

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

December 13, 2011

Van Nuys, CA



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



California State Athletic Commission

2005 Evergreen St., Ste. #2010

Sacramento, CA 95815

www.dca.ca.gov/csac

(916) 263-2195 FAX (916) 263-2197

Members of the Commission

Commissioner John Frierson, Chair
 Commissioner Christopher Giza, M.D. Vice-Chair
 Commissioner Van Lemons, M.D.
 Commissioner Eugene Hernandez
 Commissioner Brian Edwards
 Commissioner Linda Forster
 Commissioner Mike Munoz

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

Agenda items may be taken out of order

MEETING AGENDA**Tuesday, December 13, 2011**

9:30 A.M. – 4:00 P.M.

LOCATION

Van Nuys State Building | Auditorium
6150 Van Nuys Blvd. Van Nuys, CA, 91401

1. Call to Order/Roll Call/Pledge of Allegiance
2. Chairman's Report
3. Approval of Minutes
 - a. October 3, 2011
4. Executive Officer's Report
 - a. Budget Update
 - b. Update on Status of Regulations
 - c. Strategic Plan Update
 - d. ABC Conference Update
 - e. Conducting Weight Study
 - f. Celebrity Boxing
5. Public Comment on Items not on the Agenda
 (Note: The Commission may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting. [Government Code Sections 11125, 11125.7(a)])

BREAK

6. New Promoter Applications for Licensure – Executive Officer
 - a. Dragon House MMA – Han Zhong Luo
 - b. P.A.K. Fight Promotions – Agustin Correa
 - c. Caged In Promotions – Scott Hemming
 - d. Impact MMA – Tommy Rojas
7. Appeal of License Suspension
 - a. Nick Moghaddam – Drugs of Abuse

Department of Consumer Affairs
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Agenda Item

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Chairman's Report



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
3(a)
Approval of Minutes
October 3, 2011



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



Commission Meeting Minutes

Monday, October 3, 2011

Elihu M. Harris State Building

1515 Clay Street, Oakland, CA 94612

Commissioners Present:

John Frierson, Chairman

Dr. Van Buren Lemons

Michael Munoz

Linda Forster

Dr. Christopher Giza, Vice Chairman

Eugene Hernandez

Brian Edwards

Staff Present:

George Dodd, Executive Officer

Anita Scuri, Legal Counsel

Nichole Bowles, Student Assistant

Kathi Burns, Asst. Executive Officer

Karen Chappelle, Supervising Deputy

Attorney General

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

Agenda Item 1. Call to Order/Roll Call/Pledge of Allegiance

Agenda Item 2. Chairman's Report

a. Executive Officer Evaluation

Mr. Frierson stated that all commissioners were e-mailed instruction for completing the DCA executive officer evaluation on-line. He asked that all commissioners complete the evaluation by October 14, 2011, and that those commissioners not very familiar with George Dodd are expected to complete the evaluation to the best of their ability.

Agenda Item 3. Approval of Minutes

a. August 15, 2011

Commissioner Munoz asked that the word "recused" be changed to "abstained" for the motion in Agenda Item 6(b).

Anita Scuri recommended that the motion for agenda item 4(e) include the implementation date of January 1, 2012.

It was moved, seconded, and carried (M/S/C) to approve the August 15, 2011 commission meeting minutes with the above noted changes.

Agenda Item 4. Executive Officer's Report

a. Budget Update

Mr. Dodd reported that the budget looks good; however, the projections provided are based upon only two months of the fiscal year and are therefore limited.

Agenda Item 7. New Promoter Application for Licensure – Executive Officer

a. Howes Entertainment, LLC Professional Promoter

Mr. Dodd stated that there have been no problems reported with Mr. Howes' events as a temporary promoter licensee. Mr. Dodd recommends granting licensure after Mr. Howes provides a financial statement signed by an accountant reflecting the LLC's assets equal \$50,000.00 or more.

It was M/S/C to grant a promoter's license to Mr. Howes contingent upon receipt of a signed financial statement indicating that Howes Entertainment, LLC has cash or liquid assets equaling at least \$50,000.00.

Agenda Item 9. Ethics Training (Open Meeting Act) – DCA Legal Counsel

Ms. Scuri encouraged those commissioners who have not attended the DCA Board Member Training to do so as the training is mandatory and must be completed within one year of appointment to the commission. Ms. Scuri covered rules regarding ethical conduct and decision making and reminded commissioners that they are not allowed to engage in meetings or discuss commission business where 3 or more commissioners are present, nor can they make decisions unless it is in a public setting and due notice has been provided to the public. She advised of the limitations of group e-mails and text messages as those fall into the category of a group meeting. Ms. Scuri also clarified how and when to recuse oneself from a motion and addressed when it's appropriate to hold a closed session.

Agenda Item 10. Medical Advisory Committee – Review of Minutes and Discussion

The committee meets next on November 6, 2011, in Sacramento and will report its activities to the commission at the December 13, 2011 meeting.

Agenda Item 11. Neurological Fund – History and Purpose of Fund

Mr. Dodd referred to the history of the Neurological Fund provided in the meeting packet and explained the limitations that exist regarding fund expenditures. Currently, it may not be possible to use the funds to pay for a study of neurological injuries. However, several options regarding the injury study and the payment and type of neurological exams needed are being explored by the Medical Advisory Committee. Recommendations from the committee will be provided at the December 13, meeting.

Agenda Item 12. Request to Set Regulatory Hearing – Amateur Boxing Rules

Concerns were raised regarding potential costs and consistency between CSAC and amateur unity rules.

It was M/S/C to table this item until staff provides further information regarding existing amateur boxing requirements and fiscal implications of further regulation.

Agenda Item 13. Agenda Items and Meeting Dates for Future Meetings

- Tentative 2012 commission meeting dates are: February 6, April 9, June 4, August 6, October 8, and December 3.
- Next commission meeting is December 13, in Los Angeles.
- Revisiting the 10 second rule.
- Officials update.
- Recovery of a win bonus when bout decision is changed.
- Regulation changes to amateur rules.
- Closed session: executive officer evaluation.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
4(a)
Executive Officer's Report
Budget Update



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

CALIFORNIA STATE ATHLETIC COMMISSION (SUPPORT) FUND - 0326
Budget Report
FY 2011-12 Expenditure Projection

Current Fiscal Month: 4

Months Remaining: 8

FY 2010/11			FY 2011/12				
	ACTUAL	EXPENDITURES		EXPENDITURES	PERCENT		
OBJECT DESCRIPTION	EXPENDITURES	AS OF	BUDGET	AS OF	OF BUDGET	PROJECTIONS	UNENCUMBERED
	(MONTH 13)	10/31/2010	ALLOTMENT	10/31/2011	SPENT	TO YEAR END	BALANCE
PERSONAL SERVICES:							
Salaries and Wages							
Civil Service-Perm	284,050	96,728	377,789	98,090	26.0%	294,270	83,519
Athletic Inspectors	394,690	88,680	668,237	112,764	16.9%	501,881	166,356
Temp Help	51,314	19,584	0	12,455	0.0%	49,820	(49,820)
Statutory-Exempt (EO)	83,944	26,830	88,297	28,557	32.3%	88,297	0
Board/Commission	3,700	1,700	2,887	1,000	34.6%	3,700	(813)
Overtime	9,050	1,730	0	1,748	0.0%	9,050	(9,050)
Staff Benefits	176,773	52,107	275,248	57,065	20.7%	171,195	104,053
Salary Savings	0	0	(14,728)	0	0.0%	0	(14,728)
TOTAL, PERSONAL SVC	1,003,521	287,359	1,397,730	311,679	22.3%	1,118,213	279,517
OPERATING EXPENSE AND EQUIPMENT							
Fingerprints	0	0	0	219	0.0%	219	(219)
General Expense	41,239	11,340	65,582	9,448	14.4%	41,239	24,343
Printing	8,952	2,658	5,472	4,292	78.4%	14,455	(8,983)
Communication	9,704	1,589	12,362	1,113	9.0%	9,704	2,658
Postage	1,845	422	9,098	633	7.0%	1,899	7,199
Travel In State	201,282	19,672	397,098	41,734	10.5%	201,282	195,816
Travel Out-of-State	0	0	0	0	0.0%	0	0
Training	8,250	0	5,472	0	0.0%	8,250	(2,778)
Facilities Operations	62,425	61,682	72,211	60,876	84.3%	62,425	9,786
C/P Services - Internal	0	0	2,360	150	6.4%	150	2,210
C/P Services - External	133,350	133,350	0	110,850	0.0%	110,850	(110,850)
DCA Pro Rata	328,368	61,974	214,160	58,564	27.3%	214,160	0
DEPERTMENTAL SERVICES							
DP Maintenance & Supplies	704	0	3,797	164	4.3%	1,000	2,797
Central (State) Adm Pro Rata	74,398	0	82,221	20,555	25.0%	82,221	0
Other Items of Expense	0	0	0	0	0.0%	0	0
Veheical Operations	60	0	0	0	0.0%	0	0
ENFORCEMENT							
Attorney General	145,890	28,625	95,697	3,558	3.7%	150,000	(54,303)
Office Admin. Hearing	0	0	0	0	0.0%	0	0
Evidence / Witness Fees	1,463	0	0	0	0.0%	0	0
Court Reporters	3,129	0	0	1,315	0.0%	1,315	(1,315)
DOI Investigations	20,779	0	0	7,593	0.0%	0	0
Tort Payment	0	52,000	0	0	0.0%	0	0
Major Equipment	0	0	0	0	0.0%	0	0
Minor Equipment	5,407	0	4,400	0	0.0%	4,400	0
TOTALS, OE&E	1,047,245	373,312	969,930	321,064	33.1%	903,569	66,361
TOTAL EXPENSE	2,050,766	660,671	2,367,660	632,743	26.7%	2,021,782	345,878
SURPLUS/(DEFICIT):							14.61%

Department of Consumer Affairs
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Agenda Item

4(b)

Executive Officer's Report
Update on Status of Regulations



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

California State Athletic Commission – 2011/2012 Regulation Summary
Updated December 7, 2011

Regulation	Current Status	Next Steps	Comments
Hand Wraps, Procedure for denial/revocation & number of MMA Rounds (323, 399 & 511)	Disapproved by OAL on 9/2	15 day notice to be filed by 12/15 for 399/511 – then resubmitted to OAL 323 – Start process over-Request Comm. to set reg hearing for new language	(120 days to finish up process ends 1/05/12) Hearing date – 2/6
Therapeutic Use Exemption (303 & 303.1)	Language drafted./approved	45 day notice to be filed by 12/15	Hearing date - 2/6
Officials Licensure (372, 379, 543 & 547)	Language drafted/approved	Prepping 45 day notice	
Boxer Pension Program (403)	Language drafted/approved	Prepping 45 day notice	
Amateur Boxing Rules (601, 602, 604, 610, 611, 616, 617 & 623)	Language being drafted	Requesting to set for hearing	

Department of Consumer Affairs
California State Athletic Commission

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Agenda Item

4(c)

Executive Officer's Report
Strategic Plan Update



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

California State Athletic Commission Strategic Plan Tracking Matrix		
	Status	Date Completed
Goal #1		
Health and Safety		
Objective 1 - Continue the evaluations and training of Officials	Training has been completed for this year.	Working with the California Officials Association on establishing evaluations of referees and judges.
Objective 2 - Review and update regulations pertaining to safety at events by June 30, 2011	Ongoing	
Objective 3 - Continue to evaluate and update new safety standards and products. Ongoing. Performed primarily by the Medical and Safety Standards Advisory Committee and at the direction of the Commission. June 30, 2011	Ongoing	Medical Advisor first meeting was August 14, 2011. Currently Advisory Committee is review priority as task to complete.
Objective 4 - Strengthen the screening of fighters entering the professional ranks to ensure they possess the necessary skills. Modify screening criteria by January 1, 2012.	Ongoing	Formalizing the evaluation process to ensure all fighters are properly screened and they possess
Objective 5 - Hold clinics semi-annually for inspectors, referees, and physicians, as mandated by Business and Professions Code Section 18615 and 18731. Ongoing	Final training for the year scheduled for December 18, 2011.	Looking into cost effective ways to conduct training. Webinars to cut cost of travel and training.
Objective 6 - Continue to ensure that all required examinations and blood test results have been completed prior to licensure. Ongoing	Ongoing	

<p>Objective 7 - Establish a medical database for surveillance of health and safety sport-related issues among fighters licensed in California by January 1, 2012. (While the neurological and maybe event th CT/MRI scan results would be a part of this: the medical database would also include weight, hydration and other non-neurological data such as fight records.</p>	<p>In Progress - we are working with the Medical Advisory Committee to determine the needs of the database.</p>	<p>In Progress</p>
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Goal #2 - Operational Efficiency and Effectiveness	Status	Date Completed
The Commission will develop and maintain operational efficiency and effectiveness		
Objective 1 - Create a licensing database for licensing fighters by September 1, 2010	Temporary database established until Breeze in online.	Spring 2013.
Objective 2 - Review information technology and upgrade its application by January 30, 2011	Request for equipment upgrades have been approved. Pending ordering the required equipment.	
Objective 3 - Work with the Department of Consumer Affairs (DCA) Office to conduct process review and improvements of the Commission's business processes, including, but not limited to, licensing, cash handling, complaint handling, and calculations at events by March 30, 2011	Cash handling process has been completed. Assistant Executive Officer still review business processes.	
Objective 4 - Develop a desk manual on the above business process review, as well as instructions and training for employees for placing necessary licensure information and other data into the central files and, appropriate, other data entry by June 30, 2011	In Progress	
Objective 5 - Review the use and assignment of Athletic Inspectors, and modify current policy and procedures, if necessary by September 30, 2010.	Completed	Commission is using Arbiter Scheduling Software to assign inspectors to events bases on location and experience. April 2010

Objective 6 - Evaluate the cost-effectiveness of existing programs, including the cost to train ringside physicians, referees, timekeepers, and judges, and make modifications to processes/fees as necessary by May 30, 2011.	Ongoing	Always review new ways to training officials to have effective training while still maintaining the budget.
Objective 7 - Develop Individual Development Plans (IDPs) for all staff, and ensure that they receive all mandatory and other training. Ongoing, with the first group of IDPs completed by August 30, 2010	Completed	Assistant Executive Officer will meet with staff to review established goals before January 30, 2012.
Objective 8 - Ensure that all data is maintained in central files at the Commission's headquarters and, as appropriate, entered into the computer system. Ongoing.	Ongoing	
Objective 9 - Implement changes, as appropriate, recommended in the October 2003 Audit Report by December 30, 2010.	Completed	
Objective 10 - Compile monthly statistics as to how judges score the same fight by March 30, 2011	Completed for 2010.	Will be completed 2011 after December.
Objective 11 - Review and modify California contracts and methods of paying officials to ensure they conform to the provisions of the Muhammad Ali Act by January 30, 2011.	Researching Process	

Objective 12 - Develop performance measure for staff by November 30, 2010.

