Segovia said Douglas called him back a few minutes later and told him for his and Insp. Ervin's safety they should leave.

Insp. Segovia said as they were leaving a police vehicle showed up and he thought they must have been called as the police vehicle first pulled up close to them and then parked away from them. Segovia said the officer's did not contact
the police vehicle followed them to the end of the street.

Segovia stated at one point Insp. Ervin made a comment to him that he could not believe the way Jack Reiss was acting towards him. Segovia said he told Insp. Ervin that he felt Reiss was acting the way he was because Reiss knew that he should have obtained a promoter's license for this event as he had been told to get a promoter's license at the 4/13/09 Commission meeting.

I asked Segovia if Mr. Reiss and Mr. Russell were hostile towards them. Segovia said Mr. Reiss seemed to be angry, speaking loudly and taking his frustration out on Larry Ervin.

Segovia said Pat Russell was not happy about the situation, but did not seem to be angry and in his opinion Mr. Russell was professional.

I asked Segovia if Insp. Ervin was abusive or unprofessional. Segovia said he felt Larry Ervin conducted himself very professionally especially when you consider that Jack Reiss was directing his anger and frustration to towards Ervin, one subject had refused to identify himself, and no one ever clearly identified who was actually in charge of the event.

I asked Segovia if on 6/19/09 he recognized anyone who was affiliated with CSAC other than Jack Reiss and Pat Russell. Insp. Segovia said he saw Mark Relyea who is an Athletic Inspector for CSAC and Gwen Adair who is a licensed referee with CSAC.

7/28/09 I contacted Larry Ervin.

Insp. Ervin said he has been an Athletic Inspector for the CSAC since 1992 or 1993. Mr. Ervin said he has served approximately 25 to 30 Cease and Desist Order during his time with CSAC.

Insp. Ervin confirmed that on 6/19/09 he was contacted by Bill Douglas and Che Guevara of the CSAC and asked to serve a Cease and Desist Order on an illegal boxing event in Santa Clarita.

Ervin said a copy of the Cease and Desist Order had been sent to him by email and he and Insp. Sid Segovia drove to the Santa Clarita area together. While they were on their way to the Santa Clarita, he called the Santa Clarita area substation of the Los Angles County Sheriff's Department and requested their assistance in serving a Cease and Desist Order.

I asked Insp. Ervin if he always contacts local law enforcement prior to serving a Cease and Desist Order. Ervin said he did, as CSAC Inspector's are not peace officers.

I asked Ervin if he knew the name of the person he spoke to. Insp. Ervin said he spoke to the watch commander, Lt. Lewis.

Insp. Ervin said upon arrival at the Santa Clarita substation he and Insp. Segovia contacted Lt. Lewis.

I asked Insp. Ervin if he showed Lt. Lewis his CSAC identification. Ervin said he showed Lt. Lewis his identification and also gave him one of his business cards.

Insp. Ervin said Lt. Lewis asked them if they knew Pat Russell and they told him they did. Lt. Lewis said he had called up to the event prior to their arrival and Mr. Russell had asked him to escort them to the event venue.

Ervin said they entered the venue and were met by Jack Reiss and Pat Russell. Insp. Ervin said Jack Reiss and Pat Russell are known to him and Segovia. They have worked events in the past with Reiss and Russell and both men know that he and Sid Segovia are Athletic Inspector's and he did not think it necessary to formally show them his CSAC identification.

Insp. Ervin said Reiss and Russell asked why they were there and he told them they were there to serve a Cease and Desist Order as the event was not licensed and the event needed to cease and desist.

Insp. Ervin said Jack Reiss claimed they had received permission for the event at the last Commission meeting.

Ervin said he asked Mr. Reiss if he had a name or paper work to confirm they had been give permission to have the event and Jack Reiss told them Commissioner Noonan.

Insp. Ervin said he told Mr. Reiss to call Commissioner Noonan so they could get this straightened out and Mr. Reiss called and left a message for Commissioner Noonan.

Insp. Ervin said while they were waiting for Tim Noonan to return Mr. Reiss' call a subject that Insp. Segovia recognized from the 4/13/09 Commissioner's meeting came up and asked Reiss what was happening.

I asked Insp. Ervin if he had attended the 4/13/09 Commission meeting. Ervin stated he did not attend the Commission meeting.

Insp. Ervin said sometime during the night Segovia told him the subject that was at the 4/13/09 Commission meeting with Jack was Chief Ramsey.

Ervin said Chief Ramsey claimed they had permission and Insp. Segovia told him that he had also attended the 4/13/09 Commission meeting and they were told they needed to get an amateur promoters license for this event.

Insp. Ervin said Commissioner Noonan called Jack Reiss at about this time. While Reiss was talking to Noonan, Pat Russell told him that if the problem was because the event was not a licensed, they would cut them a check and take care of the paper work later.

Ervin said he told Mr. Russell that it was too late, a promoter's license needed to be obtained prior to the event and the boxers needed to be licensed.

Insp. Ervin said Jack Reiss told him that Commissioner Noonan wanted to talk to him and handed him his phone. Ervin said he told Noonan that he had a Cease and Desist Order as the event was not properly licensed.

Ervin said Theresa Johnson from CSAC legal was also on the telephone. Johnson informed Commissioner Noonan that there was nothing in the law to override the Cease and Desist Order.

Insp. Ervin said Jack Reiss was complaining about no one being at the CSAC office when he calls, that no one seems to be in charge and asking why he should send in the promoter's license application when no one there answers his calls.

Insp. Ervin said he responded by telling Jack Reiss that officers are still working even when the Chief is not in command and he should have sent in the application for a promoter license.

Insp. Ervin said he called Bill Douglas and informed him as to what was happening and Douglas told him he would call him back.

Insp. Ervin said Jack Reiss told them that this event, Western States Police and Fire Games, was not the same event he appeared before the commission to discuss on 4/13/09.

Insp. Ervin said he told Reiss that if he was not in charge of this event, he did not need to talk to him about it, he needed to talk to the person in charge of the event, and he asked Reiss who was in charge.

Insp. Ervin stated they received a call from Bill Douglas and Mr. Douglas told them that he had talked with CSAC legal and they were to serve the Cease and Desist Order.

Insp. Ervin asked Jack Reiss and Pat Russell who was in charge of the event and they were directed to a white male subject.

Insp. Ervin he approached this subject and asked him if he was the one in charge and the subject told him that he was. Ervin said he asked the subject for his name and the subject told him he was not going to give him his name

Ervin said he told the subject that the event needed to cease and desist as per the Attorney Generals office.

Ervin said the subject asked him if he knew who he was talking to. Ervin said he told the subject that he was talking to the person that was in front of him wearing a shirt that said, "Western States Police & Fire Games." Ervin said the subject told him he was not going to give him his name.

Insp. Ervin stated he contacted Lt. Lewis and told him that he needed him to enforce the Cease and Desist Order.

Insp. Ervin said they were joined by a subject who claimed to be Lt. Lewis' boss and this subject said he felt the Cease and Desist Order was flawed.

I asked Insp. Ervin if this subject identified himself. Ervin said the subject indentified himself as Richard Barrantes.

Insp. Ervin said Barrantes told him they were going on with the event and he would let the sword fall on him. Ervin said Barrantes also said they had sent all CSAC officials home that were helping with the event.

Insp. Ervin said he and Segovia went to their car to wait for further instructions. While waiting in their vehicle Jack Reiss and Pat Russell came up and started talking to them about what had transpired and why they were sent there.

Insp. Ervin said a security guard came up to the vehicle and told them they had to leave.

I asked Ervin why thought this subject was a security guard. Ervin said the subject was at the gate when they drove onto the event grounds. Ervin said the subject was dressed in street cloths and carrying radio and appeared to be on security duty.

Insp. Ervin said he told the subject that they were not leaving and this subject told someone via the radio that they had informed him that they were not going to leave and the subject walked away.

Insp. Ervin said Segovia called Bill Douglas and told him that the people were going on with the event and they had been told to leave.

Insp. Ervin said Lt. Lewis must have heard about them being told to leave and he came up to them and told them they did not have to leave.

Ervin said Bill Douglas called him back a few minutes later and told Segovia they should leave for their safety.

Insp. Ervin said a patrol car showed up as they were preparing to leave the event grounds and followed them to the end of the street.

I asked Ervin if felt Mr. Reiss and Mr. Russell were hostile towards them. Ervin said he could not figure out why Jack Reiss was, "Busting my balls."

Ervin said Reiss appeared to be angry and frustrated, speaking loudly and taking it out on him. Ervin said he considered Jack Reiss as friend and could not understand why Reiss was acting this way.

Ervin said Pat Russell was not happy about the situation and probably frustrated, but did not seem to be angry or hostile.

I asked Insp. Ervin if felt he was abusive or unprofessional during the attempted service of the Cease and Desist Order. Ervin said he did not know what he could have done any differently.

I asked Insp. Ervin if he ever called or referred to anyone at this event as Jerk's, or if he attempted to identify anyone by asking, "Who's the jerk". Ervin said, "No."

I asked Ervin if he would describe the situation as intense. Ervin said he did not know if he would call the situation as intense, but it was very uncomfortable.

I asked Insp. Ervin if he recognized anyone at the 6/19/09 event that was affiliated with CSAC other than Jack Reiss and Pat Russell.

Ervin said he saw Mark Relyea who is an Inspector with CSAC, Gwen Adair who is a licensed referee with CSAC, and Mike North who is a licensed Time Keeper with CSAC.

I asked Ervin if he considered Reiss, Russell, Relyea, Adair and North as friends. He said he considered them friends, because of his working with them. Ervin said the only one he has socialized with is Mark Relyea and he has had diner with Relyea and his family a couple of times.

On 7/31/09 I re-contacted Mark Relyea and Gwen Adair at which time interviews were tentatively scheduled to take place at the Medical Board of California's Glendale District Office.

Adair still seemed a little reluctant and asked if I was talking to other referees and judges and I told that I was attempting to schedule the interviews. Ms. Adair asked me to call her back on Monday with the address in Glendale.

On 8/3/09 I confirmed with Mark Relyea that his interview would take place on 8/5/09 at 1030 hours at the Medical Board of California's Glendale Office.

On 8/3/09 I called Gwen Adair and gave her the address for he Medical Board's Glendale District Office. Adair told me she would be in Bakersfield on 8/4/09 on business and I asked her if she wanted to meet in Bakersfield on 8/4/09.

Adair said she would be with other people and could not meet with me while she was in Bakersfield and we tentatively scheduled the interview for 1330 hours on 8/5/09. Adair said if she could not keep the interview, she would call me on 8/4/09 and let me know.

During this telephone conversation Ms. Adair stated she did not know what help she could be as she did not know that the event of 6/19/09 was not licensed or even that it needed to be licensed through CSAC.

Adair said as a judge and referee, she does not get involved in the licensing aspect of events. Ms. Adair said she has helped at these events for years and she did not know CSAC required them to be licensed as that is not something she is involved in as judge or referee.

I told Ms. Adair that was what I wanted to talk to her. I wanted to find out what her understanding was, if she knew the licensing requirements.

On 8/4/09 I received a call from Gwen Adair and she told me she would not be able to meet me on 8/5/09 as some other business had come up. She told me to call her the following week and we could possibly reschedule a time for the interview.

8/05/09 I interviewed Mark Relyea:

Mr. Relyea is a Lieutenant with the Los Angeles County Sheriff's Department and is also employed as an Athletic Inspector with the California State Athletic Commission.

Athletic Inspector's are permanent intermittent employees of CSAC and my interview with Mr. Relyea was conducted after giving Mr. Relyea the Lybarger Warning. Refer to taped interview. **(Property # 1)**

Mark Relyea stated he has been with the Sheriff's Department for 20 years and has been employed as an Athletic Inspector with CSAC for approximately 2 ½ to 3 years.

Relyea stated he did not attend the 4/13/09 Commission meeting, but had been to a CSAC training session that morning.

Mr. Relyea stated as best as he could recall the dates for the Western States Police and Fire Games, held in Santa Clarita and the surrounding area were from approximately 6/13 or 6/14 through 6/19/09. Relyea stated the boxing events were held at a film studio in Santa Clarita.

I asked Relyea how many days of boxing did they have. Relyea said there were four nights of boxing, they were on Monday, Tuesday, Wednesday and the finals were held on Friday. Relyea said he attended all four nights.

Relyea confirmed that the competitors in the boxing were law enforcement and fire fighters from various states, but he did not know which states are actually included in the Western States Police and Fire Games.

I asked Relyea who actually puts on this event. Mr. Relyea stated he thinks it is a roving event, people bid on to have the event, to be the host police agency.

Relyea said he thought it was setup years in advance, but he did not know who actually puts it on. Relyea said he knows the Los Angeles County Sheriff's Department bid several years ago to host this event in Santa Clarita.

Relyea stated he knows the president of the organization is Michael Graham and Graham is a former Assistant Sheriff with the Los Angeles County Sheriff's Department.

I asked Mr. Relyea if I was understanding him correctly, the event known as the Western States Police and Fire Games are bid on by different agencies to be the host agency and they do all the back ground work of putting the event on. Relyea stated, yes.

I asked Relyea if the host agency would be the one responsible in obtaining any required license or permits. Mr. Relyea answered by saying, absolutely. Relyea said for example on this particular event, the boxing event, they sold beer outside, they are responsible and know they have to have a license, permits and the event location itself has to be a place that can be properly licensed to do what ever they are going to do. Relyea said this is the responsibility of the people who put on the event.

I asked Mr. Relyea if in this case, would it have been the Los Angeles Sheriff's Department.

Mr. Relyea said no, he thought it would have been the Western Games hosted by the Sheriff's Department.

Mr. Relyea went on to say that he was not an expert on this, but he thought they had a Board and the final authority was with a Board and Sheriff's Department does the work.

I asked Mr. Relyea if by Board were we talking about a Southern California Police Association or something. Relyea said he did not know, he referred to it as the Police Olympics and he has not done anything in a lot of years and had to learn the name and he was not sure how it works and he did not have anything to do with the organizing of the games.

Mr. Relyea said he did not sit on any the Boards or Organizations associated with police boxing events, but he previously coached the Sheriff's boxing team.

Mr. Relyea confirmed that he attended all four nights of the boxing competition that were part of the 2009 Western States Police and Fire Games.

I asked Mr. Relyea if he officiated in any capacity at these games. Relyea said he was not an Official, he is an Inspector.

Mr. Relyea said what he did was serve. He said he passed out the gloves, made sure competitor's had proper equipment and he stayed in the back room mostly. Relyea said he was available to troubleshoot if necessary, that he just helped out where he could.

Relyea said he preformed these activities during the first three nights of the boxing events and preformed them for about 1 ½ to 2 hours on the Friday night, prior to learning that CSAC did not want the event to happen.

I asked Mr. Relyea if in year's past, was it his understanding that a license was required to have these events from the CSAC, if he was involved in that or did he know that CSAC required an amateur promoter's license, and the boxers had to be licensed to participate.

Relyea said he was not aware of that. Mr. Relyea said he is no expert on the subject and he is not sure that up until 6/19/09 that it was even true that the event required a license.

Mr. Relyea said he had a question when he became an Inspector. Relyea said his first year of involvement was in 1986 as a boxer and he coached a team from 1992 to 1996/97.

Mr. Relyea said they did these games ever year, they had coaches, there were rules and usually the referees set the rules. According to Relyea these events were very safe and very well ran. Relyea said they use very safe large gloves.

Relyea stated he believed they were sanctioned under the amateur boxing rules and he never knew that the State Athletic Commission had and interest.

Mr. Relyea said when he became an Inspector he became curious and he asked Armando Garcia about the medical requirements for amateur boxing.

Relyea said at the time he didn't think about the licensing of promoters, but he told Garcia that he had been involved in the police games and told him that they just do a medical's and don't do neuro's. Relyea said he asked Garcia if CSAC covered the Olympics. (Meaning what used to be called the Police Olympics.)

Mr. Relyea stated Mr. Garcia told him that it fell under the regulations covering amateur boxing, but since it involved law enforcement and nothing goes wrong they were not going there, at least yet.

Mr. Relyea said Armando Garcia was the Executive Officer of CSAC when he was hired. Relyea said this conversation took place about 2 ½ to 3 years ago just after he was hired as an Athletic Inspector.

Relyea said Garcia told him that these events have a long history in California and other states and they are very safe and as long as they are safe, they sort of leave them alone.

Relyea said Mr. Garcia also told him that of most of these events were done for charitable causes and there are provisions that allowed people to have or participate in these things for charitable causes.

Mr. Relyea said about seven months ago he asked Dean Lohuis, former Chief Athletic Inspector, if they regulated the events that involved police, fire boxing. Relyea said Lohuis knew he was a deputy sheriff and that he was involved ever year with the Sheriff's Department events like the Marine Corp fight or the Fight for Life.

Relyea stated Lohuis shook his head no and told him that they let them do what they want, that the events were safe and as long as they are safe they don't regulate them very much.

Relyea said this never became an issue until he had a conversation with a friend of his that ramrods the committee for the sheriff's boxing team. Relyea said he told this friend that he had heard that Chief Rhambo was going to appear in front of the Commission.

Relyea said his friend told him that Chief Rhambo went to the Commission meeting with Jack Reiss. Relyea said his friend said, you know we are supposed to do the Fight for Life, but amateur boxing has been cancelled and they are asking the Commission to allow them the have the boxing matches outside the cancellation for amateur fights because it's a fundraiser and that its important.

Relyea said he asked his friend how it went and his friend told him it went fine. Relyea said one of his sergeant's told him the Commission thought it was a good event and for them to go ahead with it.

I asked Mr. Relyea if it was supposed to have been the 4/13/09 Commission meeting when Jack Reiss and Chief Rhambo appeared in front of the Commission. Relyea said it was the April Commission meeting.

I asked Relyea if knew or ever heard of a subject named Chief Ramsey. Mr. Relyea said he had not.

Relyea said he did not get a lot of advanced information regarding what he calls the Police Olympics, but he told Mike Young, who is a Sergeant with the Los Angeles Sheriff's Department, that he would help them out at the games in June, but he did not have a lot of time.

Relyea said he talked about the up coming Police and Fire Games openly in front CSAC staff at other events and told them that he would be helping out at the Police and Fire Games. Relyea stated he thinks someone should have said something to him then about the event being unsanctioned.

Relyea recalled that Frank from Sacramento and Jack Reiss were two people that he spoke openly to about the upcoming Police and Fire Games.

Relyea said he was shocked to see Sid Segovia show up on 6/19/09 with a Cease and Desist Order, because he had told Segovia on 6/18/09 that he had three unscheduled teaching assignments come up that week, that he had been rushing to police boxing events and he hoped he did not get any CSAC assignments for Saturday because he was tired.

Relyea said on 6/19/09 he also talked with Insp. Noor at about noon. Noor never mentioned the events were unsanctioned. Relyea said he did not know when Segovia or Noor learned the boxing events were unlicensed, but if they knew there was problem before he attended the events they should have told him.

I confirmed with Mr. Relyea that the Los Angeles County Sheriff's Department was the host of the 2009 Western States Police and Fire Games.

Relyea stated the LA Sheriff's Departments boxing team has a committee and they put on the Fight for Life and the Marine Corp and other events, but this event was the Western States Police and Fire Games and it is ran by Mike Graham.

Relyea said Chief Barrantes worked with Mike Graham to put on the games. Barrantes has no experience with boxing and he had Sgt. Mike Young, and possibly Sgt. Dave Infante, handle the boxing event.

Relyea stated he was not certain as to what time the boxing matches were schedule to start. Relyea thinks they were to start sometime between 1800 and 1900 hours.

Relyea said on 6/19/09 he became aware that two CSAC Inspectors were at the event and he walked out from the backroom and saw numerous executives talking. He said he looked over and saw Insp. Sid Segovia and Insp. Larry Ervin.

Relyea stated Segovia and Ervin were talking to Chief Rhambo and he walked over to them. Relyea said he commented to Larry Ervin that this was the Police Olympics asked him what was up. Ervin told him that Sacramento had a problem with it and when he asked who had a problem, Ervin pointed to Bill Douglas' name on a peace of paper.

Mr. Relyea said he heard Cecil Rhambo talking about a document and Rhambo telling Insp. Ervin the document said mix martial arts.

Relyea stated it is Larry Ervin's nature to be a little aggressive with people. Relyea said he felt Ervin could tone it down a little and he started telling Ervin that Rhambo was a Chief and he had actually gone in front of the Commission and asked for permission for the Sheriff's Departments events.

Relyea said Chief Rhambo looked at him and put his hand up and he realized that he had interrupted them. Relyea said Insp. Ervin made a comment about him preaching to the choir. Relyea said he told them that he would be inside if they needed him and he walked away and went into the backroom.

I asked Relyea about his comment regarding Insp. Ervin being aggressive and I asked him if he saw Ervin being out of line.

Relyea said he does not believe Ervin was out of line, but Ervin has a bad delivery and he comes across as if he is talking down to people.

Relyea said he has seen this from Ervin at events they have worked together and it seems like its just Ervin's nature and he does not think Ervin can help it.

Relyea said he thought Ervin was talking down a little bit to Chief Rhambo and cutting him off when he tried to ask a question.

Relyea said about 20 to 25 minutes later he came out and saw Segovia and Ervin were off to the side in the parking lot and there was a group of sheriff's personnel and other people talking separately.

Mr. Relyea said he went over to Segovia and Ervin and asked them how it was going and they told him they had to break the games up, that Jack Reiss was on the phone with Tim Noonan and they had to shut the event down.

Relyea said he was still hopeful that things would be worked out, but he went back into the backroom again as he did not think he should get involved since he is an Inspector and Deputy Sheriff.

Relyea said he came out of the backroom again about 5 or 10 minutes later and he heard Chief Rhambo tell people if they were licensee's, that the Commission did not want this fight to go on and they should leave the event.

Relyea said he did not agree with what was happening, but he complied with the order and gathered his belongings and put them into his car.

Relyea said he wanted to talk to Segovia and Ervin to find out what happened. Relyea said he started walking up to them and apparently Larry Ervin was having an argument with Mike Graham.

I asked Relyea if based on his prior involvement with police boxing events and his conversation's with past CSAC Executive Officer's and Chief Inspector's was it his understanding that these type of events were allowed to take place with CSAC's knowledge and consent, even if that consent was just turning a blind eye.

Mr. Relyea stated he talked to Mr. Woodard once about this and Mr. Woodard told him that some former CSAC Executive Officer's had given them expressed approval under some law that would allow them to have the games.

Relyea said he believed it was accepted practices and that practice changed about 15 or 20 minutes before the final night of the boxing on 6/19/09.

Mr. Relyea said he wanted to talk a little about the conversation between Larry Ervin and Mike Graham.

He said he did not hear all of their conversation, but he has heard that people are claiming that Larry Ervin called Mike Graham a jerk. Mr. Relyea said he thinks he heard that part of their conversation.

Relyea said he heard Ervin use the word, Jerk, but he thinks that Ervin was referring to being jerked around, and he does not think that Ervin called Mike Graham a jerk. Relyea said he heard this part of their conversation as they were arguing.

Relyea said in his opinion the reason for the argument is that Larry Ervin comes on too aggressive and while Chief Rhambo and Chief Barrantes are very polite, Mike Graham has never been characterized as that.

Relyea said Mike Graham has the reputation as being someone that if you come on aggressively to, Graham responds to you in the same manner.

In closing Mr. Relyea said he questions the manner in which the CSAC Inspector's attempted to serve and enforce the Cease and Desist Order. It seemed that Insp. Ervin felt he was to push the order by threatening arrest.

Mr. Relyea said law enforcement learned a long time ago to present the legal document and if the participate fails to comply then seek warrants or other appropriate action through proper channels. An aggressive approach and threats of immediate arrest, do not usually work.

Mr. Relyea said he was also concerned about how we, CSAC and Police boxing groups, came to this point. Why this could not have be resolved prior to the event taking place instead of attempting to shut the event down a few minutes prior to the start of the competition.

Mr. Relyea said he knows that the people who made the decision to serve a Cease and Desist Order on the event are his CSAC bosses, but he wonders how much of this was politically motivated.

Relyea said it is his opinion that politics at CSAC are tough and if you upset someone at CSAC you are denied assignments and he questions how this situation got to this point and feels the matter could have been handled better starting with better communication, especially if there has been a change in policy.

A Lybarger closing statement was read to Mark Relyea and the interview terminated.

After turning off the tape Mark Relyea asked if there had been a complaint filed by someone or what lead CSAC decision to shut down the event on Friday night.

I told Relyea that a lady apparently called CSAC on Friday and complained about someone not being allowed to compete on Friday because it was felt he was too old.

Relyea said he knew a little about that. Some people who were older and competed in past Games wanted to compete, to have the spotlight one more time. These people were going to be allowed to compete during the first three days, but were told they could not compete in the finals on Friday and it apparently upset some people.

On 8/5/09 James Maynard, Staff Counsel, DCA, Legal Office sent me a copy of an email message dated 04/29/08 from Jack Reis to Armando Garcia of the CSAC.

This email advises Mr. Garcia that the LA County Sheriffs Department in conjunction with the LASD and LA County Fire Department would be having a charity boxing event.

The purpose of the email was to invite Mr. Garcia to the event and also informs Mr. Garcia that Cecil Rhambo of the LA Sheriffs Department is extending invitations to all of the Commissioners as well. **(Attachment # 6)**

This email was not referring to the World Police and Fire Games or the Western States Police and Fire Games.

On 8/7/09 a computer inquiry revealed the California Police Athletic Federation is the parent organization of two programs, (1) The World Police and Fire Games which is held every two years with the event moving to different sites throughout the world, and (2) The Western States Police and Fire Games which is held every year and the venue is moved to different sites within the 14 states that make up the western states.

The California Police Athletic Federation, (CPAF) is located in the San Diego area and Mike Graham is listed as CPAF President. The computer inquiry provided a history of CPAF, the World Police and Fire Games, and the Western States Police and Fire Games. **(Attachment # 7)**

A review of this documents reveals that in 1970, the CPAF was established as Federal "501 (c) 3" Non-Profit Corporation to administer and perpetuate the Games. CPAF is governed by a Board of Director made up of active and retired police officers. In later years firefighters were added to the Board of Directors.