Hiring the new Assistant Executive Officer, will reevaluate performance standard that have been established.

Goal #3 - National/International Leadership	Status	Date Completed	
The Commission will work with national and international regulatory bodies to lead the development of optimal, uniform regulatory standards.			
Objective 1 - Work with Association of Boxing Commissioners (ABC) and other sanctioning bodies to ensure a parallel level of safety is maintained or exceeded. Ongoing.	Ongoing	Met with the President of the WBC concern the weigh restriction requirements that they have established. Also, discussed the use of instant reply to determine fouls that occur during the bout.	

Goal #4 - Promoter Diversity	Status	Date Completed	
The Commission will actively promote diversity in the Commission's staff and its licensees.			
Objective 1 - Identify the primary communities from which the boxing industry derives its participants by September 30, 2010.	Completed		
Objective 2 - Conduct outreach within these communities. Ongoing, beginning October 2010.	Ongoing	Have started to conduct outreach with individuals tribes through out California.	Last held a meeting via phone conference with all stakeholders September of 2011.
Objective 3 - Work with DCA's Human Resources Office to recruit for inspector positions and licensed officials from the diverse communities comprising the public and participants in California. Ongoing	Ongoing	This year the Commission are hiring seven new inspectors. Three in Northern California and four in Souther California.	

Goal # 5 - Pension Plan	Status	Date Completed	
The Commission will assess the value, use and impact of the pension plan.	Would like to Commission to reestablish a sub-committee to review the Boxer Pension Fund		
Objective 1 - Review the existing plan by June 30, 2011	Completed	The fund is financial health and managed well.	
Objective 2 - Make recommendations on modifications, if necessary, to the Commissioners by August 30, 2011.	Completed	Regulations update requesting a change in the vesting year requirements.	
Objective 3 - Adopt modifications, if necessary, by October 1, 2011	A sub-committee should be established to review whether a pension fund should be available for all professional fighters.		
Objective 4 - Conduct an annual evaluation of the pension plan to ensure it meets the Commission's mission and vision.			

Goal #6 - Neurological Program	Status	Date Completed	
The Commission will assess the value, use and impact of the neurological program.			
Objective 1 - Review the existing fee assessment and fund level by January 30, 2011.	Ongoing		
Objective 2 - Make recommendations on uses for the assessment to the Commissioners by March 30, 2011 and adopt any necessary changes by May 1, 2011.	In Progress		
Objective 3 - Improve the current neurological examination by January 30, 2012.			

Goal #7 - Promote Commission Public Awareness	Status	Date Completed	
The Commission will proactively communicate its mission, vision, and goals to stakeholders.			
Objective 1 - Establish a standard for existing outreach, information and presentation to other state commissions, including the Association of Boxing Commissioners (ABC), by December 30, 2010.	Completed	Attended the ABC Convention in July 2011. Conducted a presentation and currently I am four different sub-committees.	
Objective 2 - Continue development of educational and informational materials. Ongoing		Completed a brochure concerning concussions, safety and performance hints, and a fighters "Bill Of Rights"	
Objective 3 - Working with DCA's Public Affairs Officer, develop a communications plan for the Commission, which will include meetings with appropriate sports media (e.g. writers, editorial boards, television, etc.) by January 30, 2011	In Progress		
Objective 4 - Work with DCA's Public Affairs Officer to develop and distribute proactive news releases and respond, as appropriate, to statements about boxing. Ongoing.			

Goal #8 - Resource Optimization	Status	Date Completed	
The Commission will develop and maintain adequate resources to achieve the Commission's goals.			
Objective 1 - Review staffing levels and workloads and develop a Budget Change Proposal (BCP), if necessary, to augment existing staff by January 1, 2011.	Ongoing		
Objective 2 - Evaluate existing funding sources and make recommendations if necessary. Ongoing, completed each year by March 30.	Completed		

California State Athletic Comm Account Summary

Closing Value \$4,898,859.48

GEORGE DODD TTEE
U/A DTD JUL 1, 1981
CALIFORNIA STATE ATHLETIC COMM
FBO PROF BOXERS P/PL
2005 EVERGREEN ST STE 2010
SACRAMENTO CA 95815-3897104

CYRIL SHAH

Raymond James Financial Services, Inc.

RAYMOND JAMES FINANCIAL SVCS | 555 UNIVERSITY AVENUE | SUITE 120 | SACRAMENTO, CA
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Monday - Friday 8 a.m. to 6 p.m. ET

Online Account Access | raymondjames.com/investoraccess

Statement Copies to: BETH HARRINGTON, JOHN FRIERSON

Investment Objectives

Primary: Growth with a medium risk tolerance and a time horizon exceeding 10 years.

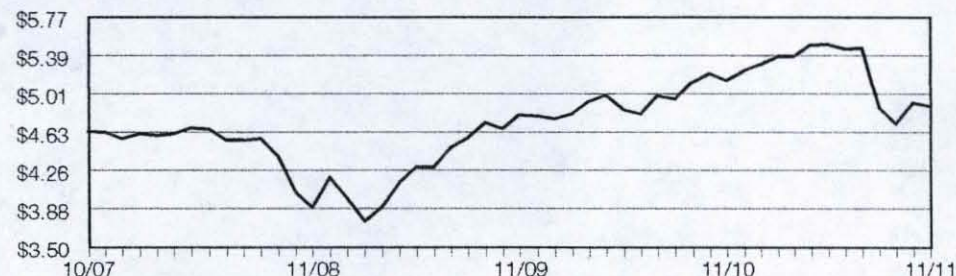
Secondary: Growth with a high risk tolerance and a time horizon exceeding 10 years.

Activity

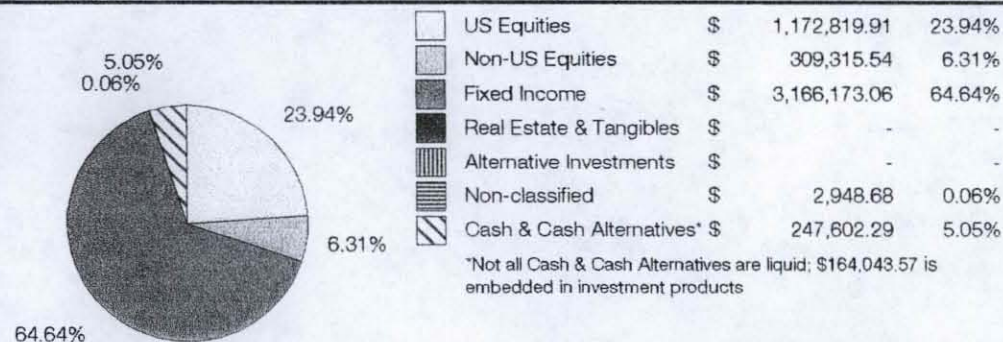
	This Statement		Year to Date	
Beginning Balance	\$	4,927,515.13	\$	5,242,908.88
Deposits	\$	0.00	\$	0.00
Income	\$	9,609.12	\$	146,864.33
Withdrawals	\$	0.00	\$	(500,000.00)
Expenses	\$	0.00	\$	(20,174.24)
Change in Value	\$	(38,264.77)	\$	29,260.51
Ending Balance	\$	4,898,859.48	\$	4,898,859.48
Purchases	\$	(182,334.23)	\$	(732,709.84)
Sales/Redemptions	\$	138,840.20	\$	1,054,812.86

Value in Millions

Value Over Time



Asset Allocation Analysis



Time-Weighted Performance

See Understanding Your Statement for important information about these calculations.

Performance Inception	YTD	2010	2009
10/24/07	2.73%	9.23%	14.04%

Excludes some limited partnerships and unpriced securities. Annuity and RJ Bank CD performance may not be all inclusive.

Morningstar asset allocation information is as of 11/30/2011 (mutual funds & annuities) and 11/17/2011 (529s).



Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item

4(d)

Executive Officer's Report
ABC Conference Update



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



ANNUAL CONFERENCE
July 30 – August 3, 2011
WASHINGTON COURT HOTEL
525 NEW JERSEY AVENUE, N.W.
WASHINGTON, D.C.

Monday, August 1, 2011

Introduction of Members – Everyone present introduced themselves.

Welcome by District of Columbia Boxing and Wrestling Commission

- **Honorable Vincent C. Gray, Mayor of the District of Columbia**
- **Honorable Kwame R. Brown, Chairman, DC City Council**
- **Greg O'Dell, CEO, Washington Convention and Sports Authority**
- **Scottie Irving, Chairman, District of Columbia Boxing and Wrestling Commission**

President's Welcome – Tim Lueckenhoff (MO)

Introduction of representatives of Member Commissions and Guests

Voter Authority Forms

Verification of Registered Commissions:

See attached Voter Authority Forms (38)

Dennis O'Connell – Arizona Boxing and MMA Commission
Lydia Robertson – Arkansas Athletic Commission
George Dodd – California Athletic Commission
Haskell Alexander – Chickasaw Nation Gaming Commission
Leigh Brown – Citizen Potawatomi Nation Athletic Commission
Josef Mason – Colorado State Boxing Commission
Jill Peters – Comanche Nation Sports Commission
Mark Langlais – CT Dept of Public Safety / Boxing Regulation
Dr. Mel Jurado – Florida Athletic Commission
Andy Foster – Georgia Athletic and Entertainment Commission
Alan Taniguchi – Hawaii Boxing Commission
Angela Robertson – KY Boxing & Wrestling Authority
Buddy Embanato – Louisiana Athletic Commission
Patrick Pannella – Maryland Athletic Commission
Matthew Cooper – Mashantucket Pequot Tribal Nation Gaming Commission
Jim Erickson – Mille Lacs Band of Ojibwe
RD Brown – Minnesota Combative Sports Commission
Tim Lueckenhoff – Missouri Office of Athletics
Michael Mazzulli – Mohegan Tribe Department of Athletic Regulation
Brian Dunn – Nebraska Athletic Commission
Aaron M. Davis – New Jersey State Athletic Control Board
Terrance L. Merriweather – North Carolina Boxing Authority
Robert Carlson – North Dakota Athletic Commission
Bernie Profato – Ohio Athletic Commission
Joe Miller – Oklahoma State Athletic Commission
Dan Gustafson – Oneida Nation Athletic Commission
Ernie Gallardo – Pascua Yaqui Tribe Boxing Commission

Discussion of Tribes Compacting with State Commissions – Chief John Froman, Peoria Tribe of Oklahoma

Chief John Froman explained that the Peoria Tribe has a small venue and anticipates holding a limited number of event. Accordingly, the Peoria Tribe decided it was in their best interest to form a compact with the State of Oklahoma rather than forming their own tribal boxing commission. He gave a brief description of the details of the compact between the Peoria Tribe and the State of Oklahoma; noting that the compact renews every year, and that the Peoria Tribe is pleased with how their events are regulated.

Compliance Committee Report – Tim Lueckenhoff

President Lueckenhoff reported on Commissions that are still letting fighters fight that are on the suspension list. There is no excuse for this as Fight Fax records and the internet-based suspensions are readily available. He is urging all Commissions to be diligent, making absolutely sure they are not letting a fighter fight while on suspension. Commissions need to make this a priority. There was much discussion on who can and cannot issue Federal ID cards. It was noted that, although the Federal Law provides for each boxer to register with the boxing commission of the State in which such boxer resides" (15 USC §6305), there is no basis to distinguish between a state boxing commission and a tribal boxing commission. Joe Miller (OK) made a motion to authorize Tribal Commissions who are members of the ABC to issue federal ID cards to fighters who reside within the same state where the tribal commission is located. Buddy Embanato (LA) seconded. Bill Colbert (PSUAC), Jim Erickson (MLBO) and RD Brown (MN) were opposed. Motion passed.