To better manage the Games, the World Police and Fire Games Federation, and the Western States Police and Fire Games Federation were created under the umbrella of CPAF. The World Police and Fire Games Federation Board of Directors include fire service and law enforcement personnel from the U.S. and several other countries.

The organizer's for the 2009 Western States Police and Fire Games is listed as (1) Los Angeles County Sheriff's Department, (2) Los Angels County Fire Department,

(3) County of Los Angeles, (4) City of Santa Clarita, (5) Western States Police and Fire Games, and (6) Los Angeles Sheriff's Athletic Association.

On 8/7/09 I left telephone messages for Mike North and John McCarthy advising them that I was an Investigator with the Department of Consumer Affairs conducting an investigation regarding the 2009 Western States Police and Fire Game and requested them to call me. Mr. North and Mr. McCarthy are licensee's of CSAC.

On 8/7/09 I called the office of Chief Cecil Rhambo of the Los Angeles County Sheriff's Department. I was told that Chief Rhambo was on vacation and would return on 8/10/09.

I provided the secretary with my name and told her I was an Investigator with the Department of Consumer Affairs and asked her to have Chief Rhambo return my call upon his return.

At approximately 1330 hours I received a return call from Mike North. I advised Mr. North that I wanted to interview him regarding the Police and Fire Games of June 2009.

Mr. North said he was only a Time Keeper, he did not know about licensing of events and he wanted to talk with Marty Denkin before deciding if he wanted to meet with me or not.

On 8/8/09 at approximately 0800 hours Mr. North called me and said he had talked with Marty Denkin. According to Mike North, Mr. Denkin is the President of the referee's association.

North said Mr. Denkin advised him to tell me that they wanted to cooperate, but only if I met with all the licensee's who were at the June 2009 Police and Fire Games at the same time.

I advised Mr. North that I did not conduct group interviews as I needed to ask about their individual knowledge and understanding and not a group consensus.

Mr. North stated he would follow Mr. Denkin's suggestion and only meet with me if all the other officials were there.

On 8/8/09 I received a CD via US mail from Mark Relyea. Mr. Relyea had also recorded my 8/05/09 interview with the use of a digital recorder and provided me with this CD in case the clarity of my recording was unintelligible. **(Property # 2)**

On 8/10/009 I called Pat Russell and left a message for him to return my call so we could schedule a time and place for an interview. During my last telephone conversation with

Mr. Russell on 7/31/09, he advised me that he was leaving that day and would be out of the country until 8/9/09 and I should call him after he returns.

On 8/10/09 I called Chief Cecil Rhambo's office and was told that Chief Rhambo was in a meeting and his secretary advised she would ask him to return my call.

At approximately 1545 hours I received a call from Chief Cecil Rhambo. Chief Rhambo said he had attended the April 2009 meeting Commissioner's meeting with Jack Reiss.

Chief Rhambo was not sure of the exact date of the Commission meeting, but said in was the April 2009 Commission meeting and thought the date of 4/13/09 was correct.

I asked Chief Rhambo what was the purpose of his and Jack Reiss' appearance in front of the Commission. Chief Rhambo said Jack Reiss had heard that CSAC had stopped all amateur boxing events do to some problem that had arisen with USA Boxing.

Chief Rhambo said he is the lead member of the Los Angeles County Sheriff's boxing team and they, the LASD Boxing Team, put on two charity events per year. Chief Rhambo said he and Jack Reiss were seeking approval to continue with these two events.

Chief Rhambo said they were told by the Commission's legal counsel that they would need and amateur promoter's license and he told them that it was not problem.

I asked Chief Rhambo if his appearance in front of the Commission had anything to do with the Western States Police and Fire Games or the World Police and Fire Games.

Chief Rhambo stated their appearance at the Commission meeting concerned the two events the LASD Boxing Team puts on for the City of Hope and the Marine Corp Devil Pups Youth Program, and the LASD Boxing Team has nothing to do with the Western States Police and Fire Games or the World Police and Fire Games, other than some of their fighters may compete in those events.

I asked Chief Rhambo if he helped organize or if he was a member of the Board of Director's for either the Western States Police and Fire Games or the World Police and Fire Games. Chief Rhambo stated he was not and never has been.

I asked Chief Rhambo what his understanding was regarding licensure prior to his attending the Commission meeting. Chief Rhambo stated the two events he is involved with have been going on for years and he assumed a lead role in the LASD boxing team two years ago.

Chief Rhambo said he thought they were operating under the section of the Business and Professions Code that permits amateur boxing events for charity and they notified CSAC when they were having the events.

I asked Chief Rhambo if he was referring to section 18646. Chief Rhambo stated he thought that it sounded like the right section number.

Chief Rhambo said in the two years of his leadership of the LASD Boxing Team, he has extended invitations to the Commissioner's to attend these two charity events.

I asked Chief Rhambo if he had ever seen any of the Commissioner's or CSAC staff at either the Fight for Life or the Marine Devil Pup events. Chief Rhambo said the only Commission meeting he has ever attended was the April 2009 meeting and he would not have known who they were if they had attended.

I asked Chief Rhambo if he was at the Western States Police and Fire Games on 6/19/09 and if he talked to the CSAC Inspector's that were attempting to serve the Cease and Desist Order.

Chief Rhambo stated he was at the event and did have some conversation with the two Inspectors and he looked at the Cease and Desist Order. Chief Rhambo said he felt, as did other people, that the Cease and Desist Order was flawed due to whom it was addressed and it ordered the stoppage of a mixed martial arts event.

Chief Rhambo said he could not remember the names of the two inspectors, but one of them did most of the talking. I asked Chief Rhambo if it was the black gentleman that did most of the talking and Chief Rhambo stated it was.

I asked Chief Rhambo about the Inspector's demeanor during the attempted service of the Cease and Desist Order. Chief Rhambo said he thought the Inspector's were professional, but they were frustrated.

Chief Rhambo said the Inspectors could not answer all of their questions, such as why the service came on the last day of the event, why the document was addressed to the wrong organization or who at CSAC actually had a problem with the event.

Chief Rhambo said although the Cease and Desist document was flawed, it was clear that the Inspector's were sent there to shut that event down.

Chief Rhambo said he thought part of the Inspector's frustration was brought on by their mistaken belief that he, Jack Reis, and Pat Russell were the organizers and putting on the event because he and Jack Reiss had addressed the Commission at the April meeting.

I asked Chief Rhambo about Jack Reiss' demeanor. Chief Rhambo said Jack Reiss was concerned about CSAC attempting to shut down the event and he was also frustrated.

Chief Rhambo said Reiss was concerned enough over the issue that Reiss called Tim Noonan in an attempt to straighten the matter out.

Chief Rhambo said he was not familiar with the organizational structure of the Western States Police and Fire Games, and if a license was required for the boxing event, he did not know whose responsibility it was to secure it.

Chief Rhambo stated that after the Western States Police and Fire Games concluded he wrote a letter on behalf the LASD boxing team to the CSAC explaining that the LASD Boxing Team was not the organizers or promoters of the Western States Police and Fire Games. Chief Rhambo said he also asked CSAC to grant the LASD Boxing Team an Amateur Promoter's license or be granted permission to stage events in accordance with the Business and Professions Code. **(Attachment # 8)**

Chief Rhambo said he was sent a Promoter application package from CSAC, but has not returned it due to the burdensome requirements like obtaining a CPA, financial disclosure and being bonded.

Chief Rhambo stated if they are required to meet all those requirements, the LASD Boxing Team would have to stop staging the two charity events that they have put on every year.

On 8/11/09 at 1045 hours I spoke to Pat Russell by telephone. Mr. Russell told me that he and Jack Reiss had hired an attorney, Marian Birge, as they felt they needed to protect themselves.

Mr. Russell said they wanted to cooperate in my investigation, but they questioned the motives of some people at CSAC. Mr. Russell said he was one of the finalist's for the Executive Officer position at CSAC and that Jack Reiss is one of the finalist's for the Chief Athletic Inspector's position and they fell there maybe some people at CSAC that are trying to derail them.

I advised Mr. Russell that as we had previously discussed, my interview with him would be done under Lybarger since he was not only a licensee of CSAC, but was still on the roster as an Athletic Inspector which is a permanent intermittent position with CSAC.

Mr. Russell told me he was familiar with Lybarger as he had worked internal affair cases, but he wanted a clear understanding, he was being interviewed as a licensee and an employee of CSAC and could possibly be subject to disciplinary action as an employee and a licensee.

I advised Mr. Russell that I understood that he was one person, but he held two different type of positions, those being a licensee of CSAC and a permanent intermittent employee of CSAC, and although I could not anticipate what, if anything the Commission would want to do regarding discipline, we felt the interview should be conducted under the Lybarger rules.

Mr. Russell said he finds it interesting that he has not been given any assignments as an Inspector for quite sometime as it is considered by some at CSAC to be a conflict to be a licensee and an Inspector, but he is going to be interviewed under Lybarger rules, because he is an Inspector although he has been denied Inspector assignments.

Mr. Russell said he wanted to cooperate and would be truthful with or without being compelled to answer under Lybarger.

Mr. Russell said he submitted a letter to Tim Noonan after CSAC's attempted service of the Cease and Desist Order on 6/19/09 and as he pointed out in that letter, annual CSAC approval for prior Western States Police and Fire Games were obtained form the Executive Officer or Chief Inspector by email and telephone calls and until recently there has not been an Executive Officer or Chief Inspector to talk to. **(Attachment # 9)**

Mr. Russell said he would be in touch with his attorney and would call me with a possible date and time for the interview.

8/11/09 I spoke with Jack Reiss regarding a time and place for an interview. I also explained Lybarger to Mr. Reiss and informed him that the interview would be done in accordance with Lybarger since, as an Inspector, he is a permanent intermittent employee of CSAC.

Mr. Reiss confirmed that he and Pat Russell have hired an attorney, Marian Birge, and he would contact me after he and Mr. Russell have a chance to talk with the attorney.

On 8/11/09 I left a telephone message with Sarah Weiss regarding my investigation into her complaint. At approximately 1615 hours Ms. Weiss returned my call.

I asked Ms .Weiss if at the time of her call to CSAC if she knew the name of the event that was going on in Santa Clarita. Weiss said she told CSAC that it was the Police Olympics and told them who was put on the event.

I asked Weiss if she told CSAC that San Diego Police or San Diego Police Officer's were involved in the event. Ms. Weiss said she was currently in her vehicle and on her cell phone and did not have her notes with her, and could not recall the name of the organization at this time, but in was in San Diego.

I asked Ms. Weiss if she would recall the name of the organization she gave to CSAC on 6/19/09 if I mentioned it. Weiss said she thought she might.

I asked if it was the Western States Police and Fire Games or the California Police Athletic Federation. Weiss said she thought it the Federation and she told CSAC that they were located in San Diego.

Ms. Weiss said Pat Russell should not have been a referee at this event as he is part of the Federation. I asked Ms. Weiss how she knew Mr. Russell was part of this Federation and she stated she had called them and was told by a female on the telephone that Pat Russell was part of that organization and he was a referee and could do what he wanted to do.

Ms. Weiss commented that Russell was a finalist for a top job at CSAC and Russell and Reiss should not have been referees at the unlicensed event.

I asked Ms. Weiss how she knew Pat Russell was a finalist for position at CSAC and she stated she had called USA Boxing and they knew Russell was a finalist for the top position at CSAC and she was also told by someone at CSAC the he was a finalist.

I started to ask Ms. Weiss more clarifying questions regarding this matter and Weiss said Jack Reiss and Pat Russell know they are wrong and wanted to know why I was asking about the information she provided to CSAC.

I explained to Ms. Weiss that there were some questions as to how a document was addressed and served and I was attempting to clarify those things.

Ms. Weiss said she told CSAC who was putting on the event and told them it was at the studio where Little House on the Pierre was filmed, she said she told them it was at a studio in Santa Clarita and gave them the address.

I asked Ms. Weiss about the reason for her call to CSAC, as I understood that a relative or friend of hers was told by Pat Russell that he would not be allowed to participate in his match as they felt he was too old.

Ms. Weiss said that was not the reason for her call to CSAC, that she did not have a relative or friend participating in the matches.

Ms. Weiss said she would call me on 8/12/09 as she was on her cell phone and in her vehicle and did not want to get a ticket.

On 8/13/09 I received a call from Ms. Weiss. Ms. Weiss said she wanted to make it clear that she did not have a relative or friend participating in the boxing events.

Weiss said it seemed that a lot of people were somewhat unhappy about the way this event was being ran. She stated there were all kinds of rumors circulating about the way things were being ran.

NOTE: One of these rumors may have been about the decision not let some older fighter's compete on the final night of boxing as mentioned by Mark Relyea after my interview with him on 8/5/09.

Ms. Weiss said Pat Russell was too involved in this event, he was sanctioning the event, he was a member of the organization that was putting on the event and he was refereeing matches.

I asked Weiss what she meant by sanctioning the event. Weiss said she did not know very much about fighting events, but Russell was sanctioning weights and going to referee matches and he is part of the organization that was putting the event, he was too involved.

Ms. Weiss said that during the time between approximately 1030 and 1430 hours she talked to CSAC several times and she provided them with all the information they needed. She stated she told them it was the Police Olympics' , that it was Western States and told them it was at the Santa Clarita Studio's and gave them the address of the studio which is on Anza.

I asked Ms. Weiss if she always talked to the same person at CSAC on 6/19/09. Weiss stated she talked to several different people and one was named "Che".

Ms. Weiss said she was upset that CSAC got the information that she gave them wrong and that she might call this "Che" and express her concern.

Ms. Weiss said she gave them all the information that they needed and she no longer wanted to be involved in this and CSAC could do what ever they wanted to about this situation and she called because of all the rumors going around and there were a lot of unhappy people at this event.

On 8/13/09 I received a telephone call from Pat Russell. Mr. Russell stated he had talked with his attorney and Jack Reiss and they could not participate in the interview until 8/20/09. Mr. Russell explained it was difficult in scheduling time around everyone's schedule.

The interviews of Mr. Russell and Mr. Reiss were set to begin at 0900 hours on 8/20/09 at the Law Office of Garcia and Birge, located at 345 West Ninth Ave, Suite 200. Escondido, California.

On 8/17/09 I contacted Mike Graham of the California Police Athletic Federation and an interview was scheduled for the afternoon of 8/19/09. No specific time was set as Mr. Graham said he would meet with me whenever I arrived.

On 8/17/09 at 1500 hours I left another message for John McCarthy requesting he return my call.

8/17/09 at approximately 1600 hours I received a return call from John McCarthy.

Mr. McCarthy stated he was at the 2009 Western States Police and Fire Games in Santa Clarita, Ca. Mr. McCarthy said he refereed some fights on Monday and Tuesday only.

Mr. McCarthy said he was in Canada 6/19/09 and he was surprised to learn up on his return that two CSAC Inspector's served a Cease and Desist Order on the Western States Police and Fire Games.

I asked Mr. McCarthy what his understanding was regarding the Western States Police and Fire Games requiring a licensee from CSAC.

Mr. McCarthy said he has been involved with Western States Police and Fire Games as well as other Police Firefighter boxing events for years. McCarthy said he initially competed in events and later he became a judge and referee.

Mr. McCarthy said Pat Russell has always told him that CSAC was aware of these events and Pat Russell and Jack Reiss have told him that they invite the Commissioner's as well as other top CSAC staff to these events.

Mr. McCarthy said he never thought these events needed licensing through CSAC as they are amateur boxing events for charity, and if anyone had ever asked him about licensing of amateur event, he would have told them that they needed to contact USA Boxing.

Mr. McCarthy said the Police Firefighter boxing events are for charity, the officials are not paid and over the years he has donated his time for a lot of these events. McCarthy said these events are safe and always have proper medical personnel on hand.

Mr. McCarthy said over his career as a referee and judge he has stayed away from any boxing events at Indian casinos because of questions regarding proper licensing and he simply would not participate in an event if he thought it was not properly sanctioned and was unaware that the Western States Police and Fire Games or any of the other Police and Firefighter events needed to be sanctioned by CSAC.

Mr. McCarthy said he attended the 4/13/09 Commissioner's meeting when Jack Reiss and Chief Rhambo made their presentation to the Commission about the Police and Fire Games.

I asked Mr. McCarthy if Jack Reiss and Chief Rhambo were talking to the Commission about the Western States Police and Fire Games or were they talking about some other events that Police and Fire Department personnel participate in.

Mr. McCarthy said he thought they were talking about all the Police Firefighter boxing events. Mr. McCarthy said Anita Scuri told them there were some things they needed to do regarding these events.

I asked McCarthy if he recalled Ms. Scuri telling Mr. Reiss and Chief Rhambo that all amateur boxing events required licensure and they would need to get a promoter's license. Mr. McCarthy said he did not recall those words, but she told them they needed to do some things to have these events.

On 08/19/09 I contacted Mike Graham at the California Police Athletic Federation located at 8304 Clairemont Mesa Blvd, Suite 107, San Diego, Ca.

Mr. Graham said CPAF has two programs, (1) The Western States Police and Fire Games and (2) The World Police and Fire Games. The Western States Police and Fire Games are held every year and the World Police and Fire Games are held every two years.

Graham said CPAF has a Board of Directors and they add associate members to the core Board for each of the two programs. Mr. Graham said they are a non profit organization.

Mr. Graham said CPAF awards the bids to the cities and agencies to be the host city and agency for these events and they also establish the rules for the sporting event's, have final approval over venues and resolve disputes that may come during the events, and etc.

Mr. Graham said CPAF also collects the competitors registration fee's which are split with the hosting agency. Mr. Graham said the host agency does the leg work for the Games, finding the venues, sponsors, paying of any required fees or permits and if it would have been known to them that a license was required by CSAC for the boxing event it would have been up to the Los Angeles County Sheriff's Department, as the host agency, to get the license.

Mr. Graham said there is not a fee to attend the event's, they are open to the public and things like souvenirs, drinks, food are sold by groups and clubs like youth organizations to fund their programs.

Mr. Graham said since 1967 the California Police Games, which are now called the Western Sates Police and Fire Games (WSP&FG) have only be held outside of California three (3) times and to his knowledge the issue of licensure for the boxing competition has never been raised by CSAC before.

I asked Mr. Graham if any of the Commissioner's or CSAC staff had ever attended the WSP&FG event. Mr. Graham said Governor Schwarzenegger attended the games prior to becoming Governor and Don Novey (a Commissioner under the Davis administration), attended the games several years ago.

I asked Mr. Graham if there was some issue or problem during the games concerning older competitors not being allowed to fight. Mr. Graham said they normally have an age cut off of 35, but some people who were over that age wanted to box in the games.

Mr. Graham said they were just a few of these people and they decided to allow them to participate in older competitor grouping paying close attention to their age, weight, experience, skill level and so on.

Mr. Graham said that he believes these fights were to take place on Tuesday or Wednesday and some these senior competitors were mistakenly told that they would also be fighting on Friday. This caused some of them to withdraw and others did not. Some of them may have been unhappy that they were not allowed to box on Friday.

Mr. Graham asked if I had seen the letter he had written to the Governor following the 2009 Western States Police and Fire Games. I advised Mr. Graham that I had and that I had a copy of it. **(Attachment 10)**

Mr. Graham asked if CSAC Inspector's were allowed any discretion in serving orders to shut down events. I told Mr. Graham that I did not know how much if any discretion Inspector's were allowed, but the two Inspectors were in contact with the CSAC Assistant Executive Officer and indirectly with CSAC legal during their attempted service of the Cease and Desist Order and they did not feel they had any discretion.

Mr. Graham said the Cease and Desist Order was not a legal document and it was flawed as it was addressed to a nonexistent organization ordering the cessation of illegal mixed martial arts event.

Mr. Graham said he finds even more disturbing that the Inspector's were in contact with CSAC in Sacramento and CSAC legal and they all apparently felt it necessary to shut down an event that has a 42 year unblemished history, because proper paper work had not been filed, paper work that had never been required in the past.

Mr. Graham said he felt Inspector Ervin's conduct was outline and unprofessional and he was unable or unwilling to answer questions or find away to resolve the matter other than shutting the event down and threatening people with arrest if they did not comply with the order.

Mr. Graham said he finds it hard to believe that CSAC did not know about the Western States Police and Fire Games in Santa Clarita as they have been promoted for the last year or two and if anyone from CSAC had googled Santa Clarita Police Games or anything similar they could have learned that this event was the Western States Police and Fire Games and who was hosting it.

Mr. Graham said after making his threats of arrest to LASD Chief Richard Barrantes and the studio owner, Inspector Ervin was directed to him. Graham said a person from LASD introduced Ervin to him and Inspector Ervin never showed him any identification.

Mr. Graham said Ervin asked him if he was in charge of this event and he truthfully told him, "No." Graham said Ervin then started to give him the same arrest threat that he had reportedly given to others and he asked Inspector Ervin if he was going to arrest him.

Mr. Graham said Inspector Ervin told him that he was subject to arrest and he informed Ervin that he did not think he would be the subject of a lawful arrest.

Graham said Inspector Ervin then asked, "Who is the Jerk?" and he cut short Ervin's question with his own, "Who is the Jerk?" Mr. Graham said Ervin then asked who was in charge of the event and he responded to Ervin by saying, "The Los Angeles Sheriff's Department."

Mr. Graham said Inspector Ervin demanded to know who he represented, and before he could answer Inspector Ervin pointed toward the logo on his shirt and copied the name down. Mr. Graham said Ervin asked for his name and he told Ervin that he could find it out for himself.

Mr. Graham said the CSAC Inspector's attempted to enlist the help of the local Sheriff's Station to stop the event, but Chief Richard Barrantes who has a lot of experience in the area of serving legal documents told the Inspector's that they were not going to stop the event based on the unenforceable and misguided CSAC letter and the misunderstanding could be resolved the following week.

Mr. Graham said CSAC licensed officials were sent home and they used other qualified officials and the boxing event went forward on 6/19/09.

Mr. Graham said they would never knowingly flaunt the law or try to exempt themselves from the rules and regulations that govern boxing and if policy has changed and if it is

reasonable they will comply, but if the requirements are unfair or overly onerous, they would have to stop the boxing program.

Mr. Graham said they waited to be treated fairly and does not think CSAC should have attempted to shut down an event on the final night of competition when that event has a 42 year history. Mr. Graham said the issues that CSAC had, could have been resolved prior to the event or after the event was over and it was unnecessary to attempt to shut down the event.

Mr. Graham said he thinks Inspector Ervin's demeanor and approach were unprofessional and reflects very poorly on CSAC.

On 8/20/09 I interviewed Pat Russell.

Mr. Russell is licensed as a judge and referee with CSAC and is also employed as an Athletic Inspector with the CSAC although he has not been given any assignments as a Inspector for several years.

Athletic Inspector's are permanent intermittent employees of CSAC and my interview with Mr. Russell was conducted after giving Mr. Russell the Lybarger Warning. Refer to taped interview. **(Property #3)** It should be noted Mr. Russell also taped my interview with him.

My interview with Mr. Russell took place at his attorney office and his attorney Marian Birge was present.

After giving Mr. Russell the Lybarger admonishment Ms. Birge said she felt there was a question as to whether Lybarger applies to anything other than the Public Safety Officers Bill of Rights and referees and inspectors are not public safety officers and questions whether CSAC or DCA has the authority to invoke Lybarger.

Ms. Birge said she also wanted to make it clear the Lybarger implies that Mr. Russell has done something wrongful and nothing could be further from the truth.

Ms. Birge said at first glace her being present may indicate that her client may need to be defended, but nothing could be further from the truth and her presence at the interview is because they too are conducting an investigation.

Mr. Russell said he has been a licensee of the CSAC since approximately 1981 or 1982 and was accepted into the intermittent inspector program in the early 1990's and received assignments in that role until the previous administration decided in 2005 it was a conflict of interest with his license as a referee and judge.

Russell said since that time he has not received any instruction as inspector, given any assignments as an inspector or invited to attend any training for inspectors.

Russell said although he may still be on the roster as an Inspector he is not employed as an Inspector.

Mr. Russell said he is an Associate Member of the Board of Director's for the Western States Police and Fire Games and he is also an Associate Director for the World Police and Fire Games and has been in those positions since last year.

Mr. Russell said he has been associated with Games through boxing since 1980 and in 1982 or 1983 he became the Chief Official for the boxing event, but it was not until 2008 that he was brought onto the Board as an Associate Director which covers a multitude of different sports.

I asked Mr. Russell since his involvement in these Games what was his understanding of these Games being sanctioned or licensed.

Russell said specifically that the license and sanction came under the non profit status agreement that they had with the State. Russell said whatever that has morphed into and what it was ...?

Mr. Russell continued by say that he was tasked with going to the Executive Officer or the Chief Assistant and asking for a licensing granting procedure to take place for the boxing portion of the California Games, Western States Games, World Games and he was consistently dealing with the Executive Officer or their assistants and it was done by email, fax or telephone advising them of the name of the event, where it was being held, the safety procedures that were in place and inviting them to come as well as seeking their approval or sanctioning of the event. Mr. Russell said this was done ever year.

I asked Mr. Russell if he had any copies of the email or fax communications specifically regarding the Western States Police and Fire Games that he had sent to CSAC advising them of the games and seeking their approval.

Mr. Russell said that he did not have any on his computer, he might have some on his computer at work, but he has not returned to work and could not access his work computer at this time. He said if he locates any he will get them to me.

Russell said Dean Lohuis who was an Inspector for CSAC for 22 years may have those communications in his records. Russell said he did locate one document that he kept for some reason that involved a different event in 2005. **(Attachment # 11)**

This document was sent via fax on 6/14/05 to Dean Lohuis from Pat Russell and advises Mr. Lohuis as per his request, the following information was being submitted for approval of the third annual "Battle of the Badges". The letter goes on to advise Mr. Lohuis of the location of the event, number of bouts, as well as other information regarding equipment, medical staff, and emergency vehicle's , paramedics, physical's of the competitors and who the referees are and that the judges are from USA Boxing.

Mr. Russell said the records of Rob Lynch who is a former Executive Officer of CSAC my have some records regarding these events.

Mr. Russell said although he may have some of these documents he did not keep records, specific channels year to year and that over the years it became almost like a ritual formula of do this.

I asked Mr. Russell if I understood him correctly and he believed they were conducting these events under Business and Professions Code Section 18646.

Mr. Russell it was his understanding that they had authorization to conduct these events each and every year, and did not know or quote that section to the Executive Officer ever year.

Mr. Russell said the Executive Officer granted him approval based on his application of the event. Mr. Russell said they did not just call the CSAC once a year to get approval for this event, they discussed the event throughout the year.

Mr. Russell said this event was discussed with Dean Lohuis, with Rob Lynch when he was the Executive Officer, with Rich Decour when he was the Executive Officer going all the way back to Ken Gray.

Ms. Birge stated she wanted to say something about this. Ms Birge said they have talked to Mr. Lynch, she asked him if when he was the Executive Officer if he had the authority to approve these game and he said that he did and when asked if he did approve these Games he told her that he did.

Mr. Russell said he was at the 4/13/09 Commission meeting, but he was in and out of the room due to telephone calls.

Mr. Russell said he was there part of the time when Jack Reiss and Cecil Rhambo addressed the Commission and the topic had something to do Police and Fire amateur boxing, but he was not sure if it was specifically about the Games or if it was about the Fight for Life which was coming up.

I asked Mr. Russell if he recalled the Commission and one of the attorneys telling Mr. Reiss and Chief Rhambo that they needed to get a promoter's license.

Mr. Russell said he recalled an off hand comment that struck him as odd from Anita Scuri. According to Mr. Russell, Ms. Scuri said that this is all under an amateur promoter's license and it was the first time he had ever heard that and he did not attach that to any particular concept that he had as he had never heard of an amateur promoters license before.

Russell said since then he has learned there is an amateur promoter's license and thinks it was designed for people who hold amateur boxing events for a profit.

Mr. Russell said one of the reason's he was not clear as to what Jack Reiss and Chief Rhambo's topic was is due to there being over 250 people at the Commission meeting from amateur boxing events and they were at meeting in protest of amateur boxing being shut down state wide by CSAC as result of a problem with USA Boxing.

Russell said as he recalled the Chairman of the Commission directed the attorney and the person from USA Boxing to go to another room and resolve the problem about amateur boxing and it was very much a change in the way CSAC had done oversight of amateur boxing events and it was very unclear as to why CSAC had set back everything in the State of California.

I asked Russell if when he says amateur boxing was he referring primarily to USA Boxing, and not Police and Fire boxing events. Russell said there is about three or four formats of amateur boxing. One would be USA Boxing which is national organization and another would be Police and Fire amateur boxing which is organized around charitable events.

I asked Mr. Russell if he was at the 2009 Western States Police and Fire Games on all four nights of the boxing event. Mr. Russell said he was not.

I asked Mr. Russell if there was some controversy over older competitors being allowed to box on Friday night.

Mr. Russell said fighters are told to check in at certain times to weigh in and told to bring certain forms and equipment with them and they are checked in and given a brief physical and then they go into a clinic or briefing were they describe the event and how it will take place during the week.

Russell said they have a cut off age of 35 years for boxing which they arrived at several years ago. Russell there was a group of fighter's that had participated in previous years that wanted to participate in the boxing events and so they added some requirements and

they were attempting match these older fighter up, comparing age level, skill level and other criteria used normally for novice fighters.

Russell said they had 6 to 8 participates in this category and the problem was matching weights, skill level. Mr. Russell said they attempted to put it together for Tuesday night and they could not to do it on Friday because it would imbalance the entire schedule and Tuesday night was better.

This did not fit into the schedule of some of these senior competitors as they were involved in other sporting events and they wanted the highlights of Friday night.

Mr. Russell said they made the decision that these senior events would be on Tuesday night and it became a rub with some people. Mr. Russell said he believes that none of these senior competitor fights ever took place.

Mr. Russell said he was only at the boxing event on Sunday night for the weighing in and the clinic and he was there on Friday night. Mr. Russell said he was not there on Monday, Tuesday or Wednesday.

I asked Mr. Russell if he refereed or judged any of the fights. He said, "No". Mr. Russell said he did not officiate as a referee or judge on Friday night because he was told by CSAC that if he remained at that event or officiated it would be a direct violation.

Mr. Russell said on Friday night before any boxing events took place he was told by a Sheriff's Lieutenant that two CSAC Inspector's were on their way up to the event to shut it down.

Mr. Russell said he was not sure who contacted who, but he and Jack Reiss talked to Ervin and Segovia upon their arrival.

Mr. Russell said he knows Ervin and Segovia and has worked with them in the past.

I asked Mr. Russell if the Inspector's told them why they were there. Mr. Russell said Ervin told them that they were they to shut down the show, that it was not going to go on and it was an illegal event.

Mr. Russell said he was initially shocked, but after a few seconds he began to ask Ervin a few questions such as why was he doing this.

I asked Russell if Ervin or Segovia showed him any documents. Mr. Russell said not at first, but he later saw the CSAC document.

Russell said what Ervin and Segovia did was to go directly into the venue and looked around while they were explaining to him that this event had been going on for years and asking him why this was happening.

Russell said Ervin did not give them much explanation, he told them that they were sent to shut the show down and the event was not going to go on.

Russell said Larry Ervin was agitated and was closed minded and not listening to what they were saying to him.

Russell said over a period of time he understood that Ervin and Segovia had been sent to the event by people in Sacramento to shut the event down because they felt it was an illegal show, it was unsanctioned and they were in violation of a lot of laws and regulations.

Russell said Larry Ervin started telling them that if the event was not shut down, people would be subject to arrest and people would be subject to disciplinary action.

Mr. Russell said a lot of Directors started coming out, because he and Jack Reiss were not getting any answers.

Mr. Russell said one of the comments that Larry Ervin made was that someone in Sacramento was really mad at you about this. Russell said he thinks this comment was made in response to a question by Jack Reiss.

I asked Mr. Russell if during their contact if he or Mr. Reiss made a phone call to the Commission. Mr. Russell said he made a call trying to get in touch with Bill Douglas, but he got Che Guevara.

Mr. Russell said he asked Guevara what was going on and Guevara told him they were in violation and that this was an illegal event.

Mr. Russell said he told Mr. Guevara that it was disputable if the event was illegal or not and Guevara told him if they continued with the event they would all be subject to arrest and Guevara quoted Penal Code Section 412 or 416.

Mr. Russell said Guevara told him they had been in contact with legal and they were told the event was illegal and had to be shut down.

Mr. Russell confirmed that Jack Reiss called Commissioner Noonan. Russell said to his knowledge he never talked to Commissioner Noonan on 6/19/09.

I asked Mr. Russell if the Inspector's asked him and Mr. Reiss who the organizer or promoter of the event was. Russell said they wanted to know who was in charge of this event.

Russell said they were told that the overall person in charge was Mike Graham who is in charge of the Western States Police and Fire Games.

Russell said he believed the event coordinator for the boxing event was Mike Young, but over him was a coordinator for the entire Games and he thinks that was Chief Barrantes of the LASD.

Mr. Russell confirmed that he or someone else told Ervin and Segovia that if this was a matter of licensing they would cut them a check a take care of the paper work later.

Russell said the Inspector's may have told them that the event needed to be licensed prior to the event taking place, but what was very clear is nothing they said was going to change their minds and the Inspector's were determined to shut the event down.

I asked Mr. Russell if Inspector Ervin and Jack Reiss had some type of confrontation. Mr. Russell said voices were raised, but there was not a physical altercation, but there were arguments about their sides to things. Russell said he thought it was a very emotional issue.

Mr. Russell said he does not know if he and Jack Reiss directed the Inspector's to Mike Graham, but eventually Mike Graham stepped up and told them that he was the person who was in overall charge of the event.

I asked Mr. Russell if Graham told them he was in overall charge and Mr. Russell said Graham told them he was the person who was in overall charge of the Western States Police and Fire Games, the agency that oversees Los Angeles Sheriff' putting on the Games.

I asked Mr. Russell if he ever heard Mr. Ervin use the word jerk. Mr. Russell said he did not, but he has heard reports about it. Mr. Russell said he heard little if any of the conversation between Ervin and Graham.

I told Mr. Russell that I had no more questions for him and I read the Lybarger closing statement to Mr. Russell after which Mr. Russell made the following statement.

Mr. Russell asked if he could discuss this matter with his attorney and I advised him that he could.

Mr. Russell said since 1980, since he has been involved with the Western States Police and Fire Games they have conducted this event, they have consistently gone through a pattern of getting sanctioned for the event by going through the Athletic Commission, this is not a new event. It is an event that is well known to the Commission and its employees and the process of getting the event was established and he would use the term "past practices."

Russell said what he feels is more important is that its has been approved of, acknowledged and sought out by the Athletic Commission for as long as he has been involved with it, and it is a premier event that is done well and done for the right reasons.

When asked want he meant by sought out he said the event brings a lot of money to the cities and areas that host the event and that he thinks California is still in the business of bringing in revenue and not just spending money.

Russell said what happened on June 19th was as stunning event as he has seen in his life and what he thinks is that we have stripped mined ever institutional knowledge and more importantly ever institutional memory that when faced with situation when a phone call could have resolved the situation, we became bureaucratic, implacable, nontransparent and did exactly the wrong thing and because of that we are now having this conversation.

Russell said he has heard a number of horror stories about the way the CSAC was represented by its Inspector's and he did not think their conduct was professional.

Russell said the other thing that brothers him is that he has applied for the Executive Officer position at CSAC, not because he wants to be in Sacramento dealing with bureaucratic problems, but because he understands the boxing business and to a degree the mixed martial arts business in the State of California.

Russell said his candidacy is apparently not well received by members of the bureaucratic organization. Russell said he does not know what their issues are.

I started to asking Mr. Russell if he was saying that he thinks there are people on the CSAC staff in Sacramento that are using this situation. Mr. Russell said he feels there are those on the CSAC staff that treated him differently in this situation than what they would have treated a candidate they felt would be the right kind of guy for the Executive Officer position.

I asked Mr. Russell if he cared to name these people. Russell said he thinks that as I wonder through CSAC, those names will show themselves very quickly.

At this time the interview was terminated.

On 8/20/09 I interviewed Jack Reiss.

Mr. Reiss is licensed as a judge and referee with CSAC and is also employed as an Athletic Inspector with the CSAC although he has not been given any assignments as an Inspector for several years.

Athletic Inspector's are permanent intermittent employees of CSAC and my interview with Mr. Reiss was conducted after giving Mr. Reiss the Lybarger Warning. Refer to taped interview. **(Property #4)** It should be noted Mr. Reiss also taped my interview with him.

My interview with Mr. Reiss took place at his attorney office and his attorney Marian Birge was present.

After giving Mr. Reiss the Lybarger admonishment Ms. Birge said my admonishment of Lybarger and her being present may at first glace tend too indicate that her client may have done something wrong and needs to be defended, but nothing could be further from the truth and her presence at the interview is because they are conducting their own independent investigation of what occurred.

Mr. Reiss said he is a Captain with Los Angeles City Fire Department and since about 1998 he has been licensed by CSAC as a judge and referee. Mr. Reiss said he was an Inspector for CSAC, but has not worked as an Inspector for the last four years.

Mr. Reiss said he is routinely assigned as a judge and referee by CSAC which are paid events, but he also judges and referees amateur events that involve Police and Fire personnel as well as men and women of the military which are charity events and he donates his time.

Mr. Reiss said some of the events for charity that he is involved is the Western States Police and Fire Games, Fight for Life and an events in which the proceeds goes to the Marine Corp Devil Pups Youth program.

Mr. Reiss said these events have LASD, LAPD, Military Personnel and other Law Enforcement and Fire personnel competing against each other and the proceeds go to charitable organizations.

Mr. Reiss confirmed that he appeared in front of the Commission in April 2009, he thought the date was 4/13/09. Mr. Reiss said Cecil Rhambo appeared at that Commission meeting with him.

Reiss said Cecil Rhambo is a Chief or Commander with LASD and heads up their charity boxing events for the LASD boxing team. Reiss said LASD puts on the Fight for Life event and the Devil pup event, but they have on occasion put on other charitable events like bringing out New York Police and Fire Department personnel. Reiss said they may put on three or four events a year, but they are charitable events.

Reiss said Cecil Rhambo has only been running the LASD boxing team events for a short time. Reiss said he has been involved in Police and Fire boxing events since 1986 when he competed in the events.

I asked Mr. Reiss if prior to the April Commission meeting if he contacted someone at CSAC and ask to be put on the agenda. Reiss said he contacted Bill Douglas.

Mr. Reiss said he thought his attorney had provided me with emails between him and Bill Douglas regarding him requesting to be put on the agenda. **(Attachment # 12)**

This email is dated 03/09/09 is directed to Bill Douglas from Jack Reiss. The email addresses three issues with the second stating, "I was wondering, as you and I previously discussed, will I be speaking at the April Commission meeting regarding Police and Fire Boxing Events. FYI: The World Police and Fire Games are being hosted by California this year and I want to make sure the Commission are informed and behind the event just as you have expressed you are."

Reiss said the purpose of this email was to advise CSAC of the Police and Fire Games were coming up soon as there seemed to have been changes that had taken place in light of the problems USA Boxing was having. CSAC had shut down all amateur boxing in the State of California and he had always thought they were under the umbrella of USA Boxing.

Reiss said the LASD Boxing team had some events scheduled and he received a call from Pat Connelly who told him that CSAC had shut down all amateur boxing in the state. Reiss said he told Connelly that the best thing they could do is to go to the Commission and see if LASD Boxing team could be a separate entity away from USA Boxing.

Reiss said prior to this 03/09/09 email he had a conversation with Bill Douglas about this and Douglas seemed to be very supportive of this and this email was generated because he had not heard back from Mr. Douglas.

Mr. Reiss had copy of Mr. Douglas reply to his 3/09/09 email. This email is also dated 3/09/09 and it addresses three issues. One issue was Mr. Douglas telling Mr. Reiss that he was still behind the Police and Fire games and that he would be working on the agenda soon with Chairman Noonan for the April meeting and he will happily discuss it with him. **(Attachment # 13)**

Mr. Reiss also pointed out where Mr. Douglas apologized to him for the lack of response regarding Maywood. Mr. Reiss said he was pointing this out to me because he thinks that part of the problem that happened at the Western Police and Fire Game and other problems are due to a lack of communication and problems with the CSAC office functioning. The CSAC office is hard to get though to on the phone, you don't get return calls when you leave messages with someone.

I asked Mr. Reiss if his and Chief Rhambo's belief was that these amateur Police and Fire boxing events fell under the umbrella of USA Boxing. Mr. Reiss said he did not know what Chief Rhambo believed, but when he got involved he was told that USA Boxing use to officiate these events, but the professional referee and judges took over because most of them are Police and Fire or retired Police and Fire personnel and they felt that they would look out for their own better than anyone else.

Reiss went on to say, Yes, he felt they were under the same umbrella of USA Boxing and they were allowed to have the events because USA Boxing was the ones who originally did the officiating.

Reiss said he did not know if LASD Boxing team or other Police and Fire boxing groups had any affiliation with USA Boxing, but he knows that USA Boxing officials use to work these events and after the professional referees and judges took over the officiating and as far as he knew it was still under USA Boxing and they notified CSAC of the events and CSAC has let them have these events for ever.

Reiss said he had brought few emails with him that reflects his advising CSAC of these events.

One email is dated 12/19/06 and is directed to Armando Garcia from Jack Reiss and it is notifying Garcia of the 1/12/07 Fight for Life boxing event with members of the LASD Boxing team and members of the New York Police Department as the competitors. **(Attachment # 14)**

The second email is dated 1/03/07 and is directed to Susan Lancara and Armando Garcia along with Dean Lohuis and Frank Munoz and it is a reminder of the 1/12/07 event and states that they wanted to be sure that they were aware of the events and that they had their blessing. **(Attachment # 15)**

Email number three is dated 5/3/07 and is directed to Armando Garcia from Jack Reiss. The email informs Garcia of a boxing tournament between LASD Boxing team and members of the US Marine Corp which would take place on 5/12/07. **(Attachment # 16)**

The forth email is dated 11/26/07 and is directed to the Commissioner's from Jack Reiss. The email states that at the last Commission meeting he invited them to the 13th annual

Fight for Life charity Boxing Event and the email explains that it is a charity event where Sheriff, Police Officers and Firefighters from the Los Angeles area compete against each other to raise money for the City of Hope cancer research. **(Attachment # 17)**

Mr. Reiss said he also appeared in front of the Commission on more than one occasion to advise them of the events and invite them to attend. Reiss said he has done this with the present Commission as well as the previous Commission and it was in the presence of the DCA attorneys.

Reiss said he was never told by anyone during the occasions that he addressed the Commission or in response to his emails that he needed a promoter's license to have these events or that they were doing anything wrong.

Mr. Reiss stated that during the April 2009 Commission he believes the Commission was given some improper advice or they were not listening or misunderstood what he was saying or he did not understand what they were saying, nor did anyone else in his opinion.

Mr. Reiss said he did not go before the Commission for the Western States Police and Fire Games or any entity other than the LASD Boxing Team and the events they do.

Mr. Reiss said you think by his email to Mr. Douglas regarding being added to the agenda that he was appearing on behalf of the World Police and Fire Games, and that was not why he wanted to be on the agenda. Reiss said the World Police and Fire Games are a different event or entity than the Western States Police and Fire Games.

Mr. Reiss said he appeared before the Commission to have them separated from USA Boxing.

Mr. Reiss stated that he also appeared in front of the Commission, he believes on 2/04/08, because the Executive Officer at that time was in his opinion less than honest and doing some illegal actions as well as engaging in cronyism and discrimination and he stood in front of the Commission and he spoke about this.

Reiss said he feels there has been a negative attitude towards him since then from the DCA Office and the attorney's for the Commission and since that time he does not think they even listen to him when he speaks, it is like he has a jacket put over him as a trouble maker.

Mr. Reiss said in the case of his 4/13/09 appearance in front of the Commission, he does not think they were even listening to what he was saying or they just did not get it and did not ask enough questions.

Reiss said they seemed to be supportive of their event and told them that they needed to doing something including obtaining a promoter's license, but no one told them to cease and desist until they got a promoter's license.

Reiss said what was told to them was for them, LASD Boxing team, to be separate from USA Boxing, they needed to get a promoter's license. Reiss said he felt rushed during the meeting as if the Commission was busy doing other things.

Reiss said he received a promoter's licensure packet a few days later from Bill Douglas for the LASD Boxing team to become a promoter and he copied it and sent it to Cecil Rhambo.

Mr. Reiss said he was the conduit to help the LASD Boxing Team to get done what they needed to accomplished, that he does not run the LASD Boxing Team, and he is no more than an advisor to them.

I asked Mr. Reiss if when he contacted Bill Douglas and asked to be put on the agenda, did he ask to be put on the agenda under the topic of the World Police and Fire.

Reiss said he might have and then said actually he did not. Reiss said he told Douglas the LASD Boxing Team, but he also told Mr. Douglas that the World Police and Fire Games were coming into California. Reiss said he misspoke and said World Police and Fire when he should have said Western States Police and Fire Games.

Reiss said when he requested to be put on the agenda it was for the Los Angeles County Sheriff's boxing team.

I asked Mr. Reiss if during the 2009 Western States Police and Fire Games if there were four nights of boxing and if he was there all four nights. Reiss said there was four nights of boxing, but he was only there on Monday, Wednesday and Friday.

I asked Reiss if on Monday and Wednesday if he refereed or judged any boxing events and Reiss said he did.

Reiss said Friday night was when they came down with the Cease and Desist Order and he did not referee or judge any events.

Reiss said although the Cease and Desist Order was poorly written and ordered the stopping of a mixed martial arts event, he and the other licensees respected the intent and spirit of the Cease and Desist Order and when it could not be straightened out by telephone calls at the event, they all backed off and did not participate in the event.

Reiss said the event organizers decided to go forward with the event, but the licensees including him, Pat Russell, Gwen Adair, Mark Relyea and Mike North had nothing to do with it.

I asked Mr. Reiss if he knew the two inspector's that came with the Cease and Desist Order. Reiss said he knew Larry Ervin and Sid Segovia as Inspector's for CSAC and that he has worked with them in the past.

Reiss said prior to Ervin and Segovia arriving at the venue, Pat Russell told him that he had received a call from someone who told him that inspector's were coming to the event to serve and Cease and Desist Order.

Reiss said when Ervin and Segovia came walking up he was standing there with Pat Russell and he was trying to see what the problem was and if he could help in straightening it out.

Mr. Reiss said he engaged Ervin and Segovia in conversation about the Cease and Desist Order. Reiss said he asked them a lot of questions.

Mr. Reiss said he has worked events with Larry Ervin and he worked shows when he was given the lead Inspector position over Larry Ervin although Ervin has been an Inspector longer than he has.

Reiss said from what he knows of Larry Ervin, Ervin has not been put in the lead Inspector position because of his lack of people skills and his over zealousness, taking things personally and getting in peoples face and just being an authoritative figure.

Reiss said when Ervin approached them on 6/19/09 in was in his typical manor, telling them that he had a Cease and Desist letter and the show had to be shut down right then.

Mr. Reiss said he told Ervin to hold on and asked what the problem was and told him that maybe they could fix the problem.

Mr. Reiss said he asked Ervin who was ordering him to shut the event down and why. Reiss said Ervin responded by telling him it was the CSAC office and they were mad at him.

Reiss said he asked Ervin who he meant by they. Reiss said he could not remember the exact conversation, but Ervin implied that it was Bill Douglas that was mad at them.

Reiss said that during the conversation he was able to figure out this had something to do with him not completing the licensing packet to become a promoter.

Reiss said during this conversation he called Tim Noonan to see if there was anyway they could straighten this out and continue with the event. Reiss said Noonan told him that he would check this out and would call him back.

Reiss said that when Mr. Noonan called him back it was obvious to him that Noonan had spoke to Bill Douglas because Noonan asked him why he had not fill out and returned the promoter's license application.

Reiss said he told Mr. Noonan that he did not know, but Chief Rhambo had told him that he had called the CSAC office and could not get a hold of anyone because no one was in the office when they called.

Reiss said immediately after that phone call he realized that they did not realize this was not the same event that he appeared before the Commission on, that they are two different entities and events.

Reiss said they did not realize that the Western Police and Fire Games was not the same as the LASD Boxing Team, and more importantly they thought he was taking out the promoter's license and then it made sense to him why Douglas or someone in the office was mad at him.

Reiss said he still thinks a lot of this goes back to when he stood up at the Commission meeting and told them about the dishonesty of Armando Garcia, and the people at DCA, who he feels are behind the wording or what ever cause the Cease and Desist Order to be written are the people who hired Garcia and worked with Garcia.

Mr. Reiss said Che Guevara and Bill Douglas are people that Garcia hired and he spoke against Garcia and now a year later the reason for the Cease and Desist Order is something they think he was involved in without gathering the facts. Reiss said he thinks that they have made this personal.

Reiss said he thinks the crime here is the disgraceful way the DCA and the Athletic Commission was represented by Larry Ervin. Reiss said Ervin was raising his voice, was demonstrative and got in peoples face.

Reiss said Ervin called the former undersheriff of Los Angeles County a jerk, stuck his finger in his face and threatened him with arrest.

I asked Reiss if he heard Ervin call this subject a jerk. Reiss said he heard Ervin ask who the jerk in charge was. Reiss said Mike Graham responded to Ervin in some manner.

Reiss said Sid Segovia was professional, but he did nothing to stop Ervin

Reiss said the Athletic Commission was a regulatory agency and not a police agency and they are supposed to help people operate safely and efficiently and not come and shut them down, which is another reason he feels this was total directed at him and Pat Russell.

Reiss continued by saying he and Russell had spoken up against Armando Garcia, the guy they put in and the guy that hired some of CSAC staff.

Reiss said now the Executive Officer position as well as the Chief Inspector's position and the Assistant Chief Inspector's position are open people are positioning themselves for those positions.

Reiss said Pat Russell applied for the Executive Officer position and he has applied for the Chief Inspector's position and the Assistant Chief Inspector's position and it's pretty strange that the people who suspended him and put the Cease and Desist Order in place, Che Guevara, is competing against him for the positions and now the very people he has to go interview with, the attorney's, are the people who put this thing out in the first place and they have made this thing personal.

I asked Reiss if in his conversation with Larry Ervin on 6/19/09 if he attempted to find ways to resolve the situation. Reiss said they did by calling Noonan and asking him to call Bill Douglas or Che Guevara and see if there was a way that the event to go on.

Reiss said the CSAC is in disarray, and in nine months they lost and Executive Officer, the Chief Inspector was fired or terminated, the Assistant Executive Officer quite and then came back and the two senior Inspector's were fired and in the last nine months there has not been any communication from the Commission, DCA or the CSAC office telling the licensees or the promoter's what was going on.

Reiss said that right now there is as huge power play going on and people involved in this are grabbing for positions and trying to become important and demonstrate their abilities.

I asked Reiss if he raised his voice to Larry Ervin. Mr. Reiss said it could be perceived as he was raising his voice and he remembers raising his voice to tell Larry Ervin to calm down, that this was not personal, that it was not about him, it was about the people inside the event.

When questioned about his telephone call with Tim Noonan, Reiss said he did not know if there was a third person on the phone and if there was he was not made aware of it. Reiss said he talked to one person at a time.

Reiss said that Pat Russell gave him the telephone when Che Guevara was on it and Guevara seemed like he was reading a statement or something that was telling him that

CSAC did not want to give the impression that their officials are involved in illegal or unsanctioned events which might be a misdemeanor. Reiss said he told Guevara that was not the case at all. Reiss said he told Guevara that although the Cease and Desist was written poorly, they understood the intent and the licensee's were leaving out of respect for the Athletic Commission.

Reiss said Guevara brought up the promoter's license issue and he told Guevara this event was not the event that he had appeared in front of the Commission about on 4/13/09 and this was a different entity. Reiss said Guevara told him that he felt better about it and was glad Reiss had told him that.

Reiss said he wanted to give me a couple of documents that shows how the people at the CSAC office are deliberate towards him and he thinks these documents demonstrate how he is being singled out and people are being less than truthful with him.

Reiss said he was telling Guevara about the communication and disorganization problems CSAC had in their office. Reiss said he told Guevara that Chief Rhambo could not get in touch with anyone when he had questions on the promoters license and that licensees did not even know how to get their up coming assignments.

Reiss said he and Guevara addressed the problems a little and then Guevara told him that he had an up coming assignment at the Staple Center.

Reiss said he wrote Guevara an email about four days later asking about the report time and if he would be refereeing, judging or both. This email was sent 6/24/09.