Fight Fax Record Keeper Report

Several members present at the convention expressed the fact that there is some confusion in interpreting the comments on the Fight Fax boxing records and the Fight Fax database. A committee was formed that will make suggestions to Fight Fax in order to make it more user friendly. The committee will be headed by Mike Mazzulli (Mohegan) and will include Josef Mason (CO), Phillip Martinez (SUF), Mark Langlais (CT), Aaron Davis (NJ), and Jason Stewart (AR).

ABC MMA Database Committee Report – Bernie Profato (OH), Joe Miller (OK), Aaron Davis (NJ), Brian Dunn (NB), Dale Kliparchuk (Central Combative Sports Commission) and Tim Lueckenhoff (MO)

Bernie Profato (OH) stated that the mission of the committee was to set up a database for mixed martial arts to protect fighters and control mismatches. He also expressed that it is the ABC's duty to get all fighters in the database, so they can easily be identified – emphasizing the need for consistency. It not only helps protect the fighter and makes good matches but also helps make sure that the correct results are attributed to the correct fighter. There have been some improvements to the database, including: (1) the way suspensions are listed, and (2) if a promoter lists his/her fight on the database, a Commission can easily see if that fighter is suspended or if it is a good match and, in addition, make comments right then and there. He asked Commissions to urge promoters and sanctioning bodies to list their fights on the database. He also stated that you can now edit and/or remove remarks that you have made on the database. You can change and do everything yourself without having to submit it to anyone else to do it for you. Sanctioning bodies will now have access to the database but on a "read only" basis with the state or tribe that sanctions the event making arrangements for the sanctioning organization to have such access.

MMA, LLC Record Keeper Report – Chris Palmquist & Kirik Jenness

Please see attached handout. Chris Palmquist gave a presentation about the rise in the number of events that are being sanctioned. There were 908 events in 2008; and there are almost as many events just in the first half of this year. He spoke about the importance of amateur fights being regulated just like professional ones. Not all Commissions are issuing national ID cards; however, the number is growing. Kirik Jenness stated that the database is working well, but noted that it still isn't good enough. He would like every Commission to consider using the standard result sheet that can be downloaded off of the database. He stated that 90% of the errors went away when results were submitted using the MMA, LLC result sheet, and that it also helped with judging. Kirik spoke about a parallel system that he developed for amateur MMA sanctioning bodies so they can see who is suspended; and he would like every commission to use it. Kirik is currently working on: (1) a phone portal of the database, so anyone can access it at any time on their mobile phone; (2) a system that would rate all fighters which would aide in making good matches; and (3) a database that would list fighters who participate in both boxing and MMA.

Unified Rules – Greg Sirb (PA)

Please see attached handout. Greg Sirb stated that certain referees would like to change the Unified Rules; so that, if an accidental or intention foul occurs which results in the fouled boxer not being able to complete the round in which the foul occurs, that partial round would be scored. Greg also stated that the referees also suggested a change to the rule, providing that a fighter be given up to 5 minutes to recover from an accidental low blow, so that the same five minutes to recover also be made applicable to any accidental or intentional foul. There was much discussion about whether or not the 5 minutes should be up to the discretion of the Referee, Ringside Physician or Commission. No action was taken as to either suggested change.

As an example, Bruce discussed some of the legalities attendant to the case of *In the Matter of Antonio Margarito*, Case No. 2009-0219-1 (California State Athletic Commission). There, after conducting a lengthy hearing, the California State Athletic Commission, unanimously, *revoked* the boxer's license that had been issued to Margarito after determining that the "knuckle pads" of Margarito's hand-wraps had been adulterated with a "white plaster-like substance" (discovered in Margarito's dressing room at the Staples Center in Los Angeles shortly before his championship fight against Shane Mosley on January 29, 2009). Although Margarito participated in a boxing contest in Aguascalientes, Mexico for the vacant WBC International (not World) light middleweight championship in May, 2010 while the revocation was in effect, no commission in the U.S. would issue a boxer's license to Margarito (although Margarito had made such attempts) until he returned to California for re-licensure there. Margarito submitted an application to the California State Athletic Commission for a boxer's license; however, after conducting a hearing on August 18, 2010, the CSAC *denied* Margarito's application to be licensed as a boxer, concluding that the purpose of the adulterated hand-wraps was to injure an opponent and to win a fight. Soon thereafter, Margarito applied for a boxer's license in another jurisdiction. In the absence of a hearing or any consideration of the "adulterated hand-wraps" incident in California, Margarito summarily was granted a boxer's license; and, on November 13, 2010, Margarito fought Manny Pacquiao for the WBC light middleweight championship at Cowboys Stadium in Arlington, Texas. Bruce noted that the federal law mandates the reciprocal enforcement of license *suspensions and revocations* regarding certain matters such as medical, drugs, and, unsportsmanlike conduct or "other inappropriate behavior inconsistent with generally accepted methods of competition in a professional boxing match" (like the Margarito revocation); however, it does not mandate the reciprocal enforcement of license *denials*. Bruce noted that, while it is within each Commission's prerogative to grant a license to a boxer, even though that boxer has been denied a license by another commission, in instances such as the one involving Margarito, a Commission should not *summarily* issue a license but, instead: (1) conduct a hearing; (2) consider the testimony and evidence which was presented to the commission that denied the boxer a license; (3) conduct deliberations; and (4) only then, decide to grant or deny the boxer a license. In effect, we, the ABC, cannot effectively regulate boxing unless we all are on the same page.

Tribal Commissions

The Southern Ute Indian Boxing Commission, overruled by their own tribal leadership, was ordered to allow a "contest" involving 4 fighters all fighting at the same time in a cage. Since there was nothing else the ABC could do, the ABC Legal Committee recommended that the matter be referred to the US Attorney's Office.

The Wichita & Affiliated Tribes (Keechi, Tawakonie and Waco), located in Oklahoma, created its own tribal boxing commission, and per a resolution, delegated its regulatory authority to Gerald Wolford, the President of the Native American Boxing Council, a sanctioning organization which ranks professional boxers and awards championship belts. Subsequently, the NABC "commissioned" a professional boxing event at the Shiprock High School in Shiprock New Mexico on the Navajo Nation Reservation; and the NABC served as the regulator of those boxing contests which included a bout between a professional boxer, who was also the promoter of the fight, (7-0-0) verses a "pro debut" boxer for the "USA NABC female featherweight", the "WPBA International featherweight", the "WIBU International featherweight", and the "WIBC Inter-Continental featherweight" titles. The "pro debut" boxer was knocked out in the first round. The ABC was unable to get any response from either the Navajo Nation or the Wichita and Affiliated Tribes. Accordingly, the ABC Legal Committee recommended that the matter be referred to the US Attorney's office in Albuquerque, New Mexico.

World Series of Boxing

The World Series of Boxing ("WSB") is an Intercontinental boxing league consisting of 12 franchised boxing teams split into 3 continental divisions of Europe, Asia and the Americas with 4 franchises participating in each of the 3 divisions. The International Boxing Association (AIBA) owns 75% of the organization with IMG (an American marketing and management firm) owning the other 25%. The franchised teams in the Americas division are the L.A. Matadors, the Memphis Force; the Mexico City Guerreros; and the Miami Gallos. Each team controls its own advertising, ticketing, sponsorships, and marketing with the WSB controlling TV and other media rights in each market. Each boxer is paid a league minimum of \$25,000 per year plus living expenses and health insurance. The boxers do not wear head gear; scoring is on a "10 point must" system (in the absence of electronic punch-based amateur scoring); and the bouts are subject to the rules of professional boxing. Nevertheless, the WSB maintains that these boxing contests in the U.S. are to be regulated by USA Boxing (the continental organization of AIBA in the U.S.) and not by state or tribal boxing commissions. Through the efforts of Greg Sirb and Bruce Spizler, a Memorandum of Understanding was attempted to be effectuated between WSB, USA Boxing and the ABC; whereby these boxing contests would be regulated by state or tribal boxing commissions and otherwise subject to the laws and regulations attendant to professional boxing with the results being reported as a "WSB bout" to distinguish it from other professional bouts, and a determination of Olympic eligibility being left to USA Boxing. To date, WSB has declined to sign the MOU.

Dr. Mel Jurado (FL) made a motion that the ABC not attempt to negotiate an MOU; that the WSB boxers be deemed to be professional "period"; and that a letter from the ABC be sent to the WSB and USA Boxing to this effect. Motion was seconded by Bill DeLuca (RI). Motion passed (Dennis O'Connell (AZ) abstained). George Dodd (CA) made a motion that all state and tribal boxing commissions recognize each WSB boxer as a professional boxer; and that all commissions not

Contestants who fail Drug/Steroid Test, Policy for ABC Changing Decision – Joe Miller (OK)

Joe Miller (OK) asked the ABC membership for different ideas on what to do with a contestant that tests positive for drugs. There was much discussion about this with many of the members suggesting that the ABC adopt the WADA list of banned substances. Johnny Mattingly (AR) made a motion that any fighter who tests positive for a drug that is on the WADA list, either pre-bout or post-bout, have their fight listed as a loss as long as their state allows it. Motion was seconded by RD Brown (MN). Motion failed and was passed to committee. A committee was formed consisting of the following members: Jeff Keel (Chickasaw), Bill DeLuca (RI), RD Brown (MN), Pat Pannella (MD), Dr. Corey Schoenewew (OK).

ABC Uniform Procedures for Requesting Contestants' Medicals, Progress Report – Pat Pannella (MD)

Please see attached handout. Pat Pannella (MD) talked about the procedures in a medical information release system that was established last year, explaining that it has been extremely successful. It is very efficient and has cut down on a tremendous work load. He also spoke about a Group Secondary Accident Insurance Coverage that his state, Maryland, offers to contestants.

Study of Medical Malpractice Insurance Coverage for Ringside Physicians – John Gradowski

John Gradowski (MD) spoke about Medical Malpractice Insurance Coverage that he has been working on. It is on a per physician / per event basis, and the event must be approved by an appropriate Commission. Pricing may be a problem, \$500/event, so he will be talking to other carriers to see if they can get the cost down.

What Constitutes a TKO or KO – George Dodd (CA)

George Dodd gave a presentation on what the ABC deems to be a TKO, as opposed to a KO. It was noted that most Commissions are not on the same page in this regard. A committee was formed to update the regulatory guidelines on this issue. The committee consists of the following members: George Dodd (CA), Bernie Profato (OH), Richard Montenez (UT), Greg Sirb (PA), and Joe Mason (CO).

Conflicts of Interest – Aaron Davis (NJ)

Please see attached handout. Aaron Davis (NJ) suggested that each commission meet with their State Ethics Commission to review their laws and policies.

Medical Insurance for Contestants Fighting Outside the US – Ken Hayashi (ON)

Ken Hayashi advised the ABC that, in Canada, promoters are not required to get health insurance for their events since Canadian fighters already have health insurance; and that this poses a problem for non-Canadian fighters if they are badly injured. There was some discussion to the effect that the same situation exists in other countries as well. A suggestion was made that promoters be required to provide their own insurance even if the country does not require it.

TNA Wrestling Update – Craig Jenkins

Mr. Jenkins informed the ABC of a lawsuit that has been instituted, because of one professional wrestler allegedly transmitted Hepatitis C to another professional wrestler Hepatitis C through contact. He urged all Commissions to ascertain the extent of their liability in such a situation.

Wednesday, August 3, 2011

MMA Officials Training Committee Report – Nick Lembo (NJ)

The MMA Officials Training Committee consists of the following members: Nick Lembo (NJ), Andy Foster (GA), Dale Kliparchuk (CCSC), Joe Miller (OK), Richard Montenez (UT), Bernie Profato (OH), Dr. Corey Schoenewe (OK), and Dr. Sherry Wulkan (NJ). Nick explained that the committee received the following applications for consideration: Kevin McDonald, Mario Yamasaki and Katrina Belcher. After a full review, the committee approved the applicants and advised the President that they are eligible for an overall vote for approval. Andy Foster (GA) made a motion to approve. Bill DeLuca (RI) seconded. Motion to have courses passed. (Note: It was later determined that, due to a compute glitch resulting in all of the committee members not receiving Katrina Belcher's training materials, her course was not approved.)

Muay Thai Unified Rules Committee Report, Nick Lembo (NJ)

Please see attached report. The Muay Thai Unified Rules Committee consists of the following members: Nick Lembo (NJ), Joe Miller (OK), Mike Mazzulli (Mohegan), Bernie Profato (OH), Pat Reed (Edmonton), and Dr. Wulkan (NJ). The ABC Unified Rules and Guidelines for Muay Thai Report was a culmination of 2 years of the committee meetings with many of

Dr. Wulkan discussed the use of Therapeutic Use Exemption Forms. These forms will allow an athlete to continue to use certain prescribed medications under certain prescribed circumstances (*e.g.*, testosterone) that otherwise are banned under the WADA Prohibited Drug List.