Reiss said he received a return email that same day from Guevara which told him the Staple Center assignment was a tentative assignment and with the falling out of the main event he would not be needed. **(Attachment #18)**

Reiss said he has a letter from Mike North which outlines a conversation that North had with Guevara in which Guevara told North that he and two other boxing officials that were present at the WSP&F games on 6/19/09 were taken off the assignment list pending the investigation into them being at the WSP&F Games. **(Attachment #19)**

Reiss said it was obvious that he was one of the officials that was being taken off the list, but that was not the reason he was given as to why he would not be needed at the Staple Center event.

Reiss said he knows what North says in his letter is true, as Guevara had to call two officials the night before the Staple Center event to replace them.

The third document Mr. Reiss gave me was an email between him and Mr. Douglas and at the bottom of the email, Mr. Douglas states the staff member that took his message just told him that he called a couple of weeks ago, and Douglas tells Reiss, Better late than never. **(Attachment # 20)**

I told Mr. Reiss that I had no more questions for him and I read the Lybarger closing statement to Mr. Reiss after which Mr. Reiss made the following statement.

Reiss said he believes most of this could have been solved very easily, and as he has said most of this is caused by people vying for positions, but also the lack of organizational skills of some of the people in the Sacramento office.

Reiss said he is just one person and he can demonstrate a lot of inconsistencies in the way CSAC has dealt with him, the mistakes they had made.

Reiss gave an example of him advising Bill Douglas that he would be in Panama through a certain time and not available for assignments. Reiss said he got no assignments for that month except for the time that he advised Douglas that he would not be available.

Reiss said he called as soon as he got back, but he did not know who he should call because they had heard that Bill Douglas left. Douglas left and now he is back.

Reiss said he confirmed with Douglas that he was leaving and Douglas told him he was just moving on.

Reiss said when he got back from Panama he did not know who to talk to about being credited with a assignment that he had ask not to be put on. Reiss said he talked to Sarah and told her about being assigned to this show when he requested not to be and Sarah told him that it was ok and she had two events and she would put him down for both of them.

Reiss said Sarah then sent him notification of being assigned to still another event on June 11th and the next day Sarah notified him that the June 11th event had been recalled.

Reiss said on June 9th he got a call from Frank Munoz telling him that he wanted to confirm that he would be working the June 11th event. Reiss said he told Munoz that he had been told the June 11th event had been cancelled.

Reiss said the notification that the event had been cancelled should have never gone out, because the event had not been cancelled. Reiss said he told Munoz that he could not work the event because after being told it had been cancelled he committed to work.

Reiss said he never heard anymore about the two original events that Sarah told him about.

Reiss stated there is constant disruption in the CSAC office and that contributed to the whole thing with the Western Sates Police and Fire Games.

The interview with Mr. Reiss was terminated.

PERSONS CONTACTED:

1. Williams Douglas
   Assistant Executive Officer
   California State Athletic Commission

2. Anita Scuri
   Staff Council
   California Department of Consumer Affairs

3. James Maynard
   Staff Council
   California Department of Consumer Affairs

4. Sid Segovia
   Athletic Inspector
   California State Athletic Commission

5. Larry Ervin
   Athletic Inspector
   California State Athletic Commission

6. Mark Relyea
   Athletic Inspector
   California State Athletic Commission

7. Gwen Adair
   Referee/Judge
   California State Athletic Commission

8 Mike North
   Time Keeper
   California State Athletic Commission

9. Sarah Weiss
   Complainant
   San Diego, California

10. Cecil Rhambo
    Chief Deputy
    Los Angeles County Sheriffs Department

11. John McCarthy
    Referee/Judge
    California State Athletic Commission

12. Mike Graham
    President
    California Police Athletic Federation
    San Diego, California

13. Pat Russell
    Referee/Judge
    California State Athletic Commission

14. Jack Reiss
    Referee/Judge
    California State Athletic Commission

ATTACHMENTS:

1. CSAC Cease and Desist Order dated June 19, 2009.

2. Report by Sid Segovia regarding the attempted service of the Cease and Desist Order on 6/19/09.

3. Report by Larry Ervin regarding the attempted service of the Cease and Desist Order on 6/19/09.

4. Agenda for the 04/13/09 California State Athletic Commission Meeting.

5. Non-approved minutes of the 04/13/09 California State Athletic Commission Meeting.

6. A copy of an email message dated 04/29/08 from Jack Reis to Armando Garcia of CSAC provided by James Maynard, Staff Counsel, DCA, Legal Office.

7. Overview of the California Police Athletic Federation the parent organization of Western States Police and Fire Games and the World Police and Fire Games.

8. Letter dated 7/2/09 from Chief Cecil Rhambo, LASD to CSAC.

9. Letter (not dated) To Commissioner Tim Noonan from Pat Russell regarding the attempted service of the Cease and Desist Order on the Western States Police and Fire Games on 6/19/09 by CSAC Inspector's Segovia and Ervin.

10. Letter dated 7/6/09 to Governor Schwarzenegger by Mike Graham, President of the California Police Athletic Federation regarding the attempted service of the Cease and Desist Order on the Western States Police and Fire Games on 6/19/09 by CSAC Inspector's Segovia and Ervin.

11. A copy of a letter from Pat Russell to Dean Lohuis regarding the 6/18/05 Battle of the Badges.

12. E-mail messages between Jack Reiss and Bill Douglas regarding Mr. Reiss being added to the 4/13/09 Commission Meeting.

13. E-mail message dated 3/09/09 addressing three issues. One issue is Mr. Douglas telling Mr. Reiss that he was still behind the Police and Fire games and that he would be working on the agenda soon with Chairman Noonan for the April meeting and he will happily discuss it with him.

14. E-mail dated 12/19/06 directed to Armando Garcia from Jack Reiss notifying Garcia of the 1/12/07 Fight for Life boxing event with members of the LASD Boxing team and members of the New York Police Department as the competitors.

15. E-mail dated 1/03/07 directed to Susan Lancara and Armando Garcia along with Dean Lohuis and Frank Munoz and it is a reminder of the 1/12/07 event and states that they wanted to be sure that they were aware of the events and that they had their blessing.

16. E-mail dated 5/3/07 directed to Armando Garcia from Jack Reiss which informs Garcia of a boxing tournament between LASD Boxing team and members of the US Marine Corp which would take place on 5/12/07.

17. E-mail is dated 11/26/07 directed to the Commissioner's from Jack Reiss. The email states that at the last Commission meeting he invited them to the 13th annual Fight for Life charity Boxing Event and the email explains that it is a charity event where Sheriff, Police Officers and Firefighters from the Los Angeles area compete against each other to raise money for the City of Hope cancer research.

18. E-mail from Reiss to Che Guevara regarding an assignment and a return email that same day from Guevara which told him the Staple Center assignment was a tentative assignment and with the falling out of the main event he would not be needed.

19. A letter from Mike North to Jack Reiss which outlines a conversation that North had with Guevara in which Guevara told North that he and two other boxing officials that were present at the WSP&F games on 6/19/09 were taken off the assignment list pending the investigation into them being at the WSP&F Games.

20. An email from Bill Douglas to Jack Reiss in which Douglas acknowledges that messages are not always given to staff in a timely manor.

PROPERTY:

1. A copy of my cassette tape recording of my interview with Mark Relyea.

2. A CD recording of my interview with Mark Relyea.

3. A copy of my cassette tape recording of my interview with Pat Russell.

4. A copy of my cassette tape recording of my interview with Jack Reiss.

SUBMITTED BY: Phillip W. Uhles 10/6/09

Phillip W. Uhles - 219 **Date**
Senior Investigator
(Retired Annuitant)

ATTACHMENT

#1

STATE OF CALIFORNIA

DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
2005 Evergreen Street, Ste. #2010
Sacramento, CA 95815
www.dca.ca.gov/csac/
(916) 263-2195 FAX (916) 263-2197

June 19, 2009

San Diego Police Athletic League
Santa Clarita Studios
25135 Anza dr. ste C
Santa Clarita, CA 91355

RE: Unsanctioned Event 6/19/2009 – Santa Clarita, CA

Dear Mr.

It has been brought to the attention of the California State Athletic Commission that you plan on hosting an event at Santa Clarita Studios 25135 Anza Dr. ste C on June 19, 2009. This is to inform you that the proposed event is illegal and not sanctioned by the California State Athletic Commission.

Pursuant to Business and Professions Code Section 18640, *the State Athletic Commission has the sole direction, management and control of, and jurisdiction over all professional and amateur boxing, kickboxing, full contact martial arts contests and exhibitions which are conducted, held or given within this state. No such event shall take place without prior approval of the Commission. No person shall engage in the promotion of, or participate in a boxing or martial arts contest, match or exhibition without a license.*

Also, please note that unlicensed boxing or full contact martial arts is unlawful and the promoters, participants and spectators are subject to criminal sanction, as are landlords and the like who permit their property to be used for an illegal fight (Penal Code 412).

The Commission is ordering you to cease and desist all activities in the promotion of this illegal mixed martial arts event.

Please contact the Commission's headquarters office at (916) 263-2195 if you have any questions.

Sincerely,

DAVE THORNTON
INTERIM EXECUTIVE OFFICER

Service provided by:
LARRY ERVIN
Inspector
SID SEGOVIA
Inspector

cc: Karen Chappelle, Supervising Deputy Attorney General
Anita Scuri, DCA Legal
James Maynard, DCA Legal
Bill Douglas, Assistant Executive Officer
Che Guevara, Acting Assistant Chief Athletic Inspector

ATTACHMENT

#2

Cease and Desist order
6/19/2009
Santa Clarita Studios
25135 Anza Dr Ste c
Santa Clarita, CA 91355

Inspector Larry Ervin and my self Inspector Sid Segovia were told to present a Cease and Desist order at the above address on 6/19/2009 . On our way there Larry Ervin called the watch commander at the Santa Clarita Police department and informed him that we were on our way to the station and we would need assistance in this cease and desist order at the above address. when we arrived at the station the watch commander thought we were joking because he had been at this event earlier in the week and did not understand why this would be happening at a Police event, in any case he informed us that he called up to the event and spoke to Pat Russell one of the CSAC referees and Pat told the watch commander to escort us up to the event . When we got there we were immediately approached by Pat Russell and Jack Reiss another CSAC referee and they wanted to know why we were there, Larry informed them that this was not a legal event and it needs to cease and desist , Jack Reiss informed us that they had permission at the last Commission Meeting 4/13/09 in which I was in attendance by the way. Larry asked Jack do you have a name or paper work to confirm he said commissioner Noonan , Larry said call him and lets get this straightened out so Jack called Noonan and left a message for him to call him . While we were waiting for Noonan to call Jack another gentleman came up and ask Jack what was happening and I recognized him from the commission meeting on 4/13/2009 I believe his name was Chief Ramzie he was with Jack asking direction on how to handle the (Western States Police & Fire Games boxing event) that is a part of these games. Chief Ramzie then said we had permission, I then said I was there and the commission told you guys to get a amateur promoters license for this event, Commissioner Noonan then called Jack Reiss about this same time. then Pat Russell, tells me and Larry if that is the case with needing a licence we will cut you guys a check and take care of it Larry then tells him to late needed to be done before the event and the boxers needed to be licence. Jack Reiss then handed the phone to Larry and tells him Commissioner Noonan would like to talk to him Larry tells him that all safety measures are in place , but then their was a lady on the phone with them and she was with legal and Larry tells me that she told Noonan that their is nothing in the law that can override this Cease and Desist order, Noonan then tells Larry he would call him back. Jack Reiss then says why send it the Promoters license to the office when no one their answers his calls and we do not even no who is in charge, Larry tells him even if a Chief is not in command the officers are still working you should have still sent it in, Jack replied with frustration. We then call Bill Douglas the AEO with the commission and inform him as to what is happening and he tells us he will get back to us. Jack Reiss then tells us that this event was not the same one that he came before the commission for on 4/13/09 , Larry Ervin then tells him then who are we to be talking to here that is in charge ? because up to this point we were under the impression that Pat Russell, Jack Reiss and Chief Ramzie were in charge because they were the three that approached us when we arrived there, at this time people involved were starting to get a little frustrated because this event was to already have started . We then get a call from Bill Douglas to order the Cease and Desist

per the Legal Dept he was in contact with, we then ask again who is the one in charge and they direct us to a gentleman and Larry Ervin then tells him are you the one in charge he says yes Larry asked him for his name and he said he would not give it Larry then tells him that this event need to Cease and Desist per the Attorney General office , he then tells Larry do you know who you are talking to Larry tells him the person in front of me with a shirt that has the Western States Police & Fire Games, he again tells Larry you are not getting my name, Larry then goes to the watch commander officer who escorted us up to the event and tells him that he now has to enforce this Cease & Desist order and at this Time A gentleman comes up and tells us I am the watch commanders boss and we are going on with this event we have sent all your officials who were helping with this event home and we are going on with this event and I will let the sword fall on me. We then say ok and go to our car and wait for orders from either Chairmen Noonan or Bill Douglas at this time Pat Russell and Jack Reiss begin to talk to us about everything that just transpired , and then Chairmen Noonan calls Pat Russell again he walks away from the car to talk to him and then a man with a walkie talkie comes us to us and tells us we have to leave and Larry tells him we are not leaving any where he then radios in what we told him and walks away, and at this time we felt threatened, I then call Bill Douglas and tell him he needs to call some one fast and let us know what they want us to do because it looks like they are flexing their power and that a guy came up to us telling us we hade to leave, Bill asked me what about the event and I told him that they told us they sent are officials home and were going on with this event and it was going on as I we were speaking, Bill then tells me unbelievable, I will call you back. He then calls me back and said for your safety leave, as we were leaving a police car showed up and it seamed they were called in for us because they came close to us and did not say any thing and then parked away from us , and as we left the gate they followed us to the end of the street we turned left and they turned right?

Sid Segovia
Ca State Athletic Inspector

ATTACHMENT

#3

STATE OF CALIFORNIA—STATE AND CONSUMER SERVICES AGENCY ARNOLD SCHWARZENEGGER, Governor

STATE OF CALIFORNIA
dca
DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
1424 Howe Ave. Ste. #33
Sacramento, CA 95825
www.dca.ca.gov/csac/
(916) 263-2195 FAX (916) 263-2197

UNAUTHORIZED EVENT CHECKLIST

PROMOTER NAME: (CHECK) RICHARD BONNITES LA CO SHERIFF

Is the promoter of record for this event licensed with the Commission? ☐ YES ☒ NO

SPONSOR / HOST NAME: WESTERN STATE POLICE FIRE GAME 2009

VENUE INFORMATION:

NAME: WESTERN STATE POLICE FIRE GAME 2009

ADDRESS: 25135 ANZA DR. #C SANTA CLARITA, CA 91355

TEL. NO. / FAX / E-MAIL :

VENUE MANAGER: UNKNOWN

PERSON(S) INVOLVED IN THE EVENT:

1. WESTERN STATE POLICE FIRE GAME 2009
2.
3.
4.

Type of event:

☐ Professional boxing ☒ Amateur Boxing ☐ Professional mixed martial arts

☐ Amateur mixed martial arts ☐ Professional kickboxing ☐ Amateur kickboxing

☐ Other, please describe in detail:

Describe the competition enclosure: A LARGE STUDIO ENCLOSURE

Is there any evidence of any medical examinations done on the participants prior to the event? ☐ YES ☐ NO If YES, please describe:

UNKNOW - THE EVENT HAS BE GOING ON FOR THREE DAYS BEFORE.

Is food being sold? ☒ YES ☐ NO UNKNOWN

Are drinks being sold? ☒ YES ☐ NO UNKNOWN

Are alcoholic beverages being sold? ☒ YES ☐ NO UNKNOWN

Are their round card girls? ☐ YES ☐ NO NOT SEEN

Is there contracted security, law enforcement or both? ☒ YES ☐ NO

What are the event rules?

Are tickets being sold? If yes, please state amount(s): ☐ YES ☒ NO

Who is officiating?

Is there any medical insurance for the participants? ☐ YES ☐ NO Please explain: UNKNOWN

What kind of participants are competing? AMATURE BOXERS

NARRATIVE OF FACTS OR OTHER INFORMATION:

INSPECTOR L. CRAIN RECEIVED INFORMATION OF A FIGHT BOXING EVENT ON JUNE 13, 2009 AT 1500 HR. I RECEIVED THE C+D AND FOLLOWED PROCEDURES AND CALLED SANTA CLARITA DEPUTY SHERIFF LT. LEWIS I WAS ASSISTED BY INSPECTOR SID SEGOVIA AND

Is there any evidence of any medical examinations done on the participants prior to the event? ☐ YES ☐ NO If YES, please describe:

_____

_____

_____

Is food being sold? ☐ YES ☐ NO

Are drinks being sold? ☐ YES ☐ NO

Are alcoholic beverages being sold? ☐ YES ☐ NO

Are their round card girls? ☐ YES ☐ NO

Is there contracted security, law enforcement or both? ☐ YES ☐ NO

_____

What are the event rules? _____

_____

Are tickets being sold? If yes, please state amount(s): ☐ YES ☐ NO

_____

Who is officiating? _____

_____

Is there any medical insurance for the participants? ☐ YES ☐ NO. Please explain:

_____

What kind of participants are competing? _____

_____

NARRATIVE OF FACTS OR OTHER INFORMATION:

_____

_____

_____

_____

_____

NARRATIVE OF FACTS OR OTHER INFORMATION (CONT.):

PROCEEDED TO SAID LOCATION. I WAS MET BY PAT RUSSELL AND JACK LEESE. THEY INDICATED THE EVENT WAS APPROVED. I ASKED FOR THE SANCTION INFORMATION. THEY HAD NON AND I SAID THE EVENT HAD TO STOP. SEVERAL OTHER UNKNOWN INDIVIDUALS CAME TO INTERVENE AND THEY INDICATED THEY WERE NOT THE SAN DIEGO PD AS STATED ON THE CY DONER. I STATED THE EVENT WAS NOT SANCTIONED BY CSAS AND IT HAD TO STILL BE STOPPED. I WAS DIRECTED TO A OFFICAL FOR THE WESTERN STATE POLICE FIRE GAMES WHO WOULD NOT GIVE HIS NAME FOR RECORDS. I PROCEEDED TO LT. LEWIS FOR ASSISTANCE AND CHIEF RICHARD BONNAMES INTERVIEW AND SAID HE WAS LT. LEWIS'S BOSS. HE STATED THE EVENT WAS GOING ON & HE WOULD TAKE RESPONSIBILITY FOR THE EVENT.

(TIM NUNNEN WAS CALLED AS WELL AS THERESA TOWNSEND FROM SCA LEGAL - SHE ADVISED TI NUNNEN THE SHE HAD NO OVERRIDING AUTHORITY TO LET THE EVENT PROCEED.)

INSPECTOR ERWIN AND INSPECTOR SEGOVIA WERE ADVISED BY ASSISTANT ED BILL DOUGLAS TO LEAVE THE AREA.

(2)

NARRATIVE OF FACTS OR OTHER INFORMATION (CONT.):

I WAS ASKED WHAT WOULD HAPPEN TO THE OFFICER IN ATTENDANCE? I INFORMED HIM THAT THEY DEPONDILED THEIR LICENSES AND I HAD MY JOB TO DO. THE LISTED OFFICERS WERE TOLD TO LEAVE. THEY RECEIVED A CALL FROM THEIR NUMBER AND WERE TOLD TO WAIT A WHILE LONGER. AS THE INSPECTION WERE LEAVING THE FACILITY THEY WERE STILL THERE.

If this were an authorized event does the competition enclosure meet Commission regulation: ☒ YES ☐ NO If NO, please explain:

Who is the owner of the competition enclosure? Please note contact information.

UNKNOWN

Are there any current Commission licensees in attendance who are ~~participating?~~ ATTENDING
☒ YES ☐ NO If YES, please state who:

NAME	LICENSE TYPE
JACK ROSE	REFEREE
PAT RUSSELL	REFEREE
FRANK RILEY	INSPECTOR
MIKE NORTH	TIME KEEPER
GWEN ADAIR	JUDGE

Is there television or other type broadcast coverage? ☒ YES ☐ NO If YES, please state who:

T.V. CREW

Is there an ambulance/paramedic on the scene for the event? ☒ YES ☐ NO If YES, please state who:

Is there a licensed physician(s) on the scene for the event? ☒ YES ☐ NO If YES, please state who and provide all contact and license information:

ATTACHMENT

#4

California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
www.dca.ca.gov/csac
(916) 263-2195 FAX (916) 263-2197

California State Athletic Commission Meeting

Monday, April 13, 2009
1:00 P.M. – Close of Business

Ronald Reagan State Building
300 South Spring Street
Los Angeles, California 90013
Auditorium

AGENDA

Action may be taken on any item on the agenda.
Items may be taken out of order.

1. Call to Order/Roll Call

2. Pledge of Allegiance

3. Approval of Meeting Minutes

   - December 15, 2008 (Teleconference)
   - February 10, 2009

4. Assistant Executive Officer's Report

5. USA Boxing - Order to Show Cause re: Revocation

6. Amateur Mixed Martial Arts

   - Selection of first meeting date

7. Professional Boxers' Pension Plan Update

   - Update – Rule 406 Status
   - Update – Distributions for participants age 55 +

8. Approval to Set Proposed Regulatory Changes for Hearing

   - Rule 211 - Fingerprints and Photographs
   - Rule 213 - Promoter's License
   - Rule 213.2 - Changes in Promoter's Personnel
   - Rule 293 – Examination Facilities
   - Rule 403 - Funding and Contributions

9. Physician's Malpractice Insurance Update

   - Physicians' Pay Scale

10. Officials' Pay Scale – Mixed Martial Arts, Kickboxing, and Amateur Events

11. Training for Officials

    - Schedule
    - Performance Reviews

12. Procedure for Change of Decision

13. Approval of Permanent Promoter Licenses

- Liberty Boxing Enterprises, LLC
- Phantom Promotions

14. The World Police & Fire Games

- Jack Reiss

15. Promoter Concerns

- Number of scheduled rounds
- Athlete blood testing
- Officials' compensation

16. Public Comment on Matters Not on the Agenda

17. Agenda Items for Future Meetings

18. Future Meeting Dates

19. Adjournment

Tuesday, April 14, 2009
9:00 A.M. – Close of Business

Junipero Serra State Building
320 West Fourth Street
Los Angeles, California 90013
Carmel Room

AGENDA

Action may be taken on any item on the agenda.
Items may be taken out of order.

1. Call to Order/Roll Call

2. **Closed Session** (Pursuant to Government Code Section 11126(e)(2)(A))

- Discuss Pending Litigation

3. **Closed Session** (Pursuant to Government Code Section 11126(a)(1)

- Interviews – Executive Officer

4. Adjournment

NOTICE: The meeting is accessible to the physically disabled. A person who needs disability-related accommodations or modifications in order to participate in the meeting shall make a request no later than five (5) working days before the meeting to the Commission by contacting Bill Douglas at (916) 263-2195 or sending a written request to Bill Douglas, Assistant Executive Officer, at the California State Athletic Commission, 2005 Evergreen Street, Suite 2010, Sacramento, CA 95815. Requests for further information should be directed to Sal Barajas at the same address and telephone number.

Meetings of the California State Athletic Commission are open to the public except when specifically noticed otherwise in accordance with the Open Meetings Act. The audience will be given appropriate opportunities to comment on any issue presented in open session before the Commission, but the Chair may apportion available time among those who wish to speak.

ATTACHMENT

#5

April 13, 2009 Athletic Commission Meeting

Agenda Item 14. The World Police & Fire Games – *Jack Reiss*

Jack Reiss: I am official I am also a captain on the Los Angeles Fire Department. Southern California police, fire fighters, and the United States Marines compete in boxing matches for charity. It has been overseen by the Los Angeles county sheriff boxing team. In the years that have been doing this there has never been a complaint from the California State Athletic Commission nor has there been an injury. Some of the charities that are part of this program are: non-profit organizations, donating to the city of hope, Marine families, widows of fallen officers, and sick officers. All participants are at least 21 with a soft cap of 40. We have taken the model of professional boxing with an ambulance and paramedic, head gear, and huge gloves. We use professional referees. We have the use of standing eight (8), we added another safety we offered the firefighters an out. They can say I was hurt and the referee will stop with out the fighter having to stop it. We have held sixteen (16) events for fight for life. The money goes to the City of Hope Foundation we have raised over eight-hundred thousand dollars ($800,000) this would be a good opportunity to sanction and get approved. We have invited commissioners to all events. We want it to be sanctioned and report to you, once a year, the amount of money made.

Christopher Giza: How many rounds?

Chief: Three (3) rounds per fight, about 10-12 bouts per night. We do about 2 -3 fight nights per year. The Fight for Life is at different venues.

Giza: When is the next one?

Chief: May 9th.

June: Is it just the Los Angeles based program?

Chief: It is just Los Angeles based.

Tim Noonan: You have to have an amateur license?

Jack: No that's not the problem we want to make sure we are not doing anything wrong or outside of the law so we would like to be recognized.
Anita: There is no exception from the law you would have to get an amateur promoters license.

All, I mailed the application packet to Jack myself and spoke with him on the telephone. He thanked me for my diligence in sending the information to him.

The complaint from the citizen is on its way and she is furious that two "California licensees" are engaging in unlicensed activity. Bill Douglas

Agenda Item 14. The World Police & Fire Games – *Jack Reiss*
Jack Reiss: I am official I am also a captain on the Los Angeles Fire Department. Southern California police, fire fighters, and the United States Marines compete in boxing matches for charity. It has been overseen by the Los Angeles county sheriff boxing team. In the years that have been doing this there has never been a complaint from the California State Athletic Commission nor has there been an injury. Some of the charities that are part of this program are: non-profit organizations, donating to the city of hope, Marine families, widows of fallen officers, and sick officers. All participants are at least 21 with a soft cap of 40. We have taken the model of professional boxing with an ambulance and paramedic, head gear, and huge gloves. We use professional referees. We have the use of standing eight (8), we added another safety we offered the firefighters an out. They can say I was hurt and the referee will stop with out the fighter having to stop it. We have held sixteen (16) events for fight for life. The money goes to the City of Hope Foundation we have raised over eight-hundred thousand dollars ($800,000) this would be a good opportunity to sanction and get approved. We have invited commissioners to all events. We want it to be sanctioned and report to you, once a year, the amount of money made.
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Jack: No that's not the problem we want to make sure we are not doing anything wrong or outside of the law so we would like to be recognized.
Anita: There is no exception from the law you would have to get an amateur promoters license.

All, I mailed the application packet to Jack myself and spoke with him on the telephone. He thanked me for my diligence in sending the information to him.

The complaint from the citizen is on its way and she is furious that two "California licensees" are engaging in unlicensed activity.

Dave Thornton/Athletic Commission/DCANotes

07/03/2009 04:02 PM

To

cc

bcc

Subject The World Police and Fire Games

The instruction came from Anita. It couldn't have been any clearer as Anita is extremely thorough.

Even though the condensed minutes do not reflect this and I just typed them for the upcoming meeting on Monday. The official word for word transcript as typed by Sarah Waklee in real time on April 13 displays the following information:

Agenda Item 14. The World Police & Fire Games- *Jack Reiss*
Jack Reiss I am official I am also a captain on the Los Angeles Fire Department. Southern California police, fire fighters, and the United States Marines compete in boxing matches for charity. It has been overseen by the Los Angeles county sheriff boxing team. In the years that have been doing this there has never been a complaint from the California State Athletic Commission nor has there been an injury. Some of the charities that are part of this program are non-profit organizations, donating to the city of hope, Marine families, widows of fallen officers, and sick officers. All participants are at least 21 with a soft cap of 40. We have taken the model of professional boxing with an ambulance and paramedic, head gear, and huge gloves. We use professional referees. We have the use of standing eight (8), we added another safety we offered the firefighters an out. They can say I was hurt and the referee will stop with out the fighter having to stop it. We have held sixteen (16) events for fight for life. The money goes to the City of Hope Foundation we have raised over eight hundred thousand dollars ($800,000) this would be a good opportunity to sanction and get approved. We have invited commissioners to all events. We want it to be sanctioned and report to you, once a year, the amount of money made
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Bill Douglas
Assistant Executive Officer
California State Athletic Commission
Department of Consumer Affairs
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
P: (916) 263-2199
F: (916) 263-2197

ATTACHMENT

#6

Armando Garcia/Athletic Commission/DCANotes
04/29/2008 06:16 PM

To Dean Lohuis/Athletic Commission/DCANotes@DCANotes
cc
bcc
Subject Fw: Charity Boxing Event

Please check and handle this. Thanks beforehand.

----- Original Message -----
From: bklyn2ca79
Sent: 04/29/2008 06:13 PM
To: Armando_Garcia@dca.ca.gov
Subject: Charity Boxing Event

Hello Armando,

once again the LA County Sheriffs Dept. in conjunction with the LAFD and LA County Fire Dept. will be having a charity Boxing Event. The event will be held on May 10th, 2008 at 1600 hrs at the Star Center (Sheriffs Academy) in Whittier. 11515 S. Colima Rd., Whittier, Ca. 90604. You and a guest are cordially invited to attend this event. Also, FYI: an invitation has been sent out by Commander Cecil Rhambo of the LA Sheriffs Dept. to all of the Commissioners as well.

For safety of the fighters, there will be two experienced Ringside Physicians at the fights and a Paramedic ambulance has been assigned as well. If there is anything else you require, please let me know so I can pass on the information, so the event organizers can fulfill any of those requirements.

Thank you,

Jack Reiss

Plan your next roadtrip with MapQuest.com: America's #1 Mapping Site.

ATTACHMENT

#7

CPAF - CALIFORNIA POLICE ATHLETIC FEDERATION

CALIFORNIA POLICE ATHLETIC FEDERATION

The CPAF is the parent organization of two programs. The World Police & Fire Games (WPFG) and the Western States Police & Fire Games (WSPFG).
The World Games (WPFG) are open to active and retired law enforcement and fire service personnel throughout the world.
The Western States Games are open within the States of Alaska, Arizona, California, Colorado, Hawaii, Idaho, Montana, Nevada, New Mexico, Oregon, Texas, Utah, Washington & Wyoming.
Click to go to California Police Athletic Federation CPAF website
Both programs promote the concept of physical fitness and sport within their respective communities. We invite all eligible personnel to join in the excitement and camaraderie of the Games while striving towards athletic excellence. With competition ranging from Archery to Wrestling, there is something for everyone.

Mike Graham, President
California Police Athletic Federation
8304 Clairemont Mesa Blvd., #107
San Diego CA 92111
Tele: 858.571.9919 - Fax: 858.571.1641
E-Mail: 4info@cpaf.org

The world games-history:

The World Police & Fire Games Begin: With the continuing success of the California Games, planning began in 1983 for the first World Police & Fire Games, which were held in 1985 in San Jose, California. The aim of the World Police and Fire Games is to offer the same variety of sports, and same high caliber of venues, officials and athletic achievement as the California Games, but on a global scale.

Subsequent World Police & Fire Games have been held biennially in San Diego, California; Vancouver, Canada; Memphis, Tennessee; Colorado Springs, Colorado; Melbourne, Australia; Calgary, Canada; Stockholm, Sweden; Indianapolis, Indiana; Barcelona, Spain; Quebec City, Canada; and Adelaide, South Australia; with upcoming Games in British Columbia (2009), New York City (2011), and Northern Ireland (2013).

The size and scope of the World Games continues to grow. Attendance has steadily increased as have the number of countries involved. While attendance averages about 9000, the 2003 WPFG in Barcelona holds the current attendance record with over 10,500 athletes competing in 63 sports from almost 70 countries. At least 10,000 competitors are expected to attend the British Columbia Games in 2009. With family and traveling companions, the number in overall attendance will top 25,000.

While the World Olympics are indisputably number one in the terms of competitors attending, the two sports' programs administered by the CPAF are second and third in number of entrants. In addition, our Games offer far more sporting disciplines than the Summer and Winter Olympics combined.

Federation Administration

In 1970, the California Police Athletic Federation was established as a Federal "501 (c) 3" Non-Profit Corporation to administer and perpetuate the Games. CPAF is governed by a Board of Directors made up of active and retired police officers.

To better manage the Games, the World Police and Fire Games Federation, and the Western States Police & Fire Games Federation were created under the umbrella of the CPAF. The WPFG Federation Board of Directors includes fire service and law enforcement personnel from the U.S., Australia, Canada and Belgium. Firefighters also serve on the Board of Directors of the Western States Police & Fire Games Federation.

Parties interested in hosting a future Games are invited to contact the California Police Athletic Federation. Please see information above, contact Mike Graham at CPAF.org

History

Home
Welcome CPAF
Whats New
Host a Games
Eligibility
History
Contact Us
Message Board

The First "Police Olympics"

Today, there are a number of Police and Fire multi-sport athletic programs taking place throughout the United States and in several countries around the world. The California Police Olympics, the first of these, were held in 1967 in San Diego.

The California Games have been held annually for almost 40 years and are governed by the California Police Athletic Federation (CPAF). Every year, an average of 5000-6000 law enforcement and fire service officers compete in more than 60 different sports.

In 2000, the name was changed to California Police and Fire Games, when firefighters were invited to compete. In 2005, the name changed once again, to become the Western States Police & Fire Games. Western states currently invited to participate are: Alaska, Arizona, California, Colorado, Hawaii, Idaho, Montana, Nevada, New Mexico, Oregon, Texas, Utah, Washington and Wyoming. The 2008 Western States Police & Fire Games will be in Boise, Idaho, while 2009 will see the Games travel to Los Angeles.

The World Police & Fire Games Begin

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Parties interested in hosting a future Games are invited to contact the California Police Athletic Federation using the information below.

Mike Graham, President

California Police Athletic Federation

8304 Clairemont Mesa Blvd., #107

San Diego CA 92111

Tele: 858.571.9919

Fax: 858.571.1641

E-Mail: 4info@cpaf.org

[Home] [Welcome CPAF] [Whats New] [Host a Games] [Eligibility] [History]
[Contact Us] [Message Board]

ATTACHMENT

#8

County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169

LEROY D. BACA, SHERIFF

July 2, 2009

California State Athletic Commission
2005 Evergreen Street, Suite #2010
Sacramento, California 95815

Dear Commission:

I am writing this letter on behalf of the Los Angeles Sheriff's Department's (LASD) Boxing Team. Several months ago, I appeared in front of the commission with Jack Reiss to ascertain if the LASD Boxing Team could continue to stage charity boxing events. While I have fought for the LASD Boxing Team in the past, I recently took a position as the lead member of the team to assist them in the two charity events the Department puts on each year with the Los Angeles Police Department and the Los Angeles City and County Fire Departments.

At the commission meeting we were directed by your legal counsel to apply for an Amateur Promoter's Permit to continue our events. This letter accompanies our application, listing me as the representative for the Los Angeles Sheriff's Boxing Team. As we mentioned at our appearance before the commission, California law enforcement has been staging boxing events since the early 1980's in the California Police Olympics and Western Regional Police Olympics. Since the early 1990's, the Los Angeles Sheriff's Boxing Team has staged many fund raisers for the City of Hope, Youth Explorers, Police Athletic League Boxing Centers, and the Marine Devil Pups youth program.

In every event the safety rules exceed the rules I read in my application package, as our fighters are law enforcement officers and fire fighters who have to return to work soon after the event. The rounds are reduced to three (3) two (2) minute rounds with one (1) minute rests. The gloves are pillow-like 16 ounce gloves, and each fighter wears headgear, mouthpieces, and cup and kidney protection. There is a licensed physician and California State licensed referees, as well as licensed judges who donate their time to our worthy causes. There have never been any serious injuries in all the years of these events.

Recently, the Commission sent officials to stop the Western Police Games Boxing event. I want to clear up any misunderstandings that may have occurred at the Western State Police Olympics, the Los Angeles Sheriff's Boxing team did not stage the event. The event was conducted by the Western States Police and Fire Games committee, with assistance from the Los Angeles Sheriff's Athletic Association. LASD boxers were just one of many law enforcement and fire fighting professional agencies entered into the event.

To prevent any further conflict or jeopardize the Los Angeles Sheriff's Department's ability to continue to put on charity events, I have directed all Los Angeles Sheriff's fighters to not participate in any unsanctioned events until we can get this matter clarified.

I ask that the Los Angeles Sheriff's Boxing Team be granted an Amateur Promoter's license **or** to be granted permission to stage events in accordance to Business and Professions Code section: 18646 (a), refer to attachment for the full section.

I humbly ask to continue our long and honorable tradition of fighting against the scourge of cancer, youth violence, and in support of our Military personnel. Of course all the safety rules will meet or exceed the State's current guidelines, as well as the reporting procedures outlined in the guidelines set forth by California Statute.

Sincerely,

LEROY D. BACA, SHERIFF

CECIL W. RHAMBO, JR., CHIEF
FIELD OPERATIONS REGION II

ATTACHMENT

18646. (a) This chapter applies to all amateur boxing, wrestling, and full contact martial arts contests.

(b) The commission may, however, authorize a nonprofit boxing, wrestling, or martial arts club or organization, upon approval of its bylaws, to administer its rules for amateur boxing, wrestling, and full contact martial arts contests, and may, therefore, waive direct commission application of laws and rules, including licensure, subject to the commission's affirmative finding that the standards and enforcement of similar rules by that club or organization meet or exceed the safety and fairness standards of the commission. The commission shall review the performance of any such club or organization annually.

(c) Every contest subject to this section shall be preceded by a physical examination, specified by the commission, of every contestant. A physician shall be in attendance at the contest. There shall be a medical insurance program satisfactory to the commission provided by the amateur club or organization in effect covering all contestants. The commission shall review compliance with these requirements.

(d) Any club or organization which conducts, holds, or gives amateur contests pursuant to this section, which collects money for the event, shall furnish a written financial report of receipts and disbursements within 90 days of the event.

(e) The commission has the right to have present without charge or restriction such representatives as are necessary to obtain compliance with this section.

(f) The commission may require any additional notices and reports it deems necessary to enforce the provisions of this section.

Los Angeles County Sheriff's Department
Field Operations Region II – Headquarters
4700 Ramona Boulevard
Monterey Park, CA. 91754-2169

Fax

To: STATE ATHLETIC COMMISSION
From: CHIEF CECIL RHAMBO
Fax: (916) 263-2197
Pages:
Phone:
Date: 7/2/09
Re:
CC:

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

ATTACHMENT

#9

Commissioner Tim NOONAN

Dear Commissioner NOONAN,

I am writing you today to give you the "back story" on the shocking, confrontational situation that developed at the Western States and Fire Games Boxing competition finals on Friday, June 19, 2008 at the Santa Clarita Studios in Santa Clarita, CA.

Two Inspectors from the CSAC contacted the LASD station commander requesting assistance in the serving of a cease and desist order on an "illegal mixed martial arts event" at the Santa Clarita Studios. The issuance of the order was completely without warning and service was attempted literally as the color guard was entering the ring. Somewhat understandably, confusion ensued.

The "illegal mixed martial arts" event was, in fact, the culmination of a weeklong police and fire boxing competition under the auspices of the Western States and Fire Games (WPS&G), a 501 (c 3) non-profit organization who annually conducts police and fire competition in California and the adjoining ten states. The members of the WPSG board are all law enforcement or firefighters. The president is Mike Graham, retired Assistant Sheriff, Los Angeles County. The organization has been conducting competition since 1967. Between 4,500 to 5,000 competitors, on average, compete in 55-65 sports. Registration is limited to sworn full-time law enforcement and fire personnel. The actual number of competitors at the Santa Clarita games was 4,500, competing in over 50 sports. Attendance at all events is free and the public is invited and welcome.

It is a major annual event that provides a tremendous source of revenue to local communities. Cities throughout the western states competitively bid to bring the Games to their locality. The premier event of these Games is the boxing finals, held traditionally on Friday of competition week. Customary attendees include local politicians, sheriffs, police chiefs and other dignitaries. Governor Schwarzenegger has attended the Games.

The boxing event is one of the 55-65 events sanctioned by the WPFG board. It is, in my over 30 years of boxing officiating experience, the best run and safest tournament I have ever seen. The safety record is unparalleled, with well over 1,000 fights having been conducted with no fatalities or major injuries. That safety record is no accident. The WPFG board sets the safety standard high and insures that their standard is the cutting edge of safety. I have had the privilege of being the Chief boxing official since 1980. To ensure that the highest levels of officiating (and safety) are maintained, WPFG have reached out to renown members of the boxing community who are also associated with law enforcement and firefighting. They include Pat Connolly, retired Chief of Police, Chino, Jack Reiss, Captain, Los Angeles Fire Department , Robert Byrd, retired Captain,

California Highway Patrol and John McCarthy, retired LAPD, men of unquestioned integrity and the very highest officiating standards.

As Chairperson, you personally acknowledged the value of Police and Fire competition at the April CSAC commission meeting. I believe the follow up comments by DCA counsel caused some confusion. In response to your inquiry, Anita Scuri told you that agencies could apply for an amateur boxing promoter's license from the CSAC. The comment was interpreted by concerned members of the audience as applying to singular boxing events, not the yearly WPFG competition. Traditionally, annual CSAC approvals for the WPFG was obtained form the Executive Officer or the Chief Inspector by e-mail correspondence and phone calls. That process had been ongoing for 42 years. Applying for a yearly license was a complete break in an ongoing past practice and was apparently misinterpreted. Adding to the confusion was that, until very recently, there was no Acting Executive Officer or Chief Inspector in place to clarify the situation. The CSAC daily functioning could best be described as chaotic and unresponsive. The host agency, Los Angeles Sheriff's Department, had secured the sanction of the WPFG for the other events and was unsure who to communicate with in the CSAC.

The WPFG boxing competition was successfully conducted on Monday, Tuesday and Wednesday. On late Friday afternoon, the CSAC inspectors contacted the watch commander of the Santa Clarita sub-station requesting assistance in the service of the cease and desist order. The watch commander was understandably confused by the wording of the actual order. It was addressed to the "San Diego Police Athletic Foundation" and referred to an "illegal mixed martial arts event." He was eventually able to determine that this order was referring to the WPFG boxing event. He escorted the two inspectors to the Santa Clarita Studios.

The Inspectors' approach to the responsible WPFG and LASD officials was bureaucratic and confrontive. It was immediately apparent that they wanted the event "shut down" and were not going to discuss it. They repeatedly used the term "illegal" in reference to the boxing event, and stated that it should be stopped or people were subject to arrest. At one point, an inspector asked President Mike Graham "who was the jerk in charge." Graham somewhat understandably turned away from the inspector to avoid a worsening of the situation. Jack Reiss and I attempted to get clarification of the situation. We reached out to, among others, you for assistance in resolving the situation. Ultimately, all the CSAC licensed officials complied with the order and did not officiate at the event. The host agency LASD Chief did not accept the validity of the misstated document and referred it to the LASD legal department for examination. The event was successfully conducted that evening by non-CSAC officials.

It was an ugly, unnecessary scene that reflected badly upon the CSAC and its credibility. The issue here was communication, or lack thereof. This issue could have been approached with a simple phone call. This lack of reaching out is confirmed by the wording of the order itself. Referring to the boxing event as an "illegal mixed martial arts" event and addressing it to a non-existent organization are major factual errors that reflect not only the lack of investigation into this matter, but additionally add a sinister connotation to the event. This boxing event was in no way an outlaw, rogue event that risked the health and safety of the participants. In fact, it was a safe, wholesome and exciting event conducted by and for cops and firefighters, the pride of our communities. They did not deserve the bureaucratic, confrontive treatment they were accorded.

Unfortunately, I do not believe this is an isolated incident. There is an unfortunate disconnect between the regulators and the regulated within the CSAC. There are many causes. The complete strip mining of any institutional knowledge by the firing of the most senior inspectors within the system has created a vacuum in experience at the most critical area, the combative sports event itself. The chaotic leadership situation has left the staff to fend for themselves in matters of policy and procedure. This lack of consistency has made the business of combative sports difficult for licensees.

Perhaps all these issues were factors in the confrontive, bureaucratic response we witnessed on Friday night. Whatever the causes, the community does not deserve nor do we need a repeat of that performance. At this critical time in the governance of our state, we do not need another reason for citizens to lose respect and belief in their government and its process.

Sincerely,

Pat Russell

ATTACHMENT

#10

Joe Valverde

From: Mike Graham [mgraham@cpaf.org]

Sent: Tuesday, July 07, 2009 2:04 PM

To: Don Pressley (Don Pressley); Duke Nyhus; 'Chuck Foote'; 'Duke Nyhus'; 'Kathleen Hooven'; 'Kathy Hooven'; 'Larry Collins'; 'Laurel Robinson'; 'Michael Graham'; 'Michael Graham'; 'Steve Stigall (Steve Stigall)'; 'Tony Adler (Tony Adler)'

Cc: Patrick Russell; Richard Barrantes; joev@valverdeconst.com

The attached letter is being mailed today. Copies to State Assemblywoman, Karen Bass (Speaker) and Senator Darrell Steinberg, President pro Tem are also being mailed today.

Michael Graham, President

Western States Police and Fire Games

World Police and Fire Games

8304 Clairemont Mesa Blvd. #107

San Diego, CA 92111

858.571.9919

mgraham@cpaf.org

~Promoting sport and physical fitness among the law enforcement and firefighting communities for over 40 years~

California Police Athletic Federation

Western States Police and Fire Games & World Police and Fire Games

8304 Clairemont Mesa Blvd. #107
San Diego, CA 92111 USA
858.571.9919
FAX: 858.571.1641
E-mail: 4info@cpaf.org

July 6, 2009

Arnold Schwarzenegger, Governor
State of California
State Capitol Building
Sacramento, CA 95814

Dear Governor Schwarzenegger:

On behalf of the Board of Directors of the California Police Athletic Federation, I want to bring to your attention the egregious conduct of the California State Athletic Commission (CSAC) and two of its members.

As you know, one of our two sporting events is an 8 day, 60 + sports event for police officers and firefighters called the Western States Police and Fire Games (WSPFG). These games have been presented solely for the purpose of promoting health, fitness and good will in the police and firefighting communities since 1967. Boxing is one of our events, at which there are no spectator admission fees and officials receive no payment for their services. We truly appreciate your continuing support for our non-profit events and the men and women who serve California with dedication and honor.

This year the Los Angeles County Sheriff's and Fire Departments jointly hosted the WSPFG in Santa Clarita from June 13 – 20. On Friday, June 19, 2009, at approximately 6:30 P.M, on the final evening of the entire event, and for boxing, we were rudely and officiously confronted by at the CSAC at Santa Clarita Studios. Inspector Larry Ervin and Sid Segovia appeared with a letter on CSAC letterhead and demanded that the boxing event be halted.

It should be pointed out that the CSAC letter was not a legal document and that it had several fatal-flaws, most importantly it was directed to the San Diego Police Athletic League (which was neither represented at the site, nor can I find any evidence of its existence. When Goggled, the inquiry returns a web page for the San Diego Police Department's youth program, STAR/PAL, who's mission is to "inspire and aid the youth of greater San Diego to make positive life choices through active participation in educational, athletic and recreational activities, in collaboration with community partners.") and ordered the cessation "of all activities in the promotion of this illegal mixed martial arts event (when it was clear that the event we were holding was boxing, not MMA)."

Two of our volunteer boxing officials, Patrick Russell (retired police officer and current CSAC licensed referee) and Jack Reiss (current firefighter and CSAC licensed referee), well known to the Inspectors determined that the CSAC had decided that this year the WSPFG needed a permit which it had never before required in our 42 year history. And, that because the proper paperwork had not been filed, the event was deemed by the CSAC as an illegal fight. There were numerous requests to resolve the situation with the CSAC, either through immediate contact with the Commission or allowing the host to complete the necessary paperwork the following business week.

In spite of our long unblemished record, the Inspectors' personal knowledge of our event and officials, Inspector Ervin stated that the event had someone in Sacramento upset and our event was to be shut down. Further, that he was present to ensure that the event was disbanded and that if the property owner, participants and spectators did not obey his orders they were subject to arrest.

When asked why he waited to serve notice until 6:30 P.M. on a Friday night, long after the CSAC offices were closed and the CSAC officials were gone for the weekend, he stated that a complaint had been received earlier in the day. Apparently, in his rush to enforce the CSAC's regulations he didn't bother to determine the veracity of the complaint, the entity accused, or the type of event -- all of which is on the internet, Had the Inspector or anyone else googled "Santa Clarita police fire games," or anything similar, he would have found dozens of entries for our organization, the L.A. Sheriff's website for the Games, and with a little searching, would have found the boxing event, not MMA. Apparently, internet search is not an investigative tool in the CSAC, or perhaps it didn't matter because someone of higher authority wanted the event shut down).

After threatening the studio owner, the Sheriff's Department Chief of Court Services (Richard Barrantes) without success, Inspector Ervin was directed to me.

Mr. Ervin did not identify himself (he was introduced by a person from the Sheriff's Department as a representative of the CSAC) nor did he offer me any identification.

He asked me if I was in charge of this event. I said truthfully, "No."

He then proceeded to give me the same arrest threat he reportedly gave the owner and others. I asked him if he was going to arrest me. He said I was subject to arrest. I told him I didn't think I was the subject of a lawful arrest and that our lawyers could work out the legalities on Monday morning.

Inspector Ervin then asked, "Who is the Jerk…?"

I cut short his question with my own, "Who is the Jerk?"

He paused and proceeded in measured words with, "Who is the person in charge of this event?" I responded, "The L.A. Sheriff's Department."

He demanded to know who I represented, and before I could answer he pointed toward the logo on my shirt, waived me off and copied the name down.

He asked me for my name and I told him he could find it out on his own.

Mr. Ervin then tried to enlist the cooperation of the local Sheriff's Station to stop the event: that there would be no fights; the competitors were to leave without competing for their medals; volunteers and explorers who were selling souvenirs, food and drinks should take their losses and leave; and that 3,000 police officers and firefighters, and their friends and families should go home. Chief Barrantes, with vast

experience in this area, said he would not stop the event based on Ervin's unenforceable and misguided CSAC Letter and that whatever the cause of the misunderstanding could be resolved during business hours the following week.

The boxing event went forward. This was done in spite of the fact that the two aforementioned officials (Patrick Russell and Jack Reiss) and two others who had to step down because of threats by the CSAC to pull their licenses if they participated in the event. Fortunately, we had other officials, including a retire CHP officer, who are sanction in Nevada to carry out the officiating. It should be noted, safety was never an issue in this matter. All boxers had proper medical records file and available. There were two M.D.'s at ringside, and ambulance standing by, and a combined corps of Sheriff's and Fire paramedics in attendance, fully equipped for any emergency.

In no way are we trying to exempt ourselves from the rules and regulations that govern this sport. I think our long record demonstrates this. If the policy has changed and it is reasonable then we will fully comply. If the Commission's requirements are unfair or overly onerous, we'll stop our boxing program. We will never knowingly flaunt the law. But, we deserve better treatment.

In summary of this complaint: why were we declared by the CSAC as an illegal event, in the same breath with underground fight clubs, after more than forty years of operation?

What was the motive for shutting us down? What purpose could it serve?

If the Commission wanted the event paperwork filed, given our history, why didn't they notify us with sufficient time to correct the error (the event had been publicized for two years; the boxing event started on Sunday, June 14 and the CSAC presented their letter 5 days later and after the close of business).

Why did the Inspector not use discretion? Is everything black and white to the CSAC? Does the Commission not allow its inspector any discretion? Does the commission allow discretion and this inspector does not know how to apply it, or was he instructed to close down the event from someone in Sacramento?

I add the possibility of some hidden agenda for the following reason.

Several days after the event concluded, I had a conversation with Karen Chappelle, Supervising Deputy Attorney General, and legal counsel for the CSAC. The purpose of the conversation was to discuss our complaint. The discussion was fairly one sided, without her making too many comments, though she asked me whether Mr. John McCarthy was in participating as a boxing official. I told her that Mr. McCarthy, another retired police officer, had officiated earlier in the week but was not at the Friday night event.

She thanked me for the conversation and asked me to forward the complaint to her at the Commission address. I did not forward the complaint to her for the following reason.

Within days the California Officials at the event, Jack Reiss and Patrick Russell, who had removed themselves from any official capacity, were instructed that they would not be assigned to any events while the matter of the event at Western States Police and Fire Games on June 19, 2009 is being investigated. What is most troubling about this decision is that the CSAC Inspectors could see clearly that the California officials had removed themselves from the event and four days later, I had assured the CSAC's attorney that the California officials had not participated in any way. I had passed along a video news report to the attorney that shows footage of several fights being officiated by the same referee with the Nevada license.