Cage Specifications – Brent Stuchlik

Please see attached handout. Michael Mersch, from UFC and Strikeforce, advised that their parent company, Zuffa, has the trademark on the use of an 8-sided cage in Mixed Martial Arts promotions or entertainment.

Brent Stuchlik, of Evolution Athletics who manufactures cages and other mixed martial arts equipment, gave an overview of cage designs. He advised Commissions to make sure cages are fire retardant, and that have canvas or synthetic canvas instead of vinyl; considering that vinyl not only gets slick, but it can burn fighters if it gets too hot. He also spoke about a "check off" sheet that he developed for Commissions to use to make sure a cage is safe.

Andy Foster (GA) made a motion to adjourn. Aaron Davis (NJ) seconded. Motion Passed.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
4(e)

Executive Officer's Report
Conducting Weight Study



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

California State Athletic Commission
 2005 Evergreen Street #2010 Sacramento, CA 95815-3831 916-263-2195 Fax 916-263-2197

Promoter:

Venue:

Date:

Fighter Weight Monitoring Report

Name	Weigh - In		Pre-Fight		Post Fight		Results/Notes
Fighter 1							
Opponent 1							
Fighter 2							
Opponent 2							

Inspector:

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item

4(f)

Executive Officer's Report
Celebrity Boxing



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
6(a)

New Promoter Applications for Licensure
Dragon House MMA – Han Zhonh Luo



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



STATE AND CONSUMER SERVICE AGENCY • GOVERNOR EDWIN E. PETERSON JR.
CALIFORNIA STATE ATHLETIC COMMISSION
2005 Evergreen Street, Suite 2010 Sacramento, CA 95815
P (916) 263-2195 F (916) 263-2197 website: www.dca.ca.gov/csac



July 6, 2011

Han Zhong Luo
Dragon House MMA
4696 Mission Street
San Francisco, CA 94112

Dear Mr. Luo,

Thank you very much for submitting a professional promoter application to the California State Athletic Commission.

Section 219 of Title 4 Article 2 of the California Code of Regulations states that the Commission may grant a temporary license to act in the capacity for which a license is required, and that such temporary license shall be valid for a period not to exceed 120 days or extend from one license year to another.

Therefore, it is my pleasure to inform you that you have been issued a temporary permit, valid until November 6, 2011, as a professional promoter and can plan your first event. My staff and I look forward to ensuring that your first event is a safe and successful one.

Additionally, you must appear in front of the Commission at the next meeting following your event. You may not schedule a second event until you appear in front of the Commission. At that meeting, you may be granted your permanent license. I will advise you of the meeting location and date as the time draws closer.

If you have any further questions, please do not hesitate to contact me at (916) 263-2195.

Respectfully,

George Dodd
Executive Officer

cc: Che Guevara, Acting Chief Athletic Inspector



Agenda Item 6(a)
December 13, 2011

New Promoter Application for Licensure

Promotion Name: Han Zhong Luo

DBA: Dragon House MMA

Items included for licensing:

1 Photo of each applicant - **Completed**

Personal Resume - **Completed**

Copy of Form BC11 8016 (Fingerprints) - **Completed**

Bond/Assignment of Saving - **Completed**

Financial Statement of each applicant – **Completed**

Article of Incorporation/Minutes

Summary: Mr. Luo has conducted two events since receiving his temporary permit. During this time, he has provided all the necessary documentation to ensure the health and safety of fighters was maintained. Mr. Luo has conducted amateur shows with the California Amateur Mix Martial Arts Organization (CAMO) prior to applying for his license with CSAC, so he is well aware of the safety requirements. The first show was a PRO/AM show that ran smoothly and with little difficulty. The second and most recent show, again, had no trouble. The security at the events was adequate and capable.

Mr. Luo has established good working relationships and understands commission rules and regulations. Mr. Luo has been pleasure to work with. All fees have been paid on time.

Recommended I recommend that the Commission grant Mr. Luo of Dragon House MMA a permanent license as a promoter here in California.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
6(b)

New Promoter Applications for Licensure
P.A.K. Fight Promotions – Agustin Correa



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



September 21, 2011

Agustin Correa
P.A.K. Fight Promotions
4084 N. Angus
Fresno, CA 93726

Dear Mr. Correa,

Thank you very much for submitting a amateur promoter application to the California State Athletic Commission.

Section 219 of Title 4 Article 2 of the California Code of Regulations states that the Commission may grant a temporary license to act in the capacity for which a license is required, and that such temporary license shall be valid for a period not to exceed 120 days or extend from one license year to another.

Therefore, it is my pleasure to inform you that you have been issued a temporary permit, valid until January 19, 2012, as a amateur promoter and can plan your first event. My staff and I look forward to ensuring that your first event is a safe and successful one.

Additionally, you must appear in front of the Commission at the next meeting following your event. You may not schedule a second event until you appear in front of the Commission. At that meeting, you may be granted your permanent license. I will advise you of the meeting location and date as the time draws closer.

If you have any further questions, please do not hesitate to contact me at (916) 263-2195.

Respectfully,

A handwritten signature in black ink, appearing to read 'George Dodd'.

George Dodd
Executive Officer

cc: Che Guevara, Acting Chief Athletic Inspector



Agenda Item 6(b)
December 13, 2011

New Promoter Application for Licensure

Promotion Name: Agustin Correa

DBA: P.A.K. Fight Promotions

Items included for licensing:

1 Photo of each applicant - **Completed**

Personal Resume - **Completed**

Copy of Form BC11 8016 (Fingerprints) - **Completed**

Bond/Assignment of Saving - **Completed**

Financial Statement of each applicant - **Completed**

Article of Incorporation/Minutes

Summary: Mr. Correa has conducted one event since receiving his temporary permit. During this time, he has provided all the necessary documentation to ensure the health and safety of fighters were maintained. Mr. Correa has co-promoted two other kickboxing events with AK promotions both held in Fresno, CA. Prior to applying for his license with CSAC, Mr. Correa worked closed with CSAC to familiarize himself with the rules and regulation and to ensure that all the safety requirements were met. The security at the events was adequate and capable to handle any situation.

Mr. Correa has been pleasure to work with. All fees have been paid on time.

Recommended I recommend that the Commission grant Mr. Correa of P.A.K. Fight Promotions a permanent license as a promoter here in California.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
6(c)

New Promoter Applications for Licensure
Caged in Promotions – Scott Hemming



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



February 28, 2011

Jazz Properties, LLC
DBA Cage In Promotions
Attn: Scott Hemming
1309 Willsbrook Ct.
Westlake Villae, CA 91361

Dear Mr. Hemming,

Thank you very much for submitting a professional promoter application to the California State Athletic Commission.

Section 219 of Title 4 Article 2 of the California Code of Regulations states that the Commission may grant a temporary license to act in the capacity for which a license is required, and that such temporary license shall be valid for a period not to exceed 120 days or extend from one license year to another.

Therefore, it is my pleasure to inform you that you have been issued a temporary license, valid until June 28, 2011, as a professional promoter and can plan your first event. My staff and I look forward to ensuring that your first event is a safe and successful one.

Additionally, you must appear in front of the Commission at the next meeting following your event. You may not schedule a second event until you appear in front of the Commission. At that meeting, you may be granted your permanent license. I will advise you of the meeting location and date as the time draws closer.

If you have any further questions, please do not hesitate to contact me at (916) 263-2195.

Respectfully,

A handwritten signature in dark ink, appearing to read 'George Dodd'.

George Dodd
Executive Officer

cc: Che Guevara, Acting Chief Athletic Inspector



Agenda Item 6(c)
December 13, 2011

New Promoter Application for Licensure

Promotion Name: Jazz Properties

DBA: Caged In Promotions

Owner: Scott Hemming

Items included for licensing:

1 Photo of each applicant - **Completed**

Personal Resume - **Completed**

Copy of Form BC11 8016 (Fingerprints) - **Completed**

Bond/Assignment of Saving - **Completed**

Financial Statement of each applicant - **Completed**

Article of Incorporation/Minutes

Summary: The event ran smoothly, no problems or issues. All athletic inspectors were on time and ready to work. This is Mr. Hemming second time here in front of the commission. This first time there were not issue concerning the event itself, but of how to properly conduct a ticket count. At his second event again there was plenty of security to handle any situation that may have arisen. Mr. Hemming was very easy to work with and continually asked questions to make the event run smoother.

As with all promoters we encourage them to have the participants provide the necessary medical documents and application well in advance to ensure we can properly license them before the event.

Recommended: I recommend that the Commission grant Jazz Properties a permanent license as a promoter here in California

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item

6(d)

New Promoter Applications for Licensure
Impact MMA – Tommy Rojas



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



CALIFORNIA STATE ATHLETIC COMMISSION
2005 Evergreen Street, Suite 2010 Sacramento, CA 95815
P (916) 263-2195 F (916) 263-2197 website: www.dca.ca.gov/csac



November 8, 2011

Impact MMA, LLC
401 Hillcrest Road Unit D
Hollister, CA 95023

Dear Mr. Rojas,

Thank you very much for submitting a professional promoter application to the California State Athletic Commission.

Section 219 of Title 4 Article 2 of the California Code of Regulations states that the Commission may grant a temporary license to act in the capacity for which a license is required, and that such temporary license shall be valid for a period not to exceed 120 days or extend from one license year to another.

Therefore, it is my pleasure to inform you that you have been issued a temporary permit, valid until March 8, 2012, as a professional promoter and can plan your first event. My staff and I look forward to ensuring that your first event is a safe and successful one.

Additionally, you must appear in front of the Commission at the next meeting following your event. You may not schedule a second event until you appear in front of the Commission. At that meeting, you may be granted your permanent license. I will advise you of the meeting location and date as the time draws closer.

If you have any further questions, please do not hesitate to contact me at (916) 263-2195.

Respectfully,

George Dodd
Executive Officer

cc: Che Guevara, Acting Chief Athletic Inspector



Agenda Item 6(d)
December 13, 2011

New Promoter Application for Licensure

Promotion Name: Impact MMA

President: Thomas Rojas

Items included for licensing:

1 Photo of each applicant - **Completed**

Personal Resume - **Completed**

Copy of Form BC11 8016 (Fingerprints) - **Completed**

Bond/Assignment of Saving - **Completed**

Financial Statement of each applicant – **Completed**
Completed

Article of Incorporation/Minutes:

Summary: This report will be given verbally to the commission on December 13, 2011.
Impact MMA first event is scheduled for December 10, 2011, at Alameda County
Fairgrounds.

Recommendation:

Department of Consumer Affairs
California State Athletic Commission

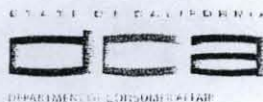
Commission Meeting

Agenda Item
7(a)

Appeal of License Suspension
Nick Moghaddam – Drugs of Abuse



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



CALIFORNIA STATE ATHLETIC COMMISSION
2005 Evergreen Street, Suite 2010 Sacramento, CA 95815
P (916) 263-2195 F (916) 263-2197 website: www.dca.ca.gov/csac



August 29, 2011

Re: Results of your Toxicology Report – Notice of License Suspension

Nick Moghaddam
369 E. 19th Street
Costa Mesa, CA 92627

Dear Mr. Moghaddam:

The results of your drugs of abuse test taken on August 20, 2011 were positive for marijuana metabolites. The result of the test has been included with this letter for your review.

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.

You are also being suspended for violation of California Code of Regulations, Title 4, Article 6 Section 390 which states:

Any licensee who violates the laws of the State of California, with the exception of minor traffic violations, or the rules of the Athletic Commission, or who fails or refuses to comply with a valid order of a commission representative, or who conducts himself or herself at any time or place in a manner which is deemed by the commission to reflect discredit to boxing, may have his or her license revoked, or may be fined, suspended or otherwise disciplined in such manner as the commission may direct.

Based on the positive laboratory findings, your California license as a Mixed Martial Arts athlete is hereby suspended for six months, ending on February 20, 2012 and you are fined \$500.

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.

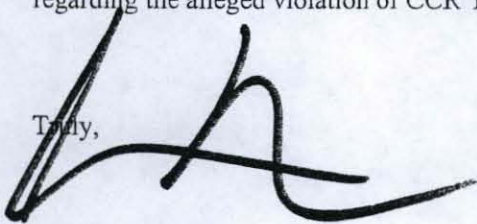
Respectfully,

George Dodd
Executive Officer
California Athletic Commission
2005 Evergreen St. Suite 2010
Sacramento, CA 95815
Office (916) 263-2195
Fax (916) 263-2197

To California Athletic Commission:

I am requesting a hearing pursuant to Business and Professions Code 18842. This appeal request is regarding the alleged violation of CCR Title 4, Article 6.

Truly,

A handwritten signature in black ink, appearing to be 'Nick Moghaddam', written over the word 'Truly,'.

Nick Moghaddam

California Athletic Commission

OCT 3 2011

CALIFORNIA STATE ATHLETIC COMMISSION

2005 Evergreen Street, Suite 2010 Sacramento, CA 95815

P (916) 263-2195 F (916) 263-2197 website: www.dca.ca.gov/csac

November 16, 2011

Nick Moghaddam
369 E. 19th Street
Costa Mesa, CA 92627

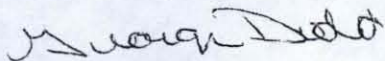
Re: Results of your Toxicology Report – Notice of License Suspension

Dear Mr. Moghaddam:

This letter is to inform you that there has been a change in the meeting location. The location of the next meeting will be 6150 Van Nuys Blvd. Van Nuys, CA 91401.

If you have any questions, please feel free to contact me at any time (916) 263-2195.

Respectfully,



George Dodd
Executive Officer
California Athletic Commission
2005 Evergreen St. Suite 2010
Sacramento, CA 95815
Office (916) 263-2195
Fax (916) 263-2197

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
8(a)

Request to Appeal Bout Decision
Mackens Semerzier vs Robert Peralta



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



Agenda Item 8a
December 13, 2011

Appeal of Decision

Summary: On November 12, 2011, at the Honda Center in Anaheim, CA, Mackens Semerzier fought Robert Peralta in a professional mixed martial arts match. In the middle of round three, Mr. Semerzier was to be unable to defend himself from Mr. Peralta due to repeated strikes. This led to stoppage of the bout several seconds later by referee John McCarthy. Mr. Peralta was declared the winner by TKO.

Recommendation: In the appeal by Mr. Semerzier he stated that he received an unintentional head butt and that there should be a change of decision, declaring him the winner or consider the bout a "no contest". In a statement from the referee, he indicated that he did not see nor did he feel that an unintentional foul had occurred. Had the referee seen or felt that an unintentional foul had occurred he would have called time and given Mr. Semerzier the chance to recover and deduct a point from the opponent. Or, if the referee felt that an unintentional foul had occurred, he could have polled the judges or used instant replay for verification then followed Rule 518 concerning unintentional fouls.

According to Rule 518(b) if, according to the score cards, the fighter committing the foul was winning prior to the foul, the bout should be declared a technical draw. If, according to the score cards, the fighter being fouled was winning prior to the foul, then that fighter shall be declared the winner. Since the referee stopped the bout due to TKO, no score was given for round three and the mechanics for Rule 518 were not followed since no unintentional foul was called.

Based on the statement received from the referee of the match, grounds exist for a change of decision to "no decision".

Relevant Code Sections:

368. Change Of Decision.

(a) A decision rendered at the termination of any boxing contest is final and shall not be changed unless following the rendition of a decision the commission determines that any one of the following occurred:

- (1) There was collusion affecting the result of any contest;
- (2) The compilation of the scorecard of the judges, and the referee when used as a judge, shows an error which would mean that the decision was given to the wrong boxer;
- (3) There was a violation of the laws or rules and regulations governing boxing which affected the result of any contest.

(4) The winner of a bout tested positive immediately after the bout for a substance listed in Rule 303(c).

(b) A petition to change a decision shall be in writing and filed by a boxer or the boxer's manager within five (5) calendar days from the date the decision was rendered.

(c) If a petition to change a decision is not filed in writing within five (5) days of the decision, the commission may, upon the vote of at least a majority of the commissioners present, hold a hearing to change the decision at any time.

(d) If the commission determines that any of the above occurred with regards to any contest then the decision rendered shall be changed as the commission may direct.

518(b). Unintentional Fouling.

(a) When a bout is interrupted due to an injury caused by an unintentional foul, the referee, in consultation with the ringside physician, shall determine whether the fighter who has been fouled can continue or not. If the referee sees, or if after consultation with the judges, determines that a fighter is unintentionally fouled and if the fighter's chance of winning has not been seriously jeopardized as a result of a foul, the referee may order the bout continued after a reasonable interval, not to exceed 5 minutes.

(b) If the referee and/or the ringside physician determines that the bout may not continue because of an injury suffered as the result of an unintentional foul or because of an injury inflicted by an unintentional foul which later becomes aggravated by fair blows, the bout shall be declared a draw, if according to the score cards, the bout was determined to be a draw at the time the foul occurred. If, according to the score cards, the fighter committing the foul was winning prior to the foul, the bout shall be declared a technical draw. If, according to the score cards, the fighter being fouled was winning prior to the foul, then that fighter shall be declared the winner.

(c) When an unintentional foul causes the bout to be interrupted for the purpose of allowing the injured fighter time to recover, the referee shall penalize the fighter guilty of the foul one or more points.

CALIFORNIA STATE ATHLETIC COMMISSION

2005 Evergreen Street, Suite 2010 Sacramento, CA 95815

P (916) 263-2195 F (916) 263-2197 website: www.dca.ca.gov/csac

November 17, 2011

Brian Butler
2613 Hillgate Ct
Richmond, VA 23233

Re: Semerzier Bout Appeal

Dear Mr. Butler:

I have reviewed your request and studied the video provided to appeal the decision of the fight between Mackens Semerzier vs Robert Peralta at Honda Center in Anaheim, CA on November 12, 2011.

Based on my review of the regulations there may be grounds for an appeal pursuant to Rule 368(a):

A decision rendered at the termination of any boxing contest is final and shall not be changed unless following the rendition of a decision the commission determines that any one of the following occurred:

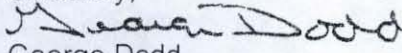
- (1) There was collusion affecting the result of any contest;*
- (2) The compilation of the scorecard of the judges, and the referee when used as a judge, shows an error which would mean that the decision was given to the wrong boxer;*
- (3) There was a violation of the laws or rules and regulations governing boxing which affected the result of any contest.*
- (4) The winner of a bout tested positive immediately after the bout for a substance listed in Rule 303(c).*

If there is any material that you would like the commission to review prior to the meeting, please provide that to my office no later than the 1st of December.

You and Mr. Semezier will be required to attend the Commission meeting scheduled for December 13, 2011, at the Van Nuys State Building 6150 Van Nuys Blvd. Van Nuys, CA 91401. Please arrive at 9:30 a.m. since action items may be taken out of order.

Thank you for contacting the Commission.

Sincerely,


George Dodd
Executive Officer



CALIFORNIA STATE ATHLETIC COMMISSION
2005 Evergreen Street, Suite 2010 Sacramento, CA 95815
P (916) 263-2195 F (916) 263-2197 website: www.dca.ca.gov/csac



November 17, 2011

Robert Peralta
1345 Morning View Dr. #246
Escondido, CA 92026

Re: Bout Appeal

Dear Mr. Peralta,

This letter is to inform you that the bout that was fought on November 12, 2011 between yourself and Mackens Semerzier at Honda Center is being appealed. The reason for the appeal is of a possible unintentional head butt that caused the end of the fight. If you wish to make comment during the appeal process, you will need to appear before the Commission on December 13, 2011 at the Van Nuys State Building 6150 Van Nuys Blvd Van Nuys, CA 91401 at 09:30 a.m. If you are not able to appear but wish to provide written comment, I must receive it no later than the December 1, 2011.

At the Commission hearing you may be asked questions or voice any concerns you may have about your bout.

If you have any questions, please feel free to contact me at (916) 263-2195.

Respectfully,

George Dodd
Executive Officer

Business/Professional Name: SuckerPunch Entertainment

License Number:

Address: 2613 Hillgate Ct

City: Richmond

State: VA

ZIP Code: 23233

Phone Number: (804) 833-6560

Person dealt with: Mackens Semerzier

Email Address: Bbutler@SuckerPunchEnt.com

Complaint: I am filing on behalf of our client/athlete, Mackens Semerzier. This past Saturday Mr. Semerzier competed in the UFC (Ultimate Fighting Championship) in Anaheim, CA in the Honda Center.

Mr. Semerzier was in a MMA bout with Robert Peralta and ahead on the score cards though the 3rd round when he was hit with an unintentional headbutt that knocked him down and caused the fight to be stopped. The ref did not see the headbutt until the fight was over and the fight was deemed a TKO loss to my client.

The video evidence clearly shows the headbutt was the cause for the knock down and stoppage. here is the link to the video so you can see the foul. http://www.mma-core.com/videos/_Robert_Peralta_vs_Mackens_Semerzier_UFC_on_Fox_?vid=10024349&tid=100

I am unclear as to the rules in CA but we are hoping to either have the fight go to the score cards for a decision since it was in the final round or have the fight declared "\\\"No Contest\\\" so that our clients record is not marked with a loss.

Thank you very much for your time and consideration on this matter and I look forward to hearing back from you.

Cheers,
Brian Butler

President
SuckerPunch Entertainment

Date of Purchase/Incident: 11/12/2011

Requested Resolution: go to the score cards because the could happened in the final round or declare the bout a No Contest.

Supporting Documents: http://www.mma-core.com/videos/_Robert_Peralta_vs_Mackens_Semerzier_UFC_on_Fox_?vid=10024349&tid=100

Previous Complaint: No

Complainant: Butler, Brian
Address: 2613 Hillgate Ct

To the Honorable Members of the California State Athletic Commission and to the Executive Officer George Dodd.

I am writing in response to the protest that has been filed on behalf of Mackens Semenzier.

My name is John McCarthy and I was the referee in charge of the fight, which matched Mackens against Robert Peralta on November 12, 2011 in Anaheim California. During the third round of the contest both fighters were engaging in an exchange of punches when at the time of the fight I believed that Mackens was hit with a punch that knocked him backward and down to the canvas. Robbie immediately went after Mackens who was visibly hurt and finished the fight with strikes to the head, which Mackens was unable to defend himself from.

After the fight was over I walked out of the cage and into the back area of the arena to go over the rules and bout conduct with the main event fighters for the evenings event. Upon arriving in the back area I was advised that the bout between Robert Peralta and Mackens Semerzier was possibly influenced by a clash of heads that occurred at the time of the knockdown. I walked over to a TV monitor that was showing highlights of the fight and observed that what I thought I saw during the fight at real time was not what truly occurred. I do believe that at the time of the accidental clash of heads, I was in a proper position to watch the fighters, being approximately 90 degrees to both fighters. However as the fighters became active in a sequence of punches, Roberts head was on the side closest to me, while Mackens head was to the left side of Roberts's head. I never saw the fighters clash heads at the time of the fight, due to the speed of the activity and the positioning of the fighters heads in relationship to my position. As I watched the fight replayed at full speed I was once again unable to see the clash of heads, but once I was able to see the fight run in slow motion it was very clear to me that Mackens had become disoriented not from a legally thrown punch, but from an inadvertent and unintentional clash of heads between the two fighters.

If at the time of the fight I had seen that the injury suffered by Mackens was caused by an unintentional clash of heads, I would of called for a timeout, and had the fighters placed into neutral corners while I brought in the ringside physician to check on the condition of Mackens. If the ringside physician felt that the fight could go on I would have restarted the contest. If the ringside physician had felt that Mackens was unable to continue in the fight, I would have had the judge's score the portion of the third round that had been used and the fight would have gone to a judge's decision and the winner would have received a "Technical Decision".

I do not feel that Robert Peralta in anyway intentionally fouled Mackens Semerzier, however I do feel that an unintentional illegal blow to the head, caused Mackens to be knocked to the ground and ultimately stopped, altering the outcome of the fight.

I believe that the protest lodged by Mackens or his camp is a valid protest, and that any fight that has an outcome decided by or influenced by an illegal blow should be looked at and possibly overturned. It would be my recommendation that the fight between Mackens Semerzier and Robert Peralta be changed to a "No Contest" for the fairest and most reasonable outcome. Thank you very much for your time and consideration of this incident.

Sincerely, John McCarthy

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
8(b)

Request to Appeal Bout Decision
Bernard Hopkins vs Chad Dawson



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

**CALIFORNIA STATE ATHLETIC COMMISSION**

2005 Evergreen Street, Suite 2010 Sacramento, CA 95815

P (916) 263-2195 F (916) 263-2197 website: www.dca.ca.gov/csac

Agenda Item 8b
December 13, 2011

Appeal of Decision

Summary: On October 15, 2011, at the Staple Center in Los Angeles, CA, Bernard Hopkins fought Chad Dawson for the WBC Light Heavyweight Championship in a professional boxing match. The fight was fought using the Unified Rules for Professional Boxing, approved by the Association of Boxing Commissions. Towards the end of round 2 Mr. Hopkins fell to the canvass hurting his left should, unable to continue and lose via TKO. In Mr. Hopkins appeal he believes that 1) Mr. Dawson intentionally threw him to the mat 2) Mr. Dawson intentional actions constituted a foul 3) Mr. Dawson's actions caused his injury 4) An injury caused by a foul – Intentional or Unintentional cannot cause the injured boxer to lose the bout 5) Mr. Hopkins wanted to continue to fight 6) The ringside physician had no basis for concluding he was unable to continue.

Recommendation: In a statement from the referee, the referee indicated that he Observed Hopkins come forward and smother Dawson attach by grabbing and leaning on Dawson's back. He further states that Hopkins was leaning heavily with his body on Dawson's upper back. As he closed the distance he observed Dawson's back arch and his legs straighten, lifting Hopkins off the ground. Mr. Hopkins fell heavily on his right hip area and rolled slight towards his left and fell backwards on the ring apron. The referee signed for Dr. Hicks who was the ringside physician to evaluate Mr. Hopkins. Mr. Hopkins did not allow Dr. Hicks to physically examine him or shoulder area. The referee stopped the bout based on the ringside physician medical advice and the technical decision was rendered. Since the referee felt that no foul was committed, as Mr. Dawson was award the winner of the bout via TKO. The commissioners has three choices to choose to from: 1) leave the decision as it currently stands, Mr. Dawson winner by TKO 2) if the commission fells that an unintentional foul had been committed and since the bout had not reach the end of round 4, change the decision to a No Decision according to the Unified Rules of Boxing 3) a intentional foul had been committed by Mr. Dawson, awarding Mr. Hopkins the winner by disqualification.