In addition, Mr. McCarthy, who was not at the event, received the same sanction. This punishment is still in effect for all of our California officials as of this mailing.

It has to be more than ironic that a complaint from an unknown source, on CSAC letterhead, under the signature of Dave Thornton, Interim Executive Director, ordering a non-existent entity (San Diego Police Athletic League) to stop an event (mixed martial arts) that didn't exist, undermining a charitable event without any notice could be accomplished in a matter of hours, yet; these fine police officers and firefighter are prevented for an indeterminate length of time from seeking a livelihood, without a hearing or the questioning of the 3,000 or so eye-witnesses at the event.

Is it coincidental that both Mr. Reiss and Mr. Russell are finalists for two key positions in the CSAC? Mr. Russell is a finalist for the position of Executive Officer, vying for the job of Mr. Dave Thornton, (the current "interim" Executive Officer) and whose name appears on both the CSAC "cease and desist" letter and the email informing the officials of their indeterminate suspensions.

All we are asking for is a fair and impartial review of this incident and the policies and practices of the CSAC as it relates to this and similar events and the treatment of our boxing officials.

Thank you for your consideration in this matter,

Michael Graham, President

~Promoting sport and physical fitness among the law enforcement and firefighting communities for over 40 years~

ATTACHMENT

#11

OFFICE OF THE DISTRICT ATTORNEY
COUNTY OF SAN DIEGO
REAL ESTATE FRAUD UNIT
330 WEST BROADWAY, SUITE 750
SAN DIEGO, CA 92101
FAX: (619) 515-8879

FACSIMILE TRANSMITTAL INFORMATION

Cover sheet plus 2 page(s) of text

DATE: 6/14/05

TO: Dean Lohnis

FAX NUMBER: (310) 641-8516

FROM: Pat Russell

PHONE NUMBER: (619) 200-6797

REMARKS: Thanks, Dean

If you do not receive all pages of this transmittal, please call (619) 531-3552.

To: Dean LOHUIS
From: Patrick RUSSELL

SUBJECT: "Battle of the Badges" amateur boxing event

Date: Saturday, June 18, 2005
Location: Barona Indian Reservation
Time: 1600 hours (4 PM)

Dean,

Per your request, I am submitting the following information for approval of the third annual "Battle of the Badges" at the Barona Indian Reservation.

This event consists of ten amateur bouts involving members of the law enforcement community in a "smoker" style event. The participants are novice amateur fighters. The medical coverage is provided by Dr Jerry FARROW, formerly a licensed CSAC doctor. A recent, written physical must be provided by all participants. Additionally, a life support vehicle with attendant paramedics is stationed standby. Arrangements with a neurologically dedicated hospital have been made.

The bouts consist of three two minute rounds. Mandatory equipment includes: fitted mouthpiece, appropriate chest/groin protector, boxing shoes, boxing uniform. The referees are I, Tony Krebs and Liam Shoemate. The judges are USA Boxing officials.

I have included some press release information which details the history and purpose of this successful event.

Thanks, Dean, for your attention and approval,

Sincerely,

Pat Russell
(619) 200-6797

ATTACHMENT

#12

----- Original Message -----
From: eightcount
Sent: 03/09/2009 07:46 PM
To: william_douglas@dca.ca.gov
Subject: Some Small Issues

Dear Bill,

Hello. I hope this email finds you doing well. I have a few issues to discuss with you. I called your office last week and spoke to Sal, who said he would tell you I called. I am wondering if you ever got that message. Anyway, I wanted to thank you for the MMA assignment. It took 3 years, and I really appreciate the opportunity to once again do MMA. So, for your involvement, thank you.

Second, I was wondering, as you and I previously discussed, will I be speaking at the April Commission meeting regarding the Police and Fire Boxing Events. FYI: The World Police and Fire Games are being hosted by California this year and I want to make sure the Commission are informed and behind this event just as you have expressed you are.

Third, I have not heard back from anyone yet as to if we were paid correctly or not at the Boxing event I worked on February 6, 2009 in Maywood. Is anything happening with that? Also, some time ago, I had an informal discussion with Commissioner Noonan about this type of situation occasionally coming up. I don't want you to be blind sided so I want to let you know that he is aware of my inquiry about the El Monte show, and asked me to keep him informed of the outcome of this situation.

Last but not least, I will be working a Boxing show on March 21, 2009 and respectfully request to bring a guest along with me to this event. The guest's name is Stuart Schenkman.

Thank you in advance,

Jack Reiss, 805 341 7229

A Good Credit Score is 700 or Above. See yours in just 2 easy steps!

A Good Credit Score is 700 or Above. See yours in just 2 easy steps!

A Good Credit Score is 700 or Above. See yours in just 2 easy steps!

STATE OF CALIFORNIA

DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
www.dca.ca.gov/csac
(916) 263-2195 FAX (916) 263-2197

California State Athletic Commission Meeting

Monday, April 13, 2009
1:00 P.M. – Close of Business

Ronald Reagan State Building
300 South Spring Street
Los Angeles, California 90013
Auditorium

AGENDA

Action may be taken on any item on the agenda.
Items may be taken out of order.

1. Call to Order/Roll Call

2. Pledge of Allegiance

3. Approval of Meeting Minutes

   - December 15, 2008 (Teleconference)
   - February 10, 2009

4. Assistant Executive Officer's Report

5. USA Boxing - Order to Show Cause re: Revocation

6. Amateur Mixed Martial Arts

   - Selection of first meeting date

7. Professional Boxers' Pension Plan Update

   - Update – Rule 406 Status
   - Update – Distributions for participants age 55 +

8. Approval to Set Proposed Regulatory Changes for Hearing

   - Rule 211 - Fingerprints and Photographs
   - Rule 213 - Promoter's License
   - Rule 213.2 - Changes in Promoter's Personnel
   - Rule 293 – Examination Facilities
   - Rule 403 - Funding and Contributions

9. Physician's Malpractice Insurance Update

   - Physicians' Pay Scale

10. Officials' Pay Scale – Mixed Martial Arts, Kickboxing, and Amateur Events

11. Training for Officials

   - Schedule
   - Performance Reviews

12. Procedure for Change of Decision

13. Approval of Permanent Promoter Licenses

- Liberty Boxing Enterprises, LLC
- Phantom Promotions

14. The World Police & Fire Games

- Jack Reiss

15. Promoter Concerns

- Number of scheduled rounds
- Athlete blood testing
- Officials' compensation

16. Public Comment on Matters Not on the Agenda

17. Agenda Items for Future Meetings

18. Future Meeting Dates

19. Adjournment

Tuesday, April 14, 2009
9:00 A.M. – Close of Business

Junipero Serra State Building
320 West Fourth Street
Los Angeles, California 90013
Carmel Room

AGENDA

Action may be taken on any item on the agenda.
Items may be taken out of order.

1. Call to Order/Roll Call

2. **Closed Session** (Pursuant to Government Code Section 11126(e)(2)(A))

- Discuss Pending Litigation

3. **Closed Session** (Pursuant to Government Code Section 11126(a)(1)

- Interviews – Executive Officer

4. Adjournment

NOTICE: The meeting is accessible to the physically disabled. A person who needs disability-related accommodations or modifications in order to participate in the meeting shall make a request no later than five (5) working days before the meeting to the Commission by contacting Bill Douglas at (916) 263-2195 or sending a written request to Bill Douglas, Assistant Executive Officer, at the California State Athletic Commission, 2005 Evergreen Street, Suite 2010, Sacramento, CA 95815. Requests for further information should be directed to Sal Barajas at the same address and telephone number.

Meetings of the California State Athletic Commission are open to the public except when specifically noticed otherwise in accordance with the Open Meetings Act. The audience will be given appropriate opportunities to comment on any issue presented in open session before the Commission, but the Chair may apportion available time among those who wish to speak.

ATTACHMENT

#13

Bill Douglas
Assistant Executive Officer
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
Phone: 916-263-2195
Fax: 916-263-2197

eightcount@luckymail.com
03/16/2009 09:36 AM

To William_Douglas@dca.ca.gov
cc
Subject Re: Some Small Issues

Dear Bill, thanks again for getting back to me. The only question I still have is if is acceptable for me to bring a guest with me on the 21st. If so, his name again is Stuart Schenkman. Thanks in advance.....Jack

PS: I bought a new phone, lost a few numbers so could I please have your cell number again so I can text and call you if needed?

-----Original Message-----
From: William_Douglas@dca.ca.gov
To: eightcount <eightcount@luckymail.com>
Sent: Mon, 9 Mar 2009 8:17 pm
Subject: Re: Some Small Issues

Hello Jack,

Unfortunately, I never received the message that you called.

As I've stated, I'm a big proponent of Officials obtaining opportunities to work in multiple sports. I was very excited about your assignment to an mma event and look forward to more in the future.

I am still behind the Police and Fire games. I will be working on the agenda with Chairman Noonan very soon for the April meeting and I will happily discuss it with him.

I apologize for the lack of response in regard to Maywood. It triggered my review of notes and I too realized that my inquiry went unanswered. I have asked again and will get back to you shortly.

Take care.

Bill Douglas
Assistant Executive Officer
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
P: (916) 263-2199
F: (916) 263-2197

ATTACHMENT

#14

Reminder: AOL will never ask you to send us your password or credit card number in an email. This message has been scanned for known viruses.

From: bklyn2ca79@aol.com
To: Armando_Garcia@dca.ca.gov
Cc: Frank_Munoz@dca.ca.gov, Dean_Lohuis@dca.ca.gov, susan_lancara@dca.ca.gov
Date: Tue, 19 Dec 2006 11:31 AM

Dear Armando,

Seasons greetings. I hope this email finds you and your family all doing well. It's been a hectic year for Boxing and MMA in California, so I hope you can find some time to take off and relax during the Holidays.

I am writing to notify you that once again the Annual Fight for Life event will be taking place. This is the tournament where members of Police and Fire Departments compete against each other in an amateur Boxing match. This event has historically raised over $50,000.00 per year, which is donated to the City of Hope for Cancer research.

This year, the combined teams of the LAPD and the LA County Sheriffs Department will be competing against a team of Police Officers from the New York Police Department. The tournament will be held on January 12, 2007 at the Quiet Cannon in Montebello California. As always, all of necessary arrangements have been made to comply with the Athletic Commission's medical standards.

The fights will be three, two-minute rounds. The standing eight-count, and three-knockdown rules are in effect. The gloves will be 12 oz., and as always the event committee has secured ringside physicians and Paramedics. All the Officials are professionals with our State who have been doing this tournament for many years. Our primary objective is focused on the safety of the fighters, and our motto is " everyone goes back on shift Monday morning."

This has been an extremely successful tournament over the past 25 years. Everything being done by the Organizers, Officials, Ringside Physicians, etc... is done on a voluntary basis.

If you are in town on January 12, 2007, we would be honored to have you attend the show. If there is anything that you would like or NEED the organizational committee to do prior to the event, please let me know ASAP and I will pass on the information.

Take care, have a happy and healthy holiday,

Best regards,

Jack Reiss

Check out the new AOL. Most comprehensive set of free safety and security tools, free access to millions of high-quality videos from across the web, free AOL Mail and more.

ATTACHMENT

#15

Reminder: AOL will never ask you to send us your password or credit card number in an email. This message has been scanned for known viruses.

From: bklyn2ca79@aol.com
To: susan_lancara@dca.ca.gov, Armando_Garcia@dca.ca.gov, Dean_Lohuis@dca.ca.gov, Frank_Munoz@dca.ca.gov
Subject: Charity Boxing
Date: Wed, 3 Jan 2007 2:09 PM

Dear Susan and Armando,

Below is a copy of an email I sent to you all on December 21, 2006. I just want to sure you are aware of this event and that we have your blessings.

Dear Armando,

Seasons greetings. I hope this email finds you and your family all doing well. It's been a hectic year for Boxing and MMA in California, so I hope you can find some time to take off and relax during the Holidays.

I am writing to notify you that once again the Annual Fight for Life event will be taking place. This is the tournament where members of Police and Fire Departments compete against each other in an amateur Boxing match. This event has historically raised over $50,000.00 per year, which is donated to the City of Hope for Cancer research.

This year, the combined teams of the LAPD and the LA County Sheriffs Department will be competing against a team of Police Officers from the New York Police Department. The tournament will be held on January 12, 2007 at the Quiet Cannon in Montebello California. As always, all of necessary arrangements have been made to comply with the Athletic Commission's medical standards.

The fights will be three, two-minute rounds. The standing eight-count, and three-knockdown rules are in effect. The gloves will be 12 oz., and as always the event committee has secured ringside physicians and Paramedics. All the Officials are professionals with our State who have been doing this tournament for many years. Our primary objective is focused on the safety of the fighters, and our motto is " everyone goes back on shift Monday morning."

ATTACHMENT

#16

Reminder: AOL will never ask you to send us your password or credit card number in an email. This message has been scanned for known viruses.

From: bklyn2ca79@aol.com
To: Armando_Garcia@dca.ca.gov
Bcc: Bklyn2Ca79@aol.com
Date: Thu, 3 May 2007 10:03 AM

Dear Armando,

Hello. I hope this email finds you and your family all doing well. I feel like I haven't seen or heard from you in a quite a while. For me, I hope that means "no news is good news."

I was wondering if you were going to the DeLAHoya X Mayweather fight this weekend? Will you be there?

Also, I wanted to inform you that the LA County Sherriffs will be boxing in another amateur tournament for charity, this time against the US Marines on May 12, 2007. Once again, they have all of the necessary safety measures covered. Dr's, Paramedics, professional officials, etc... Due to a scheduling conflict it looks like I will not be able to attend this event, but I can assure you the officials who are in charge will make sure everything goes well, whereas they have been doing this show for many, many years.

You will be in town that day teaching the clinic for new officials and are invited to attend the event if you care to. Please let me know so I can make arrangements for you and your guests. The event is at The STARS Center (11515 S. Colima Rd., Whittier, Ca. 90604). 1st fight at 5 pm.

If there is anything that you need the event organizers to do prior to this event to satisfy the State's requirements please let me know and I will relay the message.

take Care,

Jack Reiss

ATTACHMENT

#17

From: bklyn2ca79@aol.com
To: jolimpa@aol.com; cgiza@mednet.ucla.edu; peter@kllcek.com; bklyn2ca79@aol.com; tnoonan@lockton.com; julioramirez@earthlink.net; mario@igrey.com; howard@howardroseagency.com; Armando_Garcia@dca.ca.gov
Subject: Boxing Event - Fight 4 Life - Friday November 30th, 2007
Date: Mon, Nov 26, 2007 3:59 pm

Dear Commissioners,

My name is Jack Reiss. I am a referee and judge with our California State Athletic Commission. At the last Commission meeting I approached you, and invited you to attend the 13th annual "Fight 4 Life" charity Boxing Event. This Boxing event is where Sheriff's, Police Officers and Firefighters from the Los Angeles area compete against each other to raise money for the City of Hope for cancer research. The event is being held this Friday evening November 30th, 2007 at 6:30pm at the LA Sports Arena, 3939 South Figueroa St, in Los Angeles.

Once again, I would like to cordially invite you and a guest to attend this event. I respectfully request that you notify me as soon as possible as to whether or not you can attend. We are holding seats in the "dignitary" area for you, and would like to confirm your attendance.

Please respond by email or call me at 805 341 7229.

Best Regards,

Jack Reiss

Email and AIM finally together. You've gotta check out free AOL Mail!

ATTACHMENT

#18

From: Che_Guevara@dca.ca.gov
To: eightcount <eightcount@luckymail.com>
Subject: Re: Assigment 6/27/09
Date: Wed, Jun 24, 2009 4:19 pm

The Staples center assignment was a tentative assignment. With the falling out of the main event we no longer will need you at that event. I will follow up this email with additional assignments for the month of July.
Thanks

----- Original Message -----
From: eightcount
Sent: 06/24/2009 02:07 PM
To: che_guevara@dca.ca.gov
Subject: Assigment 6/27/09

Hello Che,

I am following up on the assignment you told me I had this Saturday night at the Staples Center. I would like to know what time is report time, and whether I am reffing, judging or both?

Thank you,

Jack Reiss

Huge Savings on Popular Laptops only at Dell.com. Shop Now!

ATTACHMENT

#19

Hi Jack,

I am writing you this letter to inform you of the conversation that took place between Che Guevara and myself. This conversation took place the morning of June 29th. I called Che at his office regarding July assignments and to confirm that he received my e-mail about being out of town.

Che inform me that I had been taken off the assignment list pending an investigation due to my involvement with the 2009 WESTERN STATES POLICE AND FIRE GAMES as a licensed boxing official. Che also stated that this involved me and two other licensed boxing officials that were present the night of June the 19th. Che did not volunteer the names of the other two licensed boxing officials and I did not ask.

Che did state that this was not his decision and he did not know how long the investigation would take. Che stated "you could be back on the rotation list as soon as tomorrow or it could be longer depending on the investigation".

I asked Che if I could call him when I returned from my vacation and he agreed that this would be OK.

Jack I was never informed that I was being reprimanded for my involvement with the 2009 WESTERN STATES POLICE AND FIRE GAMES as a boxing Timekeeper and would have not found out unless I had called Che. I have not received any communications from the Sacramento office other then today's conversation with Che.

Your Friend

Mike North
Timekeeper

ATTACHMENT

#20

From: William_Douglas@dca.ca.gov
To: eightcount@luckymail.com
Subject: Re: Some Small Issues
Date: Wed, Mar 18, 2009 4:52 pm

Hi Jack,

Unfortunately, it does not appear that there will be space for your guest at this event. The venue/security issue is always a tricky one here. I try to accommodate our Officials but this one is just plain ol' difficult unlike the standard venue where there is leeway.

Take care Jack. Thanks for your patience while I'm working on things.

Bill Douglas
Assistant Executive Officer
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
Phone: 916-263-2195
Fax: 916-263-2197

eightcount@luckymail.com

03/16/2009 11:30 AM

To William_Douglas@dca.ca.gov
cc
Subject Re: Some Small Issues

GREAT. I look forward to hearing from you on both issues.

-----Original Message-----
From: William_Douglas@dca.ca.gov
To: eightcount@luckymail.com
Sent: Mon, 16 Mar 2009 9:53 am
Subject: Re: Some Small Issues

Hi Jack,

I'll let you know in a couple of days about bringing the guest. I have to make sure there is room first as I am awaiting word from the Commission.

My cell number is (916) 214-9990.

Dean is insistent that the officials were paid properly for that event on February 6. However, I am conducting my own review of the documents and if there is a discrepancy, I will let you know. I often have my own work reviewed as the extra set of eyes is always helpful so this situation is no different.

Take care Jack and I'll see you soon.

P.S. The staff member that took your message just told me this morning that you called a couple of weeks ago. Better late then never? Ha Ha. See you soon.

AGENDA ITEM

#15

APPEAL OF LICENSE DENIAL

Joshua Barnett

COLLINS, McDONALD & GANN, P.C.
ATTORNEYS AT LAW

138 MINEOLA BOULEVARD • MINEOLA, NY 11501
TEL: (516) 294-0300 • FAX: (516) 294-0477
info@cmgesq.com • www.cmgesq.com
New York City Office By Appointment

MARC C. GANN*
ROBERT A. McDONALD
RICHARD D. COLLINS•

DANIEL W. RUSSO
MICHAEL J. DiMAGGIO

*Also Member MD Bar
•Also Member PA, MA, TX and D.C. Bars

Of Counsel
ALAN H. FELDSTEIN‡
15250 Ventura Blvd. • 3rd Floor
Sherman Oaks, CA 91403
Tel: (818) 377-2831
Fax: (818) 377-2861

‡Member CA Bar Only

August 19, 2009

VIA FACSIMILE, EMAIL & REGULAR MAIL
Ana Reyes
Quality Compliance Officer
UCLA Olympic Analytical Laboratory
E-mail: areyes@mednet.ucla.edu
Fax: 310 206-9077
Phone: 310 825-2635

Dear Ms. Reyes,

On Friday, August 14, 2009 we received a FedEx package from the UCLA Olympic Laboratory containing information regarding Sample number CSAC 064584 = UCLA MHM03, in response to our request for the full litigation packet. After reviewing the documentation we received, it is apparent that there are documents and information that is absent from the packet. Therefore, we would first like to confirm that this is the full litigation packet for Sample number CSAC 064584 = UCLA MHM03, which should include all analytical data and chain of custody documentation for both the "A" and "B" samples.

We would also like to make a specific request for the following information and documentation:

1. On the "A" Sample screen analysis (allegedly run on the "B" sample), it appears that the first injection was run on instrument MSDA 21 on July 1, and then reinjected to instrument MSDA17 on July 2 (p.11). The only data provided is for the reinjection on MSDA17, with no explanation for purpose of the reinjection.

   Therefore, we request that you provide us with all of the data related to the testing that was performed on MSDA21.

2. On the "A" confirmation test (allegedly run on the "B" sample), aliquots appear to have been analyzed on instruments MSDA13 and MSDA 14 (p.16). The only data provided is for MSDA14.

COLLINS, McDONALD & GANN, P.C.
ATTORNEYS AT LAW

138 MINEOLA BOULEVARD • MINEOLA, NY 11501
TEL: (516) 294-0300 • FAX: (516) 294-0477
info@cmgesq.com • www.cmgesq.com
New York City Office By Appointment

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ALAN H. FELDSTEIN‡
15250 Ventura Blvd. • 3rd Floor
Sherman Oaks, CA 91403
Tel: (818) 377-2831
Fax: (818) 377-2861

‡Member CA Bar Only

August 19, 2009

VIA FACSIMILE, EMAIL & REGULAR MAIL

David Thornton
Interim Executive Officer
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815

Re: Request for Additional Information re: Joshua Barnett Matter

Dear Mr. Thornton:

On Friday, August 14, 2009 we received a FedEx package from the UCLA Olympic Laboratory containing information regarding Sample number CSAC 064584 = UCLA MHM03, in response to our request for the full litigation packet. After reviewing the documentation we received, it is apparent that there are documents and information that are absent from the packet. We have submitted a formal request to the UCLA Olympic Laboratory for the missing documentation today via, Fax, Email and Regular Mail.

However, in our review of the litigation packet, we noticed that we also do not have copies of the communications between the UCLA Laboratory and the "client" (CSAC) regarding the "inadvertently opened" sample referenced on p.26 of the litigation packet, where CSAC allegedly instructed the laboratory to "proceed with the screening of the opened 'B' bottle."

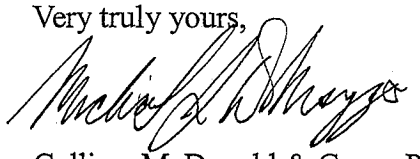
We also noticed that we do not have copies of the communications referenced on p.42 of the litigation packet on the "B" Sample Analysis Result Form, where the handwritten note, initialed by YK (Yulia Kucherova), states that the "'A' Bottle is analyzed in accordance with client's e-mail from 7/21/09."

Please provide us with copies of the communications referenced above, including but not limited to the notice from the UCLA Laboratory regarding the "inadvertently opened sample," CSAC's instructions to the laboratory, and the e-mail from the CSAC dated 7/21/09.

I would also like to confirm with you our understanding that according to the rules, the one (1) year period that an athlete must wait before he would be eligible to reapply for a license, begins from the date the athlete is reported to have tested positive for a banned substance, and does not begin or "re-start" from the date of an appeal.

Thank you in advance for your time and your cooperation. We look forward to receiving the above reference documentation.

Very truly yours,



Collins, McDonald & Gann, P.C.
Michael J. DiMaggio

cc: Joshua Barnett (via e-mail)

From: William_Douglas@dca.ca.gov [mailto:William_Douglas@dca.ca.gov]
Sent: Friday, June 26, 2009 4:34 PM
To: Callahan, Thomas
Cc: 'Sarah_Waklee@dca.ca.gov'; Reyes, Ana
Subject: Re: CSAC 064584

Hi Tom,

Please proceed.

Bill Douglas
Assistant Executive Officer
California State Athletic Commission
Department of Consumer Affairs
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
P: (916) 263-2199
F: (916) 263-2197

----- Original Message -----
From: "Callahan, Thomas" [ThomasCallahan@mednet.ucla.edu]
Sent: 06/26/2009 12:56 PM
To: "'William_Douglas@dca.ca.gov'" <William_Douglas@dca.ca.gov>
Cc: "'Sarah_Waklee@dca.ca.gov'" <Sarah_Waklee@dca.ca.gov>; "Reyes, Ana" <AReyes@mednet.ucla.edu>
Subject: CSAC 064584

Bill, please advise. Tom
Received: 06/25/09
No of samples : 1
Airbill # Hand Delivered (sample # 064584)
Sport: MMA
Collection date: 06/25/09
The "B" bottle was opened by mistake. The "A" bottle is still intact.

Hello Ana,

We would like to proceed with a confirmation on the unopened sample for CSAC 064584.

Bill Douglas
Assistant Executive Officer
California State Athletic Commission

"Reyes, Ana"
<AReyes@mednet.ucla.edu>

07/20/2009 06:44 PM

To "'William_Douglas@dca.ca.gov'" <William_Douglas@dca.ca.gov>, "'Sarah_Waklee@dca.ca.gov'" <Sarah_Waklee@dca.ca.gov>

cc "Callahan, Thomas" <ThomasCallahan@mednet.ucla.edu>

Subject RE: CSAC 064584

Hi Bill & Sarah,

You may have already received a report this afternoon on the above referenced sample.

Based on your instructions, our staff performed the screening for prohibited drugs on the "B" bottle that was accidentally opened. The sample is positive.
The "A" was saved in the positive freezer and is intact. The decision will be up to whether to order a confirmation on the unopened, intact "A" bottle.

Let me know your decision soon.

Best regards,

Ana

From: William_Douglas@dca.ca.gov [mailto:William_Douglas@dca.ca.gov]
Sent: Wednesday, July 22, 2009 10:04 AM
To: Reyes, Ana
Cc: 'Sarah_Waklee@dca.ca.gov'; Callahan, Thomas
Subject: RE: CSAC 064584

Hi Ana,

Surrogate please.