In a sport that has a tradition of aggressive incidental contact where contestants end up on the ground is common and without injury. In these types of situation it is normal for a referee not call a foul since both fighters are fighting in the same manner. It is clear from the video that Mr. Hopkins was on Mr. Dawson back and Mr. Dawson lifting Mr. Hopkins off the canvas to get him off his back. According to the Unified Rules, the referee is the sole arbiter of a bout and is the only individual authorized to stop a contest. The Unified Rules of Boxing nor does the California Code or Regulation allows for the use of instant replay, so the referee is the sole arbiter. Since both fighters were fighting aggressively and incidental contact occurred on the part of both fighters, the referee felt that no fouled had transpired and this commission should support the decision of the referee.

(a) In the case of an intentional foul, the referee may interrupt the bout for the purpose of allowing the injured boxer time to recover.

(b) Any boxer guilty of an intentional foul shall be penalized one or more points as determined by the referee. If the injured boxer is unable to continue, the offending boxer shall be disqualified, his or her purse may be withheld, and he or she may be subject to suspension. Disposition of the purse and the penalty to be imposed upon the boxer shall be determined by action of the commission or the commission's representative.

337. Fouls In Boxing

- (1) Hitting below the hip line.
- (2) Hitting an opponent who is down, is getting up after being down or who is hanging helplessly over the ropes.
- (3) Holding an opponent with one hand and hitting with the other.
- (4) Excessive holding or deliberately maintaining a clinch.
- (5) Wrestling, kicking, or biting.
- (6) Grabbing and/or holding the ropes.
- (7) Butting with the head or shoulder.
- (8) Hitting with the open glove, or with the butt of the hand, the wrist, the forearm, the elbow, the knee, and all backhand blows.
- (9) Deliberate use of the rabbit punch (hitting behind the head).
- (10) Striking deliberately at that part of the body over the kidneys.
- (11) Spinning and hitting.
- (12) Excessive taunting, abusive language or gestures.
- (13) Any unsportsmanlike act.
- (14) Hitting on the break.
- (15) Hitting after the bell has sounded ending the round, including the last round.
- (16) Hitting an opponent who is entangled in the ropes.
- (17) Pushing an opponent.
- (18) Continuous dropping of the mouthpiece.
- (19) Striking a blow during intervention by the referee under Rule 349

BUSINESS AND PROFESSIONS CODE

18707. A physician in attendance at any contest or match pursuant to Section 18705 shall have the authority to stop any contest or match that is conferred upon the referee. The physician's authority shall be limited to a medically related injury and the physical condition of a contestant.

CALIFORNIA STATE ATHLETIC COMMISSION

2005 Evergreen Street, Suite 2010 Sacramento, CA 95815

P (916) 263-2195 F (916) 263-2197 website: www.dca.ca.gov/csac

November 16, 2011

Stephen B. Espinoza
Ziffren, Brittenham, Branca, Fischer, Gilbert-Lurie, Stiffelman, Cook, Johnson, Lande & Wolf, LLP
1801 Century Park West
Los Angeles, CA 90067-6406

Re: Bout Appeal of Bernard Hopkins vs Chad Dawson

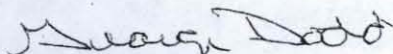
Dear Mr. Espinoza:

This letter is to inform you that there has been a change in the meeting location. The meeting on the 13th of December will be 6150 Van Nuys Blvd, Van Nuys, CA 91404.

If there is any additional material you wish for the commissioners to consider prior to the meeting, you must provide a copy to this office no later than November 15, 2011. This will allow the commissioner time to review the material prior to the hearing.

Thank you for contacting the Commission.

Sincerely,



George Dodd
Executive Officer

Cc: Leon Margules, Lawyer for Chad Dawson
Chad Dawson
Gary Shaw Production LLC
Richard Schaefer, Golden Boy Promotions



300 SOUTH SPRING STREET, SUITE 1702
LOS ANGELES, CA 90013
Telephone: (213) 897-8944
Facsimile: (213) 897-2804

November 29, 2011

George Dodd, Executive Officer
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815

RE: Response to Bernard Hopkins Appeal

Dear Commissioners:

Below is an analysis of Golden Boy's request for Bernard Hopkins to overturn the official result in the October 15, 2011 fight between Bernard Hopkins and Chad Dawson. This response was created to give you an overview of the laws and regulations that will govern your decision for this appeal.

Response to Bernard Hopkins Appeal

Statement of Facts

Bernard Hopkins and Chad Dawson were scheduled to fight for 12 rounds at the Staples Center in Los Angeles on October 15, 2011. Hopkins was defending his title of WBC Light heavyweight champion of the world.

In Round Two, with 22 remaining seconds; video shows that Hopkins swung and missed. This caused Hopkins to slouch over Dawson. Ultimately, Hopkins landed on the mat with his head on the apron and his legs on the canvas.

Referee Patrick Russell ("Russell") stopped the fight. At the formal request of George Dodd, Russell prepared a referee report (Exhibit 1). In summary, Russell described the fighters' interactions with each other as "roughhousing" and "clinchng" to the point that he had to physically push them apart. Russell stated that Round Two started similarly to Round One as "clinchng after punching." Russell stated that right before the fall, Hopkins leaned on Dawson which caused Dawson to touch the canvas with his glove or body. Russell signaled "slip-no knockdown" and stated that he warned Hopkins not to push down. Russell stated that this exact situation occurred for a second time. During the second time Hopkins leaned over on Dawson, Dawson straightened his legs. Russell stated that because of the awkward position that Hopkins was in, Hopkins fell backwards.

Russell stated that after the fall occurred, he observed Hopkins in pain and grab his left shoulder. Russell then signaled for a timeout and called Dr. Hicks the ring side physician for a medical intervention. Russell observed Dr. Hicks medical intervention and stated that Hopkins did not allow Dr. Hicks to physically touch his shoulder area. Russell recalled that when

Stopping the bout.

The referee is the sole arbiter of a bout and is the only individual authorized to stop a contest. *Uniform Championship Rules 2*. Additionally under the California Code, the referee has the power to stop a contest at any stage if either contestant is in such a condition that to continue might subject the contestant to serious injury. *California Code, Rule 345*. In California, the ringside physician also has authority to stop a fight.

Change of decision.

Under Rule 368 of the California Code, a decision rendered at the termination of any boxing contest is final unless the Commission determines that there was a violation of the laws or rules and regulations governing boxing which affected the result of any contest. *California Code, Rule 368(a)(3)*. The "decision rendered shall be changed as the Commission may direct." *California Code, Rule 368(d)*.

A boxer who sustains an injury from a fair blow that is severe enough to terminate the bout will lose by TKO. *Uniform Championship Rules, Rule 11*. The referee determines whether each hit is a fair blow or a foul. Fouls are not permitted in boxing whether they are intentional or unintentional.

Fouls are defined under the "Fouls" section of the ABC Rules. A foul is "an action by a boxer, identified by the referee, that does not meet the standard of fair blow or the conduct of a responsible professional fighter."

Fouls under the **ABC Rules** include but are not limited to the following:

- (4) Holding or deliberately maintaining a clinch;
- (5) Wrestling, kicking, or roughing;
- (7) Butting with the head, shoulder, knee, elbow;
- (14) Unsportsmanlike conduct causing injury to an opponent that does not meet the standard of fair blow....

Fouls under the **Rule 337 of the California Code** include but are not limited to the following:

- (4) Excessive holding or deliberately maintaining a clinch.
- (5) Wrestling, kicking, or biting.
- (13) Any unsportsmanlike act.
- (17) Pushing an opponent.

In the event of an intentional foul, the referee may either 1) end the bout by disqualifying the offending boxer; or 2) continue the bout and take away one or more points from the offending boxer. *Uniform Championship Rules, Injuries sustained by Fouls A1-2*. Alternatively, if the bout is stopped in a latter round from the intentional foul, then the injured boxer may win by TECHNICAL DECISION or TECHNICAL DRAW depending on the scorecards.

If the referee deems the foul to be accidental, and it 1) caused injury severe enough for the referee to stop the bout immediately; and 2) it was stopped before four (4) completed rounds,

Exhibit 1

Narrative:

WEIGH-IN/RULES MEETING

On Friday, October 14, 2011 at approximately 1400 hours, the weigh-in and the rules meeting for this championship fight was conducted by the CSAC at the RIPLEY'S BELIEVE IT OR NOT MUSEUM on Hollywood Boulevard in Hollywood, California. I was present for both events and participated in the rules meeting.

Both HOPKINS and DAWSON easily weighed in under the 175-pound limit. Both appeared to be in excellent physical condition. They did not appear dehydrated.

The rules meeting was conducted onsite by Mo NOOR, CSAC and Bob LOQUIST, WBC Supervisor. Persons present included both Chief Seconds, representatives from both promoters, H. LEDERMAN of HBO sports.

Both camps expressed concern for possible fouling by the other side. I explained procedures and mechanics in some detail. The questions from both camps were answered as fully as possible.

THE EVENT

Both sides received pre-fight instructions. The highlights of those instructions include the definitions and descriptions of fouls, knockdown/slip mechanics, procedures and expectations from the fighters and their corners. I place a heavy emphasis on boxer safety and describe in detail that boxer safety trumps all other considerations. I instruct them that it is their responsibility to convince me at all times that they can continue to fight.

The pre-fight instructions were actually given twice. After the initial instructions had been given, HBO sports requested to tape the instructions. The second set of instructions were then redone and recorded by HBO sports.

Round One

I defined the legal hitting area for both fighters at the mid-ring instructions.

My observations and impressions of that first round is that both fighters were jockeying for position to work inside. Both fighters were clinching and shifting their weight to gain an advantage inside. I describe their conduct as "roughhousing" with the consequence of incidental contact and awkward positions. Both fighters were reluctant to break during clinches and I had to physically push them apart. Both fighters were very skilled and the few punches that landed were sharp and effective.

Medical Intervention

Dr. HICKS arrived very quickly and began his medical intervention. My recollection was that HOPKINS was still in pain and complained that his shoulder was damaged to Dr. HICKS. HOPKINS did not allow Dr. HICKS to physically touch his shoulder area. I recall Dr. HICKS asking HOPKINS words to the effect of "Can you continue to fight?" I recall HOPKINS responded negatively and Dr. HICKS then told me that the fight was over. I waived off the fight.

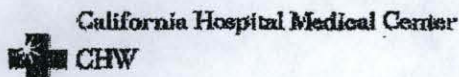
Interaction with CSAC

I explained to my supervisors, Mo NOOR and Bob LOQUIST, and the Executive Officer, George DODD, that the Doctor had told me that HOPKINS could no longer medically continue, and based on his advice, I was terminating the fight. I told them that I did not observe a foul that caused the injury. A technical decision was then rendered according to the rule, as I understood it.

Respectfully submitted,

//s//

Patrick Russell
LR 3008
[REDACTED]
[REDACTED]



CHMC - Emergency Department
1401 South Grand Street
Los Angeles, CA 90015
213/748-2411

Patient Name: BERNARD HOPKINS
Reg Date/Time: 10/15/11 22:12

SEX: M

Discharge Instructions

We are pleased to have been able to provide you with care today. Please review these instructions when you return home in order to better understand your diagnosis and the necessary further treatment and precautions related to your condition.

In most cases, treatment in an Emergency Department is intended to be temporary in nature. In general, any additional treatment is to be given by your family doctor, or the physician to whom you have been referred upon discharge from the Emergency Department.

These instructions are temporary. If you have any questions or problems after leaving the Emergency Department, please notify your physician or the physician to whom you have been referred, or return to the Emergency Department if your condition worsens.

We hope that you were very satisfied with your overall care today.

You may be getting a customer satisfaction survey in the mail in a few weeks - Please take the time to complete the survey and return it so that we can hear about your experience. We really want to score excellent in all categories. Please call 5616 if you have any questions.

Thank you for choosing California Hospital Medical Center.