Bill Douglas
Assistant Executive Officer
California State Athletic Commission
Department of Consumer Affairs
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
P: (916) 263-2199
F: (916) 263-2197

"Reyes, Ana"
<AReyes@mednet.ucla.edu>

07/22/2009 10:00 AM

To "'William_Douglas@dca.ca.gov'" <William_Douglas@dca.ca.gov>
cc "'Sarah_Waklee@dca.ca.gov'" <Sarah_Waklee@dca.ca.gov>, "Callahan, Thomas" <ThomasCallahan@mednet.ucla.edu>
Subject RE: CSAC 064584

Hi Bill,

Please let me know if this is observed or surrogate and we will proceed with the "A" unopened bottle confirmation.

Thanks,
Ana

From: William_Douglas@dca.ca.gov [mailto:William_Douglas@dca.ca.gov]
Sent: Tuesday, July 21, 2009 5:31 PM
To: Reyes, Ana
Cc: 'Sarah_Waklee@dca.ca.gov'; Callahan, Thomas
Subject: RE: CSAC 064584

William Douglas/Athletic Commission/DCANotes

07/24/2009 10:32 AM

To "Callahan, Thomas" <ThomasCallahan@mednet.ucla.edu>, "Reyes, Ana" <AReyes@mednet.ucla.edu>

cc "Sarah Waklee" <sarah_waklee@dca.ca.gov>

bcc

Subject Re: CSAC 064584 = CSAC 24

Thomas,

No need to respond.

He is an athlete. We will notify him appropriately.

Bill Douglas
Assistant Executive Officer
California State Athletic Commission
Department of Consumer Affairs
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
P: (916) 263-2199
F: (916) 263-2197

----- Original Message -----
From: "Callahan, Thomas" [ThomasCallahan@mednet.ucla.edu]
Sent: 07/24/2009 08:22 AM
To: "'William_Douglas@dca.ca.gov'" <William_Douglas@dca.ca.gov>; "Reyes, Ana" <AReyes@mednet.ucla.edu>
Cc: "'Sarah_Waklee@dca.ca.gov'" <Sarah_Waklee@dca.ca.gov>
Subject: CSAC 064584 = CSAC 24

Bill,

I received a voicemail from a Joshua Barnett asking for status and results on this case. I do not have him on my radar as a client contact for CSAC. Please advise.

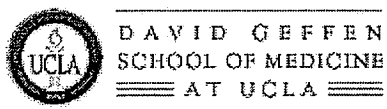
Tom

Tom Callahan

UCLA Olympic Analytical Laboratory

T (310) 825-2635 x1

F (310) 206-9077



STATE OF CALIFORNIA
dca
DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
2005 Evergreen St., Ste. #2010
Sacramento, CA 95815
www.dca.ca.gov/csac/
(916) 263-2195 FAX (916) 263-2197

July 31, 2009

Michael J. DiMaggio
Collins, McDonald & Gann
Attorneys at Law
138 Mineola Boulevard
Mineola, NY 11501

VIA FAX & US MAIL

Re: California State Athletic Commission Denial of License to Joshua Barnett

Dear Mr. DiMaggio:

It was a pleasure talking to you on the phone yesterday regarding Mr. Barnett. As I mentioned, the next regularly scheduled meeting of the California State Athletic Commission (Commission) is Monday, August 24, 2009 in Los Angeles, CA. If Mr. Barnett wishes to appear at this meeting to appeal the denial of his license then please let me know on or before August 10, 2009 so that I can place the matter on the Commission's agenda. California law (Open Meetings Act) requires the agenda to be posted 10 days before the meeting. Once it is posted then I cannot add additional items.

In compliance with the request received from your office for material related to the positive test for anabolic steroids and the subsequent denial Joshua Barnett's application for a license to fight in California I submit the following:

A. One page document showing collection of the urine sample from Joshua Barnett on June 25, 2009 by Athletic Inspector Mohammod Noor at 5:05 PM.

B. One page document showing transfer of urine samples for Joshua Barnett from Athletic Inspector Mohammod Noor to the UCLA Olympic Analytical Laboratory on June 25, 2009 at 10:10 PM.

C. Two page Drug Testing Report received by the Commission from the UCLA Olympic Analytical Laboratory.

D. One page Drug Testing Report received by the Commission from the UCLA Olympic Analytical Laboratory.

E. Letter of Denial from me to Joshua Barnett dated July 21,2009.

Section 303 of Title 4 of the California Code of Regulations contains the list of prohibited substances.

The remainder of the documents your office requested can be obtained by making a request for a litigation package to the UCLA Olympic Analytical Laboratory. Their address is:

2122 Granville Avenue
Los Angeles, CA 90025
Phone: (310) 825-2635
FAX : (310) 206-9077

Please do not hesitate to contact me if you need anything further.

Sincerely,

David T. Thornton
Interim Executive Officer

ATTACHMENT

A

UCLA OLYMPIC ANALYTICAL LABORATORY
DEPARTMENT OF PATHOLOGY AND LABORATORY MEDICINE

2122 GRANVILLE AVENUE LOS ANGELES, CA 90025 (310) 825-2635 FAX (310) 206-9077

LABORATORY/SAMPLE INFORMATION

6/25/09
Sample Collection Date

5:05pm
Sample Collection Time

TEST CONDUCTED FOR THE CALIFORNIA STATE ATHLETIC COMMISSION
Anabolic Steroids and Masking Agents

0	6	4	5	8	4		

SAMPLE CODE NUMBER

Specific Gravity and PH levels within range? ~~YES~~ ~~NO~~ - Not Tested MA JB

~~Specific Gravity: Greater than or equal to 1.005~~
~~PH: Not less than 5.0 and not greater than 7.5~~

Holiday Inn - Los Angeles, CA.
Collection Site Name - City, State

Mixed Martial Arts
Sport

Affliction 3
Event Name

Mohammad Noor
Collector Name (Please print clearly)

Collector Signature

Declaration of any recent blood transfusions, as well as any medications and other substances, including vitamins, minerals, herbs, and other dietary supplements taken during the preceding three (3) days (enter "NONE" if none declared and draw a line through any unused spaces) (attach additional information if necessary):

Name of Substance	Dosage	Date Last taken	Name of Substance	Dosage	Date Last taken
Leukic	6 pills	6/25/09	Cytomax	2-Scoops	6/25/09
Multi-vitamin	6 pills	6/25/09	Arnica	7 pills	6/25/09
Glucosamine/Chromdroitom MSM	4 pills	6/25/09	L-Glutamine	3 grams	6/25/09

Consent for research (optional): By checking "I Accept" and signing in the space provided, I agree that this sample may be used for anti-doping research purposes. When analyses is completed and this sample would otherwise be discarded, it may then be used by any WADA approved laboratory for anti-doping research of any type provided that it can no longer be identified as my sample.

__ I Accept X I Decline

COMPLETED BY DONOR:
I declare under penalty of perjury under the laws of the State of California that the foregoing information is true and correct; further I realize that any intentional misrepresentation may result in disciplinary action against my license. I certify that I provided my specimen to the collector; that I have not adulterated it in any manner; each specimen bottle used was sealed with a tamper-evident seal in my presence; and that the information and numbers provided on this form and affixed to each specimen bottle are correct.

Josh Barnett
Donor Name (Please print clearly)

Donor Signature

6-25-09
Date

5:05pm
Time

COMPLETED BY DONOR'S WITNESS:
I assisted the Donor in completing this form and declare under penalty of perjury under the laws of the State of California, that the foregoing information is true and correct; further I realize that any intentional misrepresentation may result in disciplinary action against my license.

Witness Name (Please print clearly)
Shannon Hooper

Witness Signature

6/25/09
Date

5:05 PM
Time

WHITE - Doping Control Officer YELLOW - Laboratory PINK - Donor

1629-006 (12/08)

TE OF CALIFORNIA—STATE AND CONSUMER SERVICES AGENCY

STATE OF CALIFORNIA

DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
www.dca.ca.gov/csac/
(916) 263-2195 FAX (916) 263-2197

ATTACHMENT B

California State Athletic Commission
Anabolic Agent / Masking Agent Testing

The following urine samples have been transferred from the custody of the "Releasing Inspector" that originally collected the urine sample to Athletic Inspector Mohammed Noor.

Urine Sample For:	Releasing Inspector	Time of Transfer
Josh Barnett	Mohammed Noor	5:10 Pm

All collections completed and delivery box sealed: 5:10 Pm

Departure from: Holiday Inn - 1020 S. Figueroa Los Angeles, CA.

Date & Time of Arrival at UCLA Olympic Analytical Laboratory
2122 Granville Ave,Los Angeles Ca 90025: 6/25/09 10:15 pm

UCLA Lab Technician:
Print name: Annabelle Lewis
Sign name: [illegible]
Date: 6/25/09
Time: 10:10 pm

The urine samples listed above have been transferred from the custody of Athletic Inspector Mohammed Noor to the UCLA Lab at the date and time listed above.

WADA Accredited

UCLA Olympic Analytical Laboratory
Department of Pathology and Laboratory Medicine
2122 Granville Ave. Los Angeles, CA 90025
Phone (310) 825-2635 FAX (310) 206-9077

ACCREDITED
ISO/IEC 17025
Chemical Testing
Certificate: 1420-01

CONFIDENTIAL
DRUG TESTING REPORT CSAC24

ATTACHMENT C

California State Athletic Commission
Attn: Sarah Waklee
2005 Evergreen Street, Ste. 2010
Sacramento, CA 95815
Fax: (916) 263-2197

UCLA code: MHM
Sport: MMA
Number of samples: 1
Date of laboratory receipt: 06/25/09

The laboratory analyzed the urine specimen listed below using method 1001 anabolic and masking agents.

The custody (C) is intact if indicated by 'Y'.

UCLA Code	Specimen#	Results	C
MHM03	064584	>>>>>>>	N SEE LETTER OF JULY 17, 2009

SPECIMEN 064584 = UCLA MHM03 WAS RECEIVED AT THE LABORATORY IN THE FOLLOWING CONDITON: THE 'A' AND 'B' SPECIMEN BOTTLES WERE RECEIVED INTACT. HOWEVER, THE 'B' SPECIMEN BOTTLE WAS INADVERTENTLY OPENED. THE CLIENT WAS INFORMED OF THE INCIDENT AND THE CLIENT INSTRUCTED THE LABORATORY TO PROCEED WITH THE SCREENING OF THE OPENED 'B' BOTTLE. THE 'A' BOTTLE IS INTACT AND SAVED IN THE POSITIVE FREEZER.

Brian Ahrens — 7/17/09

Certifying Scientist — Signature — Date

This report shall not be reproduced, except in full, without the written approval of the laboratory.

WADA Accredited

UCLA Olympic Analytical Laboratory
Department of Pathology and Laboratory Medicine
2122 Granville Ave. Los Angeles, CA 90025
Phone (310) 825-2635 FAX (310) 206-9077

ACCREDITED
ISO/IEC 17025
Chemical Testing
Certificate: 1420-01

CONFIDENTIAL

DRUG TESTING REPORT CSAC24 (MHM03)

July 17, 2009

California State Athletic Commission
Attn: Sarah Waklee
2005 Evergreen Street, Ste. 2010
Sacramento, CA 95815
Fax: (916) 263-2197

Dear Ms. Waklee:

This is a supplemental report for **CSAC 064584 = UCLA MHM03**, Sport MMA, collection date June 25, 2009 and date received June 25, 2009.

Urine specimen number CSAC 064584 = UCLA MHM03 contains 2α-methy-5α-androstan-3α-ol-17-one.

Brian Ahrens 7/17/09

Certifying Scientist Signature Date

This report shall not be reproduced, except in full, without the written approval of the laboratory.

UCLA
WADA Accredited

UCLA Olympic Analytical Laboratory
Department of Pathology and Laboratory Medicine
2122 Granville Ave. Los Angeles, CA 90025
Phone (310) 825-2635 FAX (310) 206-9077

ACCREDITED
ISO/IEC 17025
Chemical Testing
C

CONFIDENTIAL

ATTACHMENT D

Confidential Specimen "B" Sample Analysis Result Form

DRUG TESTING REPORT CSAC 24

SAMPLE IDENTIFICATION

Event Affliction 3 Bottle# B 0 6 4 5 8 4 Lab # MHM03

SAMPLE ACCESSION "A" Bottle is analyzed in accordance with client's e-mail from 7/21/09 4K 7/21/09

I have inspected a clear glass bottle. The clear glass bottle was sealed with a screw type cap. The screw type cap was numbered 0 6 4 5 8 4 and the clear glass bottle was numbered 0 6 4 5 8 4. There was no evidence of tampering.

Signature: [signature] 7/22/09 1:16 a.m./p.m.
Athlete (if present) or Surrogate Date Time

Print Name: Elena Guzman Phone: 310) 825-2635

Signature: [signature] 7/22/09 1:17 a.m./p.m.
Witness Date Time

Print Name: Brian Bishop Phone: 310) 825-2635

(For Laboratory use only)

Results of Analysis: URINE SAMPLE CONTAINS 2α-METHYL-5α-ANDROSTAN 3α-OL-17-ONE.

[signature] Yulia Kucherova 7/24/09
Signature of Certifying Scientist Print Name Date

G:\SOP\LOGS&FRMS\CSACBCON.DOC

Form Approved by: SS. 3/31/09

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR
Athletic Commission
2005 Evergreen St., Suite #2010, Sacramento, CA, 95815
P (916) 263-2195 F (916) 916-263-2197 | www.dca.ca.gov/csac

FAX COVER SHEET

DATE		NUMBER OF PAGES (including this cover sheet)	5
TO	Michael D. Maggio Collins, McDonald & Gan	FAX #	516-294-0477
FROM	Dave Thornton Executive Officer	FAX #	
RE	Josh Barnett		
COMMENTS			

STATE OF CALIFORNIA
dca
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR
California State Athletic Commission
2005 Evergreen Street, Suite 2010, Sacramento, CA, 95825
P 916-263-2195 F 916-263-2197 www.dca.ca.gov/csac

ATTACHMENT E

July 21, 2009

Re: Results of your Toxicology Report – Notice of License Denied
Joshua Barnett
28150 109th Ave SE
Auburn, WA 98092

Dear Mr. Barnett:

The results of your steroid test taken on June 25, 2009 were positive for 2a-methy-5a-androstan-3a-o1-17-one.

The California Code of Regulations, Title 4, Article 6 Section 303 states:

The administration or use of any drugs, alcohol or stimulants, or injections in any part of the body, either before or during a match, to or by any boxer is prohibited.

Based on the positive laboratory findings, your license for the California has been denied.

Per Business and Professions Code 18842, you have a right to appeal this denial before the Athletic Commission. You must submit your appeal request, in writing, within 30 days of the date of this letter. Upon receipt of your request, your appeal will be included on the agenda for the next available commission meeting.

If you have any questions, please feel free to contact me at any time (916) 263-2195.

Respectfully,

Dave Thornton
Acting Executive Officer

California Athletic Commission
2005 Evergreen St. Suite 2010
Sacramento, CA 95815
Office (916) 263-2195
Fax (916) 263-2197

COLLINS, McDONALD & GANN, P.C.
ATTORNEYS AT LAW

138 MINEOLA BOULEVARD • MINEOLA, NY 11501
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MARC C. GANN*
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MICHAEL J. DiMAGGIO

*Also Member MD Bar
•Also Member PA, MA, TX and D.C. Bars

Of Counsel
ALAN H. FELDSTEIN‡
15250 Ventura Blvd. • 3rd Floor
Sherman Oaks, CA 91403
Tel: (818) 377-2831
Fax: (818) 377-2861

‡Member CA Bar Only

AUGUST 7, 2009

VIA FACSIMILE 916-263-2197 AND REGULAR MAIL

David Thornton
Interim Executive Officer
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815

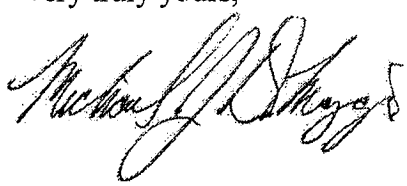
Re: California State Athletic Commission Denial of License to Joshua Barnett

Dear Mr. Thornton:

We are in receipt of your letter dated July 31, 2009. Pursuant to your request, please allow this letter to serve as notice that Mr. Barnett wishes to appear, with counsel, on Monday, August 24, 2009 in Los Angeles, California, to appeal the denial of his license. Therefore, in accordance with the California Open Meetings Act, we request that Mr. Barnett's matter be included on the Commission's agenda for that meeting.

Thank you for your cooperation.

Very truly yours,



Collins, McDonald & Gann, P.C.
Michael J. DiMaggio

cc: Joshua Barnett (via e-mail)

COLLINS, McDONALD & GANN, P.C.
ATTORNEYS AT LAW

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Fax: (818) 377-2861

‡Member CA Bar Only

FAX

DAVID THORNTON
To: INTERIM EXECUTIVE OFFICER **From:** MIKE DIMAGGIO

Fax: 916-263-2197 **Pages:** 2 (including cover sheet)

Phone: **Date:** 8/07/09

Re: Aug. 24th HEARING **CC:**

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

ANNA Reyes A Reyes @ MEDNET. UCLA. EDU

MDIMAGGIO @ CMGESQ. COM

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COLLINS, McDONALD & GANN, P.C.
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‡Member CA Bar Only

JULY 29, 2009

VIA FACSIMILE 916-263-2197 AND CERTIFIED MAIL
David Thornton
Acting Executive Director
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815

Re: CSAC denial of license to Joshua Barnett based on the results of June 25, 2009 Drug Test

Dear Mr. Thornton:

Please be advised that this office represents Joshua Barnett in the above-referenced matter. Please direct all future correspondence regarding this matter to us.

We are in receipt of your July 21, 2009 letter to Mr. Barnett, in which you advise of Mr. Barnett's alleged positive test for 2α-methy-5α-androstan-3α-ol-17-one and subsequent denial of his California license. While the accompanying documentation does include a summary of the drug testing report and documentation that accompanied Mr. Barnett's examination and application for licensure, the documentation does not provide any further details regarding the alleged positive test (urine specimen number CSAC 064594), such as the accompanying laboratory analysis, nor does is provide the results of the "B" sample test.

Please provide us with the following documents related to the "A" and "B" sample tests for the above-referenced urine analysis:

1. List of laboratory staff involved in the test, including signatures and/or initials and position title(s);

2. Urine integrity test results (if completed);

3. Chain of custody documentation for sample container(s);

4. Transportation chain of custody (e.g., courier documentation, laboratory receipt of container);

5. "A" sample container chain(s) of custody;

6. "A" Sample Screening Results, including:

   a. Relevant aliquot chain(s) of custody; and

   b. Screening procedure data, including chromatograms (or other relevant data), for Negative control urine, Positive control urine (with concentration indicated, if relevant), and Sample urine aliquot(s);

7. "A" Sample Confirmation Results, including:

   a. Summary of the analytical principles of the confirmation method,

   b. Aliquot chain of custody

   c. Sequence verification data

   d. Confirmation procedure data, including chromatograms (or other relevant data), for Negative control urine, Positive control urine (with concentration indicated, if relevant), Standard(s)/calibrator(s) (if relevant), and Sample urine aliquot(s); and

   e. "A" sample report, including pH, Specific Gravity, and other urine integrity test results (if applicable, including abnormal appearance of sample) performed in laboratory.

8. "B" Sample Confirmation Results, including:

   a. Summary of the analytical principles of the confirmation method (if different from the "A" confirmation method),

   b. Aliquot chain of custody

   c. Sequence verification data

   d. Confirmation procedure data, including chromatograms (or other relevant data), for Negative control urine, Positive control urine

(with concentration indicated, if relevant), Standard(s)/calibrator(s) (if relevant), and Sample urine aliquot(s); and

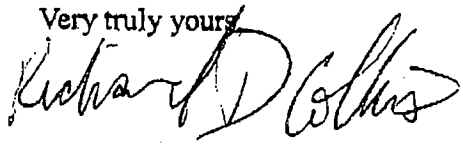
e. "B" sample report, including pH, Specific Gravity, and other urine integrity test results (if applicable, including abnormal appearance of sample) performed in laboratory.

In addition, please provide us with a copy of the California State Athletic Commission's List of Prohibited Substances that was applicable on June 25, 2009. To be clear, this request is for the official list of prohibited substances, as opposed to the list of substances that the laboratory was requested to test for.

Finally, we understand from your letter that any appeal request must be submitted in writing on or before August 20, 2009. If you believe that this calculation of the appeal deadline is in error, please notify us as soon as possible.

Should you have any questions regarding this matter, please do not hesitate to contact us.

Very truly yours,



Collins, McDonald & Gann, P.C.
Richard D. Collins

cc: Joshua Barnett (via e-mail)

COLLINS, McDONALD & GANN, P.C.
ATTORNEYS AT LAW

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Fax: (818) 377-2861

‡Member CA Bar Only

FAX

To: David Thornton **From:** Richard Collins, Esq.

Fax: (916) 263-2197 **Pages:** 4 (including cover sheet)

Phone: **Date:** 7/29/09

Re: Denial of license to Joshua Barnett **CC:**

☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle**

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Dave Thornton/Athletic Commission/DCANotes
07/22/2009 10:29 AM

To Karen.Chappelle@doj.ca.gov
cc Anita Scuri/EXEC/DCANotes@DCANotes, James Maynard/EXEC/DCANotes@DCANotes
bcc
Subject License Denial - Appeal

Hi Karen,

Welcome back. I hope your vacation was relaxing and that you had a good time in New York.

I just wanted to give you a heads up on a possible appeal that may be heard at the Commission's August 24th meeting in LA. Josh Barnett was scheduled to fight Fedor Emilianenko in Los Angeles on August 1st. Affliction is the promoter and this was a highly publicized and highly anticipated MMA bout. Unfortunately, Barnett tested positive for anabolic steroid. He has a prior positive for steroids in Nevada where he was suspended,hence the reason we tested him. When I called Barnett last night around 5:30 to give him the bad news he didn't seem surprised and stated it was probably something in one of the supplements he was taking. I've talked to him a couple of times today and he hasn't decided yet but will probably want to appear and contest the denial.

So, when you've settled into the office routine give me a call or e-mail me and I can fax you the documents...or I'll just bring them next Monday, arbitration day.

Take care. dt

Dave Thornton
Interim Executive Officer
California State Athletic Commission
(916) 263-2195

JOSH BARNETT - LICENSE DENIAL

Josh Barnett
206-396-0378

FAX
714-773-5812

LIC AS SEEN -

THE SACRAMENTO BEE sacbee.com

MMA star Barnett positive for steroids

AP Sports Writer

Published Wednesday, Jul. 22, 2009

SACRAMENTO, Calif. -- Former heavyweight champion Josh Barnett tested positive for steroids and was scrapped from the main event of the "Affliction: Trilogy" show on Wednesday, less than two weeks before he was scheduled to fight Fedor Emelianenko in Anaheim, Calif.

The California State Athletic Commission denied Barnett a license to fight on the mixed marital arts card after a drug test taken June 25 came back positive for anabolic steroids. The commission learned of the results Tuesday and immediately denied Barnett a license.

"Our primary concern is for the health and safety of fighters," David Thornton, interim executive director of the California State Athletic Commission, said in a statement. "Anabolic agents and other banned substances put the users of those agents at risk, as well as their opponents. The commission simply will not tolerate their use."

A message left with Affliction vice president Tom Atencio was not returned.

The commission said Barnett's sample was tested at the World Anti-Doping Agency facility at UCLA. Barnett has the right to appeal the denial of his license.

The 31-year-old Barnett was expected to fight Emelianenko in the main event at the Honda Center on Aug. 1, on a card promoted by Affliction Entertainment and M-1 Global in association with Golden Boy Promotions and Donald Trump.

It was unclear whether Emelianenko (30-1) would remain on the card.

Barnett (24-5) also failed a post-fight drug test in 2002, after he defeated Randy Couture to win the UFC's heavyweight title. Barnett's license to fight was suspended by the Nevada State Athletic Commission after a hearing in which he denied having used performance-enhancing drugs.

The former wrestler spent some time fighting in Japan, where he beat Emelianenko's brother Aleksander during the Pride Open Weight Grand Prix, before returning to the United States.

NEWS RELEASE

FOR IMMEDIATE RELEASE
July 22, 2009

Contact: Luis Farias (916) 826-6069

CALIFORNIA STATE ATHLETIC COMMISSION DENIES LICENSE TO MIXED MARTIAL ARTS FIGHTER JOSH BARNETT

August 1 Scheduled Bout Against Fedor Emelianenko Not Approved

SACRAMENTO – The California State Athletic Commission (CSAC) has denied a license to Mixed Martial Arts (MMA) fighter Josh Barnett after Barnett tested positive for a banned substance.

Barnett's June 25 drug test came back positive for 2a-methyl-5a-androstan-3a-ol-17-one, an anabolic steroid. CSAC learned of the results July 21 and immediately denied a license for Barnett. CSAC also informed the promoter of Barnett's August 1 bout against Fedor Emelianenko that the bout would not be approved.

"The license of Josh Barnett was denied pursuant to rule 303 of Title IV of the California Code of Regulations," said CSAC Interim Executive Officer Dave Thornton. "That rule prohibits the use of certain substances, including anabolic agents, by any boxer or MMA fighter."

Barnett's test was observed in the presence of a CSAC representative and the sample was sent to the World Anti-doping Agency test facility at the University of California, Los Angeles (UCLA) on June 25 for processing. CSAC was notified of the results yesterday.

Barnett has the right to appeal the denial of his license.

"Our primary concern is for the health and safety of fighters," said Thornton. "Anabolic agents and other banned substances put the users of those agents at risk, as well as their opponents. The commission simply will not tolerate their use."

CSAC has among the toughest drug testing standards of any Athletic Commission in the country. It is the only commission that requires drug tests to be observed and in the presence of a commission representative prior to a bout.

###

4020 SW 327th Street
Federal Way, WA 98023

Excel Sports Management, LLC

Fax

To:	CSAC	**From:**	Josh Barnett
Fax:	(916) 263-2197	**Pages:**	1 (including cover page)
Phone:		**Date:**	7/23/2009
Re:	Please fax documentation	**CC:**	

• Comments:

To Whom It May Concern:

On Monday, July 20, 2009 I was informed by telephone that the test results from the "A" sample of a urine sample I submitted on June 25, 2009 as part of the application process for my MMA fighter's license had returned a positive result. On Tuesday, July 21, 2009, I requested by phone all documentation associated with the positive result. I have not yet received the official lab results from the "A" sample tested. I'm writing this letter to request in writing that a copy of the official lab results from my "A" urine sample be faxed to me at the same number as the other documentation you've provided thus far: 714.773.5812.

Also, I have read recent news reports claiming that the urine sample I submitted on June 25, 2009 may not have been a required part of the fighter's license application process. My understanding is that it was supposed to have been a random test. Unfortunately, I never received notification either in writing or by phone that I was required to submit a urine sample as part of the CSAC's random drug testing program. I am also requesting that you fax to me at 714.773.5812 a copy of the letter you sent informing me in writing of the random drug test I was required to take, the process I was required to follow to submit the urine sample, and the documentation showing the address to which the letter was sent as well as the documentation of receipt of the letter such as a USPS certified mail stub.

Sincerely,

Josh Barnett

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR
Athletic Commission
2005 Evergreen St., Suite #2010, Sacramento, CA, 95815
P (916) 263-2195 F (916) 916-263-2197 | www.dca.ca.gov/csac

FAX COVER SHEET

DATE	7-21-09	NUMBER OF PAGES (including this cover sheet)	2
TO	Joshua Barnett	FAX #	714-773-5812
FROM	Sarah	FAX #	916-263-2195
RE	Results.		
COMMENTS			

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

Athletic Commission
2005 Evergreen St., Suite #2010, Sacramento, CA, 95815
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FAX COVER SHEET

DATE	7-22-09	NUMBER OF PAGES (including this cover sheet)	3
TO	JOSHUA BARNETT	FAX #	714-773-5812
FROM	DAVE THORNTON	FAX #	916-263-2197
RE	TEST RESULTS		
COMMENTS			

STATE OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR
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FAX COVER SHEET

DATE	7-22-09	NUMBER OF PAGES (including this cover sheet)	3
TO	JOSHUA BARNETT	FAX #	714-773-5812
FROM	DAVE THORNTON	FAX #	916-263-2197
RE	TEST RESULTS		
COMMENTS			

UCLA OLYMPIC ANALYTICAL LABORATORY

2122 Granville Avenue
Los Angeles, CA 90025-6106
Tel: (310) 825-2635
Fax: (310) 206-9077

DATE: 7/21/09

TO: CSAC

Attn: Ms. Sarah Wakelee

FAX#: (916) 263 - 2197

FROM: Erlinda Guinn

NUMBER OF PAGES (including cover page): 2P

MESSAGE: Drug Testing Report CSAC 24, 2P.

This message is intended only for the party to which it is addressed. It contains confidential information. If you have received this message in error, please contact the sender at one of the above numbers immediately. Thank you.

Dave Thornton/Athletic Commission/DCANotes
07/31/2009 09:32 AM

To
cc
bcc
Subject Fw: Barnett Denial - Period

Also Rule 399 has similar language regarding the waiting period after a denial. dt

Dave Thornton
Interim Executive Officer
California State Athletic Commission
(916) 263-2195

Bill,

In response to your question about how long Barnett has to wait until he reapplies for a license, B & P section 475 and 486 control. Section 475(a)(4) allows the denial of a license for the "commission of any act which, if done by a licentiate of the business or profession in question, would be grounds for suspension or revocation of license." In the case of a professional fighter, a positive drug test certainly qualifies.

Additionally, section 486(a) provides that the "earliest date on which the applicant may reapply for a license which shall be one year from the effective date of the decision or service of the notice." Barnett can reapply one year after the date of the letter notifying him that his license was denied.

Hope this is helpful.

Best,
James

James D. Maynard, Staff Counsel
Department of Consumer Affairs, Legal Office
1625 N. Market Blvd., Suite S 309
Sacramento, CA 95834
P: 916-574-8220
F: 916-574-8624
james_maynard@dca.ca.gov

4020 SW 327th Street
Federal Way, WA 98023

Excel Sports Management, LLC

Fax

To:	CSAC	**From:**	Josh Barnett
Fax:	(916) 263-2197	**Pages:**	1 (including cover page)
Phone:		**Date:**	7/24/2009
Re:	Please fax documentation	**CC:**	

- **Comments:**

To Whom It May Concern:

I received your second fax of July 23, 2009. Thank you. However, the fax did not contain the documents I requested in my letter to you of the same day.

Please fax to me at 714.773.5812 a copy of the official UCLA Olympic Analytical Laboratory report showing what substances were tested for and what levels of each substance were found in the urine sample I submitted on June 25, 2009.

Sincerely,

Josh Barnett

COLLINS, McDONALD & GANN, P.C.
ATTORNEYS AT LAW

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‡Member CA Bar Only

JULY 29, 2009

VIA FACSIMILE 916-263-2197 AND CERTIFIED MAIL
David Thornton
Acting Executive Director
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815

Re: CSAC denial of license to Joshua Barnett based on the results of June 25, 2009 Drug Test

Dear Mr. Thornton:

Please be advised that this office represents Joshua Barnett in the above-referenced matter. Please direct all future correspondence regarding this matter to us.

We are in receipt of your July 21, 2009 letter to Mr. Barnett, in which you advise of Mr. Barnett's alleged positive test for 2α-methy-5α-androstan-3α-ol-17-one and subsequent denial of his California license. While the accompanying documentation does include a summary of the drug testing report and documentation that accompanied Mr. Barnett's examination and application for licensure, the documentation does not provide any further details regarding the alleged positive test (urine specimen number CSAC 064594), such as the accompanying laboratory analysis, nor does is provide the results of the "B" sample test.

Please provide us with the following documents related to the "A" and "B" sample tests for the above-referenced urine analysis:

1. List of laboratory staff involved in the test, including signatures and/or initials and position title(s);

2. Urine integrity test results (if completed);

3. Chain of custody documentation for sample container(s);

4. Transportation chain of custody (e.g., courier documentation, laboratory receipt of container);

5. "A" sample container chain(s) of custody;

6. "A" Sample Screening Results, including:

   a. Relevant aliquot chain(s) of custody; and

   b. Screening procedure data, including chromatograms (or other relevant data), for Negative control urine, Positive control urine (with concentration indicated, if relevant), and Sample urine aliquot(s);

7. "A" Sample Confirmation Results, including:

   a. Summary of the analytical principles of the confirmation method,

   b. Aliquot chain of custody

   c. Sequence verification data

   d. Confirmation procedure data, including chromatograms (or other relevant data), for Negative control urine, Positive control urine (with concentration indicated, if relevant), Standard(s)/calibrator(s) (if relevant), and Sample urine aliquot(s); and

   e. "A" sample report, including pH, Specific Gravity, and other urine integrity test results (if applicable, including abnormal appearance of sample) performed in laboratory.

8. "B" Sample Confirmation Results, including:

   a. Summary of the analytical principles of the confirmation method (if different from the "A" confirmation method),

   b. Aliquot chain of custody

   c. Sequence verification data

   d. Confirmation procedure data, including chromatograms (or other relevant data), for Negative control urine, Positive control urine

(with concentration indicated, if relevant), Standard(s)/calibrator(s) (if relevant), and Sample urine aliquot(s); and

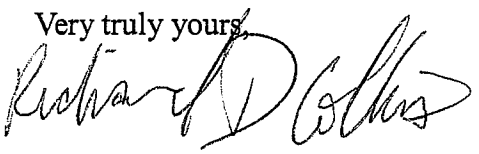
e. "B" sample report, including pH, Specific Gravity, and other urine integrity test results (if applicable, including abnormal appearance of sample) performed in laboratory.

In addition, please provide us with a copy of the California State Athletic Commission's List of Prohibited Substances that was applicable on June 25, 2009. To be clear, this request is for the official list of prohibited substances, as opposed to the list of substances that the laboratory was requested to test for.

Finally, we understand from your letter that any appeal request must be submitted in writing on or before August 20, 2009. If you believe that this calculation of the appeal deadline is in error, please notify us as soon as possible.

Should you have any questions regarding this matter, please do not hesitate to contact us.

Very truly yours,



Collins, McDonald & Gann, P.C.
Richard D. Collins

cc: Joshua Barnett (via e-mail)

AGENDA ITEM

#16

APPEAL OF LICENSE REVOCATION

Danny Batchelder

STATE OF CALIFORNIA
dca
DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • ARNOLD SCHWARZENEGGER, GOVERNOR

California State Athletic Commission
2005 Evergreen Street, Suite 2010, Sacramento, CA, 95815
P 916-263-2195 F 916-263-2197 www.dca.ca.gov/csac

August 12, 2009

Danny Batchelder
20548 N. 90th Lane
Peoria, AZ 85382

Dear Mr. Batchelder:

The results of your drug test taken on July 17, 2009 for the South Bay Promotions event in Redondo Beach are positive for Methasterone and an elevated T/E Ratio of 24.6.

The California Code of Regulations, Title 4, Article 6, Section 303 states:

a) The administration or use of any drugs, alcohol or stimulants, or injections in any part of the body, either before or during a match, to or by any boxer is prohibited.

(b) A person who applies for or holds a license as a professional boxer and who has at any time had a positive drug test confirmed by any commission for any substance described in subsection (c) shall be required as a condition of licensure or renewal to provide a urine specimen. In addition, a licensed boxer shall provide a urine specimen for drug testing either before or after the bout, as directed by the commission representative.

(c) A positive test (which has been confirmed by a laboratory utilized by the commission) for any of the following substances shall be conclusive evidence of a violation of subsection (a):

(1) Stimulants
(2) Narcotics
(3) Cannabinoids (marijuana)
(4) Anabolic agents (exogenous and endogenous)
(5) Peptide hormones
(6) Masking agents
(7) Diuretics
(8) Glucocorticosteroids
(9) Beta-2 agonists (asthma medications)
(10) Anti-estrogenic agents
(11) Alcohol

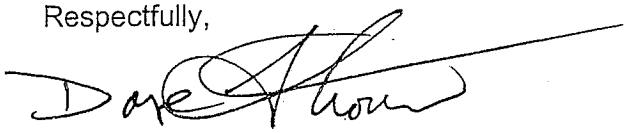
Based on the positive laboratory findings, you are temporarily suspended pending the outcome of your license revocation hearing.

The recommendation of this office that your license as a professional athlete is revoked is due to the previous violation of Rule 303 for prohibited substances stemming from your May 24, 2007 bout with James Toney.

You will be notified of the date and location of your license revocation hearing. At that time, you will have an opportunity to communicate with the Commission.

If you have any questions, please do not hesitate to contact me at any time at (916) 263-2195.

Respectfully,



Dave Thornton
Interim Executive Officer

Danny Batchelder
<danny.batchelder@yahoo.com>
09/26/2009 12:17 PM

To Dave_Thornton@dca.ca.gov
cc
bcc
Subject Danny Batchelder

Hi Mr. Thornton,

This is Danny Batchelder. I am writing you to verify that I will be on the upcoming commission meeting on October 26th, 2009. I want to appeal my suspension that has been placed for the supplement use. The supplement I was using, I have been using for the past two years. This is the first time I have had any problems with this after being tested previously. It is a legal nutrition supplement that can be purchased over the counter at local nutrition stores. I will be submitting the bottle it was sold in, along with a letter from the nutrition store C.E.O stating that it is a legal supplement. If I was aware that it contained a banned substance, I would not have continued its use. I would just like to get this matter resolved so i can resume my career, being that this is my only source of income for me and my children. Thank you for your time. Feel free to contact me at any time at this email or my cell phone 602-908-2975.

Danny Batchelder

or
602-571-9627

Attention: California State Commission

August 20, 2009

To Whom It May Concern:

This letter is in regards to the July 17, 2009 fight I, Danny Batchelder, took place in. I would like to request to be on the next upcoming commission hearing to lift my suspension. I had taken over the counter supplements bought from a local nutrition store, which I was unaware contained the banned substance. I had taken this supplement for the past two years and had been previously tested with no troubles. Thank you for your consideration.

Sincerely,

Danny Batchelder
(602) 908-2975

UCLA
WADA Accredited

UCLA Olympic Analytical Laboratory
Department of Pathology and Laboratory Medicine
2122 Granville Ave. Los Angeles, CA 90025
Phone (310) 825-2635 FAX (310) 206-9077

ACCREDITED
ISO/IEC 17025
Chemical Testing
Certificate: 1420-01

CONFIDENTIAL

DRUG TESTING REPORT CSAC27 (MT603)

August 10, 2009

California State Athletic Commission
Attn: Sarah Waklee
2005 Evergreen Street, Ste. 2010
Sacramento, CA 95815
Fax: (916) 263-2197

Dear Ms. Waklee:

This is a supplemental report for **CSAC 064581 = UCLA MT603**, Boxing, collection date July 17, 2009 and date received July 20, 2009.

Urine specimen number CSAC 064581 = UCLA MT603 contains:

1. Methasterone.

2. Atypical finding: The sample T/E ratio is 24.6 ± 14% (k=2). The threshold T/E ratio is 6.0. We recommend carbon isotope ratio analysis and/or longitudinal follow-up.

Yulia Kucherova		8/10/09
Certifying Scientist	Signature	Date

This report shall not be reproduced, except in full, without the written approval of the laboratory.

WADA Accredited

UCLA Olympic Analytical Laboratory
Department of Pathology and Laboratory Medicine
2122 Granville Ave. Los Angeles, CA 90025
Phone (310) 825-2635 FAX (310) 206-9077

ACCREDITED
ISO/IEC 17025
Chemical Testing
Certificate: 1420-01

CONFIDENTIAL
DRUG TESTING REPORT CSAC27

California State Athletic Commission
Attn: Sarah Waklee
2005 Evergreen Street, Ste. 2010
Sacramento, CA 95815
Fax: (916) 263-2197

UCLA code: MT6
Sport: Boxing
Number of samples: 2
Date of laboratory receipt: 07/20/09

The laboratory analyzed the urine specimens listed below using method 1001 anabolic and masking agents.

The custody (C) is intact if indicated by 'Y'.

UCLA Code	Specimen#	Results	C	
MT603	064581	>>>>>>>>	Y	SEE LETTER OF AUGUST 10, 2009
MT604	064582	NEGATIVE	Y	

Yulia Kucherova — 8/10/09

Certifying Scientist — Signature — Date

This report shall not be reproduced, except in full, without the written approval of the laboratory.

DEPARTMENT OF CONSUMER AFFAIRS

CALIFORNIA STATE ATHLETIC COMMISSION
2005 EVERGREEN STREET, STE. 2010
SACRAMENTO CA. 95815
(916) 263-2195

CALIFORNIA STATE ATHLETIC COMMISSION
ANABOLIC AGENT / MASKING AGENT TESTING

THE FOLLOWING URINE SAMPLES HAVE BEEN TRANSFERRED FROM THE CUSTODY OF THE "RELEASING INSPECTOR" THAT ORIGINALLY COLLECTED THE URINE SAMPLE.

URINE SAMPLE FOR:	RELEASING INSPECTOR	TIME OF TRANSFER
DANNY BATCHELDER	J.D. FOREMAN	7-17-09 19:37
LANCE WHITAKER	BRUCE RASMUSSEN	7-17-07 7:37 pm

ALL COLLECTIONS COMPLETED AND DELIVERY BOX SEALED:

Accepted By: Frank Montoz
7/17/09 19:37

DEPARTURE FROM _____

UCLA OLYMPIC ANALYTICAL LABORATORY
DEPARTMENT OF PATHOLOGY AND LABORATORY MEDICINE

2122 GRANVILLE AVENUE LOS ANGELES, CA 90025 (310) 825-2635 FAX (310) 206-9077

LABORATORY/SAMPLE INFORMATION

7-17-09
Sample Collection Date

17:42
Sample Collection Time

TEST CONDUCTED FOR THE CALIFORNIA STATE ATHLETIC COMMISSION
Anabolic Steroids and Masking Agents

0	6	4	5	8	1		

SAMPLE CODE NUMBER

Specific Gravity and PH levels within range? _____ YES _____ NO

~~Specific Gravity: Greater than or equal to 1.005~~
~~PH: Not less than 5.0 and not greater than 7.5~~

DID NOT TEST

REDONDO PERFORMING ARTS CENTER
1935 MANHATTAN BEACH BLVD
REDONDO BEACH CALIF
Collection Site Name - City, State

BOXING
Sport

SOUTH BAY PROMOTIONS
Event Name

J.D. FOREMAN
Collector Name (Please print clearly)

J.D.
Collector Signature

Declaration of any recent blood transfusions, as well as any medications and other substances, including vitamins, minerals, herbs, and other dietary supplements taken during the preceding three (3) days (enter "NONE" if none declared and draw a line through any unused spaces) (attach additional information if necessary):

Name of Substance	Dosage	Date Last taken	Name of Substance	Dosage	Date Last taken
multi vitamins	1 PACK	7/17/09	NONE		
NONE			NONE		
NONE			NONE		

Consent for research (optional): By checking "I Accept" and signing in the space provided, I agree that this sample may be used for anti-doping research purposes. When analyses is completed and this sample would otherwise be discarded, it may then be used by any WADA approved laboratory for anti-doping research of any type provided that it can no longer be identified as my sample.

__ I Accept ✓ I Decline

COMPLETED BY DONOR:
I declare under penalty of perjury under the laws of the State of California that the foregoing information is true and correct; further I realize that any intentional misrepresentation may result in disciplinary action against my license. I certify that I provided my specimen to the collector; that I have not adulterated it in any manner; each specimen bottle used was sealed with a tamper-evident seal in my presence; and that the information and numbers provided on this form and affixed to each specimen bottle are correct.

DANNY BATCHELDER
Donor Name (Please print clearly)

Donor Signature

7/17/09
Date

17:42
Time

COMPLETED BY DONOR'S WITNESS:
I assisted the Donor in completing this form and declare under penalty of perjury under the laws of the State of California, that the foregoing information is true and correct; further I realize that any intentional misrepresentation may result in disciplinary action against my license.

Michelle McMeechan
Witness Name (Please print clearly)

Witness Signature

7-17-09
Date

17:42
Time

WHITE - Doping Control Officer YELLOW - Laboratory PINK - Donor

1629.006 (12/08)

SOUTH BAY PROMOTIONS – JOHN ELLIS

RED CORNER	BLUE CORNER
BOUT 1 – PRO BOXING TATINA ANDERSON 143 REFEREE: RAUL CAIZ, JR. JUDGE: MAX DELUCA JUDGE: LOU FILIPPO JUDGE: DAVID DENKIN	4 ROUNDS MARIAMA SAVAGE EVERETT 143
BOUT 2 – PRO BOXING ALEX RIVERA 186 REFEREE: RAUL CAIZ, JR. JUDGE: MAX DELUCA JUDGE: LOU FILIPPO JUDGE: DAVID DENKIN	4 ROUNDS ROY TIMMONS 188
BOUT 3 – PRO BOXING JOHN ELLIS 206 REFEREE: RAY CORONA JUDGE: MAX DELUCA JUDGE: LOU FILIPPO JUDGE: DAVID DENKIN	4 ROUNDS DUSTY CALLANDER 209
BOUT 4 – PRO BOXING MATHEW ELLIS 208 REFEREE: RAY CORONA JUDGE: MAX DELUCA JUDGE: LOU FILIPPO JUDGE: DAVID DENKIN	4 ROUNDS DAVE JOHNSON 252
BOUT 5 – PRO MIXED MARTIAL ARTS JASON ANDERSON 204 REFEREE: JASON HERZOG JUDGE: GENE LEBELL JUDGE: LUIS COBIAN JUDGE: LESTER GRIFFIN	3 X 3 SEAN LOEFFLER 199
BOUT 6 – PRO BOXING LANCE WHITAKER 244 REFEREE: RAUL CAIZ, JR. JUDGE: MAX DELUCA JUDGE: LOU FILIPPO JUDGE: DAVID DENKIN	10 ROUNDS DANNY BATCHELDER 237
BOUT 7 – PRO MIXED MARTIAL ARTS ARMANDO MONTOYA 183.5 REFEREE: JASON HERZOG JUDGE: GENE LEBELL JUDGE: LUIS COBIAN JUDGE: LESTER GRIFFIN	3 X 3 CHRIS COPE 182

AGENDA ITEM

#17

APPEAL OF LICENSE REVOCATION

Jeremy Tavares

State of California Department of Consumer Affairs

CALIFORNIA STATE ATHLETIC COMMISSION
2005 EVERGREEN STREET, SUITE 2010
SACRAMENTO, CA 95815
INTERNET: www.dca.ca.gov/csac
(916) 263-2195 FAX (916) 263-2197

April 28, 2009

Jeremy Tavares
555 W. Middlefield Road #R208
Mountain View, CA 94034

Re: Notice of License Revocation Hearing

Dear Mr. Tavares:

On April 11, 2009, you submitted a urine sample for drug of abuse testing prior to competing for StrikeForce in San Jose, California. This correspondence is to inform you that the test results have returned with a positive result for Marijuana with 33 ng/mL after a quantitative analysis.

This is your third violation of Rule 303 in California which states:

> *The administration or use of any drugs, alcohol or stimulants, or injections in any part of the body, either before or during a match, to or by any boxer is prohibited.*

It is the recommendation of this office that your license is revoked as a professional athlete.

You will be asked to appear at the next Commission meeting scheduled for June 22, 2009 in San Francisco, California where your case will be heard in front of the Commission. They may or may not take action against your license at that time regarding the recommendation of revocation.

Per Business and Professions Code 18842, you have a right to appeal this action before the Athletic Commission. You must submit your appeal request, in writing, within 30 days of the date of this letter.

If you have any questions, please feel free to contact me at (916) 263-2195.

Respectfully,

Bill Douglas

Bill Douglas
Assistant Executive Officer

William Douglas/Athletic Commission/DCANotes
10/07/2009 10:27 AM

To Dave Thornton/Athletic Commission/DCANotes@DCANotes
cc
bcc
Subject Fw: Jeremy Tavares

Dave,

For the agenda.

Third positive marijuana test in California. My recommendation is revocation.

Bill Douglas
Assistant Executive Officer
California State Athletic Commission
Department of Consumer Affairs
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
P: (916) 263-2199
F: (916) 263-2197

----- Forwarded by William Douglas/Athletic Commission/DCANotes on 10/07/2009 10:26 AM -----

Sarah Waklee/Athletic Commission/DCANotes
10/07/2009 10:10 AM

To William_douglas@dca.ca.gov
cc
Subject Jeremy Tavares

Jeremy Tavares sent in an appeal about his third positive drug test. Said he never heard anything back. Would like to still appeal it.
650-704-7064

Sarah Waklee

California Athletic Commission
2005 Evergreen St. Suite 2010
Sacramento, CA 95815
Office (916) 263-2380
Fax (916) 263-2197

FAX
LABORATORY REPORT

Quest Diagnostics

80308652 AREA/ROUTE/STOP: XXXXXXX
CAL STATE ATHLETIC
COMMISSION/W DOUGLAS
2005 EVERGREEN ST #2010
SACRAMENTO, CA 95818

PARTICIPANT NAME	PARTICIPANT ID	ROOM NO.	AGE	SEX	PHYSICIAN
176642788	TAVARES,JEREMY				

PAGE	REQUISITION NO	ACCESSION NO.	LAB REF. #	COLLECTION DATE & TIME	LOG-IN-DATE	FAX DATE	& TIME
1	0481745	679403U		04112009 03:48PM	04152009	04152009	10:21AM

REMARKS Client Site Location:
REASON FOR TEST: MMA-STRIKEFORCE
DONOR ID VERIFIED: PHOTO I.D.

109635

REPORT STATUS: FINAL

EMPLOYER NP
REPORT FOR: CAL STATE ATHLETIC - 80308652
COMMISSION/W DOUGLAS
2005 EVERGREEN ST #2010
SACRAMENTO, CA 95818

*** POSITIVE/ABNORMAL REPORT ***

Tests Ordered: 30497N (SAP 10-50/300+ETOH)

Substance Abuse Panel	RESULT IN RANGE	RESULT OUT OF RANGE	Initial Test Level	GC/MS Confirm Test Level
AMPHETAMINES	Negative		1000 ng/mL	500 ng/mL
BARBITURATES	Negative		300 ng/mL	200 ng/mL
BENZODIAZEPINES	Negative		300 ng/mL	200 ng/mL
COCAINE METABOLITES	Negative		300 ng/mL	150 ng/mL
MARIJUANA METABOLITES		POSITIVE	50 ng/mL	15 ng/mL
METHADONE	Negative		300 ng/mL	200 ng/mL
METHAQUALONE	Negative		300 ng/mL	200 ng/mL
OPIATES	Negative		300 ng/mL	300 ng/mL
OXYCODONES	Negative		100 ng/mL	100 ng/mL
PHENCYCLIDINE	Negative		25 ng/mL	25 ng/mL
PROPOXYPHENE	Negative		300 ng/mL	200 ng/mL
ALCOHOL, ETHYL (U)	Negative			.02 * (1)

Quantitative Results

MARIJUANA METABOLITE 33 ng/mL

* (1) Test confirmed by GC

CERTIFYING SCIENTIST: ANN YAP
>> REPORT CONTINUED ON NEXT PAGE <<

Sal Barajas/Athletic Commission/DCANotes

10/12/2009 11:21 AM

To Dave Thornton/Athletic Commission/DCANotes@DCANotes

cc Brandon Saucedo/Athletic Commission/DCANotes@DCANotes, Che Guevara/Athletic Commission/DCANotes@DCANotes, Heather

bcc

Subject Re: Important! Missing Agenda Items for Commission Meeting

All:

My last entry for the drug of abuse log on the "G" Drive was months ago. I believe Bill had assigned Heather to keep log up to date. I will look in file room for hard copy of lab results. The below is what I retrieved from as the is log on G drive under Who'Who Folder.

Jeremy Tavares tested positive for marijuana on April 11, 2009. I need the lab report.

Jeremy tested positive for marijuana on - 12/08/07 - $500; 90 days

09/13/08 - $1,000; 180 days

04/11/09 - License Revoked

Danny Batchelder tested positive for Methasterone on July 17, 2009. I need the lab report.

Danny tested positive for OXANDROLONE, STANOZOLOL METABOLITE, ELEVATED T/E RATIO on - 7/17/07 - $2.5K; 365 days. I do not know about 7/17/09 test results.

Regards,
Sal

William Douglas/Athletic Commission/DCANotes