Sarah Stevens
ED Director

Discharge Date

You were treated today by
Sam Thurber MD
RN

You have been referred to the following doctor(s):

Discharge Diagnosis

Dislocation, A-C, closed

Prescriptions Given

Dislocation, A-C, closed

**ZIFFREN, BRITTENHAM, BRANCA, FISCHER,
GILBERT-LURIE, STIFFELMAN, COOK, JOHNSON, LANDE & WOLF LLP**

1801 CENTURY PARK WEST | LOS ANGELES | CALIFORNIA 90067-6406 | PHONE 310-552-3388 FAX 310-553-7068
DIRECT 310-552-6506 | stephene@ziffrenlaw.com

Jamie Afifi
John G. Branca
Harry M. Brittenham
Steven H. Burkow
David Byrnes
Jamey Cohen

Melanie Cook
Stephen B. Espinoza
Samuel Fischer
Clifford W. Gilbert-Lurie
Kathleen Hallberg
Matthew M. Johnson

Wendy M. Kirk
David Lande
Dennis Luderer
David Nochimson
P.J. Shapiro
Gary Stiffelman

Mitchell Tenzer
Bryan Wolf
Jamie Young
Julian Zajfen
Kenneth Ziffren

OUR REFERENCE NUMBER

October 18, 2011

6126.3.15.17

Via Email and Mail

George Dodd
Executive Director
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815

RE: Bernard Hopkins vs. Chad Dawson / October 15, 2011

Dear Mr. Dodd:

I am legal counsel to Golden Boy Promotions, Inc. ("Golden Boy"). Pursuant to California Code of Regulations Title 4, Section 368, this letter shall constitute Golden Boy's appeal of the official result of the October 15, 2011 bout between Bernard Hopkins and Chad Dawson (the "Bout"), as well as Golden Boy's request that the official result be overturned.

A close examination of the ending of the Bout reveals at least two major errors in the application of rules. First, it is clear that the act that injured Mr. Hopkins – i.e., Mr. Dawson's deliberate takedown of Mr. Hopkins – was an intentional foul, and under California regulations, an injury caused by an intentional foul cannot result in the injured boxer being declared the loser of the bout. Second, the referee's stoppage of the Bout was unwarranted, as Mr. Hopkins clearly stated that he wanted to continue the Bout, and without having performed any examination or assessment of Mr. Hopkins' injury, neither the ringside physician nor the referee had any basis for concluding that Mr. Hopkins was unable to do so.

Independently, each of these errors warrants sufficient grounds for the decision to be reversed; taken together, they establish insurmountable evidence that the official result of the Bout was erroneous and must be changed.

I. The Injury to Mr. Hopkins.

A. Mr. Dawson Intentionally Threw Mr. Hopkins to the Mat.

At approximately :22 of Round 2, Mr. Hopkins threw a straight right hand at Mr. Dawson. Mr. Dawson ducked to avoid the punch, and Mr. Hopkins' momentum carried him forward such that he was leaning over Mr. Dawson. Mr. Dawson responded by grabbing the back of Mr. Hopkins' leg, picking Mr.

D. An Injury Caused by a Foul – Intentional or Unintentional – Cannot Cause the Injured Boxer to Lose the Bout.

The Commission's regulations clearly establish the required outcome in the event that a foul – intentional or unintentional – results in one fighter being injured.

In the event of an intentional foul, if "...the injured boxer is unable to continue, the offending boxer **shall be** disqualified..." (emphasis added). 4 CCR § 338(b).

In the event of an unintentional foul, if "...the referee and/or the ringside physician determine that the bout may not continue because of an injury suffered as the result of an unintentional foul...the bout **must be** declared a draw if the bout is stopped before the bell rings to begin the fourth round..." (emphasis added). 4 CCR § 339(b).

However, by declaring the Bout a TKO victory for Mr. Dawson, the referee is necessarily saying that Mr. Dawson's intentional takedown of Mr. Hopkins is consistent with the rules of boxing in the state of California. Given the intentional and egregious nature of Mr. Dawson's actions, it would be extremely surprising and disappointing – not to mention dangerous – to reaffirm this conclusion.

Similarly, under the Unified Rules of the Association of Boxing Commissions, if "...a boxer sustains an injury **from a fair blow** and the injury is severe enough to terminate the bout, the injured boxer shall lose by TKO." (emphasis added). Association of Boxing Commissions Unified Rules of Boxing, Rule 11. Accordingly, under the Unified Rules, awarding the Bout to Mr. Dawson by TKO would necessarily mean that Mr. Hopkins' injury was the result of a fair blow – which is incontrovertibly untrue.

Under the Unified Rules, Mr. Hopkins' injury must be classified in one of three ways: (1) as the result of an intentional foul, in which case Mr. Dawson would be disqualified and the Bout would be awarded to Mr. Hopkins (see Rule 12A); (2) as the result of an unintentional foul, in which case the Bout would be deemed a no decision (see Rule 12B); or (3) as the result of an accidental injury, in which case the Bout would be deemed a no decision, since four rounds had not been completed (see Association of Boxing Commissions Referee Rules and Guidelines).

that allowing Mr. Hopkins to continue would subject him to serious injury, especially since Mr. Hopkins had previously fought – and won – with a similar injury. Mr. Hopkins did not “unequivocally manifest” an intention to stop fight; on the contrary, Mr. Hopkins repeatedly and unequivocally stated that he wanted to continue. Accordingly, Mr. Russell’s stoppage of the Bout was contrary to California’s Professional Boxing Rules.

The decision to award the Bout to Mr. Dawson by TKO was clearly an injustice. A careful examination of Mr. Dawson’s actions unavoidably reveals that Mr. Dawson deliberately threw Mr. Hopkins to the mat, thus committing an intentional foul and causing serious injury to Mr. Hopkins. Under those circumstances, California’s Professional Boxing Rules clearly require that Mr. Dawson be disqualified and that the Bout be awarded to Mr. Hopkins.

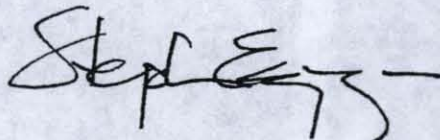
Assuming, for the sake of argument only, that Mr. Dawson’s actions did not constitute an intentional foul, the referee’s decision to stop the Bout was nonetheless contrary to California’s Professional Boxing Rules.

Given the misapplication of rules and the controversial and irregular result of the Bout, we respectfully request that the Commission: (a) recognize Mr. Dawson’s actions as an intentional foul that resulted in Mr. Hopkins being deemed unable to continue, in which case Mr. Dawson is disqualified and the Bout is awarded to Mr. Hopkins; or (b) in the alternative, recognize Mr. Dawson’s actions as an unintentional foul that resulted in Mr. Hopkins being deemed unable to continue or as an accidental injury to Mr. Hopkins and/or recognize the stoppage of the Bout as contrary to California’s Professional Boxing Rules, in which case the Bout is deemed a no contest.

Thank you for your time and consideration. We are confident that the Commission will act in the best interests of the sport.

Please feel free to contact me if you should require any additional information.

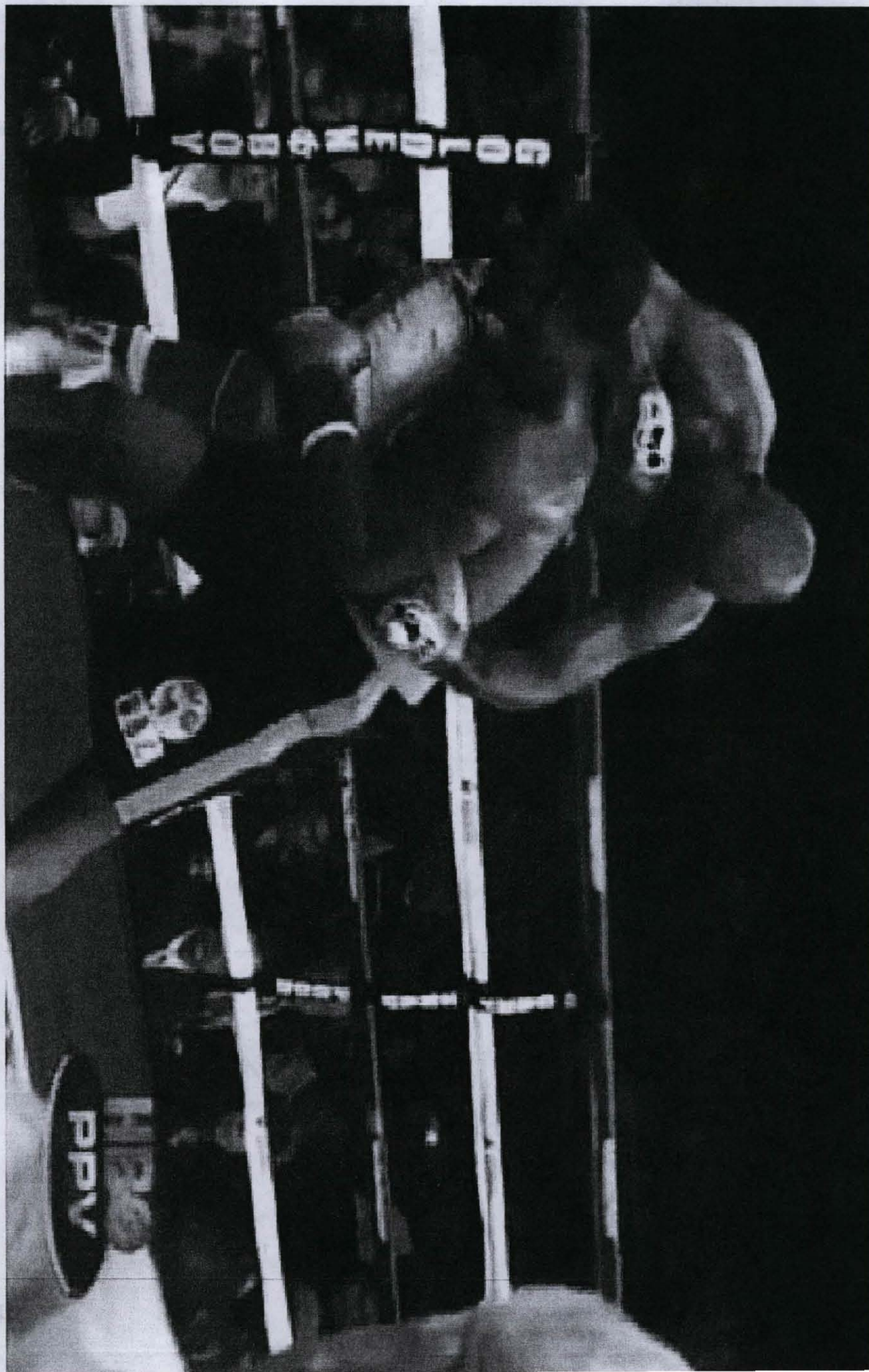
Sincerely,



Stephen B. Espinoza

cc: Richard Schaefer
Bernard Hopkins
Eric Melzer

SBE/nm/814790.1/6126.3.15.17



ZIFFREN, BRITTENHAM, BRANCA, FISCHER,
GILBERT-LURIE, STIFFELMAN, COOK, JOHNSON, LANDE & WOLF LLP

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P.J. Shapiro
Gary Stiffelman

Mitchell Tenzer
Bryan Wolf
Jamie Young
Julian Zajfen
Kenneth Ziffren

OUR REFERENCE NUMBER

November 14, 2011

6126.3.15.17

Via Email and Mail

George Dodd
Executive Director
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815

RE: Bernard Hopkins vs. Chad Dawson / October 15, 2011

Dear Mr. Dodd:

Thank you for your October 21 letter. I am writing to clarify our position regarding our appeal of the official result of the October 15, 2011 bout between Bernard Hopkins and Chad Dawson (the "Bout").

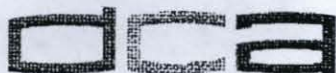
We do assert that a violation of applicable laws, rules and/or regulations occurred, in that a foul occurred and the referee failed to declare it as such, and as a result, Mr. Dawson was erroneously declared the winner by technical knockout. To clarify, however, we do not argue that the Commission must conclude that Mr. Dawson intentionally fouled Mr. Hopkins in order to reverse the official result. Even a finding that Mr. Dawson unintentionally fouled Mr. Hopkins would require the Commission to reverse the official result.

Separately, we also assert that the referee and the ringside physician erred in stopping the Bout without having sufficient basis for doing so.

Upon careful examination of the footage of the Bout, it is clear that Mr. Dawson's actions – i.e., grabbing the back of Mr. Hopkins' leg, picking Mr. Hopkins up and throwing him backwards to the mat – constituted a foul. Pursuant to California regulations, in the event that prior to the fourth round, a foul causes a boxer to be unable to continue, then the result of the bout must be either: (1) a disqualification of the offending boxer (in the case of an intentional foul, pursuant to 4 CCR § 338(b)); or (2) a draw (in the case of an unintentional foul, pursuant to 4 CCR § 339(b)).

Mr. Dawson's actions in grabbing Mr. Hopkins' leg, lifting Mr. Hopkins up and propelling him backwards cannot plausibly be characterized as accidental or inadvertent. Mr. Dawson's actions were indisputably intentional, as grabbing the back of Mr. Hopkins' leg served no purpose other than to enable Mr. Dawson to throw Mr. Hopkins off balance and

STATE OF CALIFORNIA



DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission

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**AGENDA ITEM #7**

August 18, 2009

**To: Commissioners
California State Athletic Commission**

**From: Dave Thornton
Interim Executive Officer**

**Subject: Appeal of Bout Decision: Timothy Bradley v. Nate Campbell – August
1, 2009**

The bout between Timothy Bradley and Nate Campbell ended in a technical knockout at end of the 3rd round. Timothy Bradley was awarded the decision based on the fact that Nate Campbell could not continue after claiming that he could not see out of his left eye.

With 2:44 left in the 3rd round Nate Campbell suffered an accidental head butt causing a laceration above Mr. Campbell's left eye. Mr. Campbell immediately took a step back and informed referee David Mendoza that he was head butted. Mr. Mendoza ordered him to continue to fight. Mr. Mendoza signaled to Athletic Inspector Mo Noor that the cut was caused by a legal blow.

Immediately after the bell rang to end the 3rd round Mr. Campbell emphatically stated, "I can't see", "I can't see", to his corner.

At that time the ringside physician Dr. Eddie Ayoub went to Campbell's corner and asked if he can see. Again, Campbell maintained that he could not see and told his camp and the ringside doctor he couldn't continue. Dr. Ayoub told Mr. Campbell that "it's not the cut" but the black spots behind your eye that is preventing you from seeing. At that point the Dr. informed the referee he can no longer continue.

After reviewing the multiple replays on the screens in the venue it was evident that the cut was actually caused by an accidental head butt.

Therefore, staff recommends the TKO awarded to Timothy Bradley should be overturned and the bout ruled a no decision.

Law Offices of LEON R. MARGULES, PA.
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DAVIE, FLORIDA 33314
TELEPHONE: 954-587-0482
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October 18, 2011

George Dodd, Executive Director
California State Athletic Commission
2005 Evergreen Street, Suite 2010
Sacramento, CA 95815
Facsimile: 916-263-2197
Email: george_dodd@csa.ca.gov

RE: Chad Dawson vs. Bernard Hopkins

Dear Mr. Dodd,

Please be advised that this office represents the interests of Gary Shaw Productions, LLC, the exclusive promoter of Chad Dawson.

As you know, Chad Dawson won the WBC Light Heavyweight Championship in Los Angeles, California on Saturday night with a TKO over Bernard Hopkins.

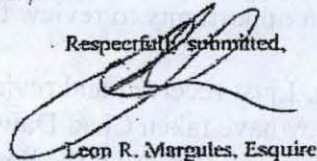
Upon information and belief, Golden Boy Promotions, Inc. on behalf of Bernard Hopkins has filed, or intends to file an appeal or protest of the decision made by the referee Pat Russell. They wish you to change the decision he rendered on Saturday.

We believe referee Pat Russell made the appropriate decision by ruling that there was no foul. Therefore if Mr. Hopkins was injured and was unable to continue, a TKO is the proper call under the rules.

Without debating the issue in detail herein, the purpose of this letter is to notify the Commission of our representation. We respectfully request that we be given the opportunity to respond in detail (to any appeal) and to participate in all proceedings.

Thank you for your attention and consideration.

Respectfully submitted,



Leon R. Margules, Esquire

cc. Chad Dawson
Gary Shaw Productions, LLC
Herman Woodward, Esquire

As set forth below, we dispute all of the allegations made by Mr. Espinoza and support the ruling and actions taken by respected world class veteran referee Pat Russell, and veteran ringside physician Dr. Tony Hicks. These very experienced professional ringside officials were in the best position to make the decisions they made on fight night, and their authority and judgment should not be questioned, unless an obvious correctable mistake was made.

1. The Fight

The incident that led to the end of the fight occurred at approximately :22 of the second round when Mr. Hopkins intentionally violated the rules after missing with a punch, and tried to hold Mr. Dawson while pushing down on his back and neck. Chad Dawson tried to protect himself and evade Mr. Hopkins' wrongful actions, resulting in Mr. Hopkins falling to the floor and allegedly suffering a severe injury. Chad Dawson did not pick up Bernard Hopkins and throw him down. Rather, Mr. Hopkins climbed on top of Mr. Dawson and pushed down on the back of his neck as stated above. Mr. Dawson merely tried to evade these deliberate fouls, causing Mr. Hopkins to fall off his back.

Noted referee Pat Russell correctly ruled that there was no foul, and that the fall by Bernard Hopkins resulted from his own intentional attempt to foul Mr. Dawson.

There have been many well known similar rulings in the history of the sport of boxing, such as what occurred in 1950 when Sandy Saddler won by TKO over Willie Pep. Mr. Pep injured his shoulder while the fighters were wrestling with each other during the fight. Willie Pep was way ahead on the scorecards, but the referee ruled a TKO in the seventh round when Mr. Pep couldn't continue.

More recently in Las Vegas in 1990, Jeff Franklin was given a TKO win over Gabriel Ruelas when Mr. Ruelas, who was dominating the fight, broke his elbow. The trainer of Mr. Ruelas Joe Goossen complained that Jeff Franklin yanked Gabriel Ruelas' arm causing the injury, but the referee ruled it an accident, and a TKO victory was awarded to Mr. Franklin.

These rulings are consistent with what happened here. Hopkins accidentally fell and was allegedly injured as correctly ruled by referee Pat Russell. Both the referee and ringside physician felt Mr. Hopkins couldn't continue, and properly awarded Chad Dawson a TKO victory.

It is also important to note, that earlier during the first round of the bout, the referee Pat Russell repeatedly warned Bernard Hopkins for fouling Chad Dawson. The Commission's appointed referee was in the best position to observe what happened in the ring, and his ruling of a TKO for Mr. Dawson, unless a blatant mistake should not be overturned.

Even in major sports with instant play rules, there must be clear and convincing evidence before the judgment of the official is overturned. Referee Pat Russell and ringside physician Dr. Tony Hicks made the correct rulings, and while some opinions might differ; their decision was correct and should be supported by the California State Athletic Commission.

4. Bernard Hopkins' History

Bernard Hopkins has a long history as a great fighter, who has held several World Titles in different weight classes and held the Middleweight Title for many years. His career however has been tainted at times because of his propensity to foul, use roughhouse tactics and claim injury when things were not going his way.

Most recently in his bout with Roy Jones, Jr., Bernard Hopkins collapsed theatrically from a tap on the back of the head. Against Joe Calzaghe, Mr. Hopkins also collapsed from a borderline tap below the belt. These are just a few instances in his well documented career.

One of the more notorious incidents in Bernard Hopkins illustrious career, and one of the reasons we question his injury, occurred in the Antwone Echols fight on December 1, 2000. As discussed in Mr. Espinoza's letter; when after suffering a similar injury, Bernard Hopkins was allowed to continue "with one hand", and won by TKO. The problem was a review of the fight shows he used both hands and was clearly exaggerating his injury.

If you watch the post fight interviews as well as Mr. Hopkins' movements just moments after the Dawson fight, there appears to be some questions about the sincerity of his injuries. In fact, upon in formation and belief, Bernard Hopkins' shoulder was being iced down by his corner after the first round, lending credence to the suspicion that he may have suffered this shoulder injury prior to the fight.

5. Cause of Injury

While an obvious conclusion is that Bernard Hopkins alleged injury was caused when he fell to the mat during the second round of the fight with Mr. Dawson, I have not seen any expert opinion or medical report that states that the fall was the cause of the injury. Do we know whether Bernard Hopkins was injured before the fight and used the injury as the way out of a fight that was not going well? Do we know whether he had a pre-existing condition? It is well documented that Mr. Hopkins had previously separated his shoulder during the fight with Antwone Echols as discussed above.

6. The California State Athletic Commission Should Stand Behind Decisions of Their Appointed Professional Ring Officials

It is important for the California State Athletic Commission to support and stand behind their ring officials. Referee Pat Russell and Dr. Tony Hicks are experienced professionals who made the correct judgment call.

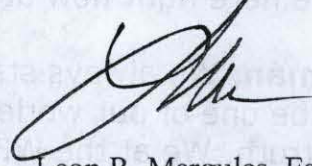
The WBC has acted unilaterally without conducting an evidentiary hearing, and ruled that the fight between Bernard Hopkins and Chad Dawson was a technical draw, and Mr. Hopkins should retain his WBC Title, without waiting for the California State Athletic Commission to hold a hearing giving both sides an opportunity to be heard. The WBC is trying to undermine the authority and jurisdiction of the State of California to determine whether the TKO awarded to Chad Dawson should stand.

The decision of the WBC should be ignored and the California State Athletic Commission should affirm the decision of their officials and allow the TKO victory given to Chad Dawson over Bernard Hopkins on October 15, 2011 to stand.

Thank you for your consideration and diligence. Please contact me if you have any questions or need any additional information.

We look forward to participating on December 13, 2011, when this matter goes before the California State Athletic Commission for hearing.

Respectfully submitted,



Leon R. Margules, Esquire

cc. Chad Dawson
Gary Shaw Productions, LLC
Herman Woodard, Esquire



ASSOCIATION OF BOXING COMMISSIONERS DOCUMENT

UNIFORM CHAMPIONSHIP RULES

As Approved August 25, 2001, Amended August 21, 2002, Amended July 28, 2002

1. Each Championship contest will be scheduled for twelve (12) rounds of three (3) minutes duration, and one (1) minute rest period.

2. Referee is the sole officer of a bout and is the only individual authorized to stop a contest.

3. All bouts will be evaluated and scored by three (3) judges.

Exhibit 6

4. Mandatory Eight (8) Count after knockdowns will be standard procedure in all bouts.

6. All professional boxers are required to wear a mouthpiece during competition. The round cannot begin without the mouthpiece. If the mouthpiece is dislodged during competition, the referee will call time and have the mouthpiece replaced at the first opportune moment, without interfering with the immediate action. Points may be deducted by the referee if he feels the mouthpiece is being purposely spit out.
7. There is NO Standing Eight (8) Count.
8. There is NO Three (3) Knockdown Rule.
9. A boxer shall receive a twenty (20) second count if boxer is knocked out of the ring and onto the floor. The boxer is to be unassisted by his seconds. If assisted by his seconds, ^{the} boxer shall be disqualified by the referee.
10. A boxer who has been knocked down cannot be saved by the bell in any round. *The Referee will continue the count at the end of any Round*
11. If a boxer sustains an injury from a fair blow and the injury is severe enough to terminate the bout, the injured boxer will lose by TKO.
12. Both boxers shall use only those brands or models of gloves for their contests that have been approved by the Association of

- a. **Partial or incomplete rounds will be scored. If no action has occurred, the round should be scored as an even round. This is at the discretion of the judges.**

13. A fighter who is hit with an accidental low blow must continue after a reasonable amount of time but no more than five (5) minutes or he will lose the fight.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item

9

Officials Subcommittee Update



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

Draft Pay Scale for Officials 2012
Minimum Pay For Professional Boxing/MMA Officials

	Receipts	Referee	Judge	Timekeeper	Physician
California	0 - \$10,000	200	150	125	300
	10,000- 20,000	275	200	150	350
	20,001 – 30,000	300	225	175	400
	30,001 – 75,000	450	325	250	450
	75,001 and above	650	550	275	500
	Pay Per View	1000	900	500	900

- Physicians who work weigh ins will be paid an additional \$250 plus mileage if applicable

Notes:

Net Gate represents the total gross receipts plus television of any kind and video income, minus State Pension and Neurological Funds.

The number of officials assigned is dependent on the number of rounds, bouts, and/or championship bouts. One extra referee and/or judge shall be assigned to boxing/mma shows that have more than 45 rounds of scheduled. Two extra referee and/or judges will be assigned to those shows that have 55 or more scheduled rounds. All televised shows, and/or shows where there are 45 or more scheduled rounds; there will be two (2) timekeepers.

A minimum of two (2) Ringside physicians will be assigned to each event. A third ringside physician will be assigned to all World Title bouts.

Officials shall be paid a mileage allowance of .485 cents per mile for actual round trip travel the official's residence to the venue. Promoters will be required to pay any fees associated with the travel of officials to venues. This includes toll, parking, etc.

Officials that are assigned to events that are 100 miles (one way) or more from their residence shall be provided a hotel room and \$25.00 per day as a meal allowance. For safety reasons a five (5) mile allowance to this policy will exist for such cases where officials may have to travel late at night. If the promoter can not provide a room, officials are entitled up to \$85.00 upon presenting a hotel receipt prior to receiving payment.

Exception: World Title Bouts. All officials expenses such as travel, per diem, room, tolls, and parking shall be paid (Unless the sanctioning bout has a written policy as to the expenses which would prevail).

Officials are entitled to compensation of \$100 if an event is cancelled through no fault of CSAC or the officials.

Pay Structure for Recognized World Championship Bouts

- Including Interim and Vacant Championship
- Depending on the magnitude of the event and/or the boxer's purse

WBA – World Boxing Association

WBO – World Boxing Organization

WBC – World Boxing Council

IBF – International Boxing Organization

IBO – International Boxing Organization

UFC – Ultimate Fight Championship

Referee: \$1,900

Judge: \$1,600

Timekeepers: \$400

Note: Referees and Judges who are assigned to work these bouts are not required to work the undercard bouts.

Minimum Pay for Officials for Regional Championship Bouts

- Including Interim and Vacant Championship
- Depending on the magnitude of the event and/or the boxers' purse

WBA – World Boxing Association

WBO – World Boxing Organization

WBC – World Boxing Council

IBF – International Boxing Organization

IBO – International Boxing Organization

Any Other – Promotional Titles

Referee: \$600

Judge: \$500

Timekeeper: \$300

Note: Referees and Judges who are assigned to work these bouts may be assigned to work undercard bouts.

Amateur Combative Sports Pay Scale

	Receipts	Referee	Judges	Timekeeper	Physicians
California	0 - \$6,000	200	150	125	300
	\$6,001 - \$12,000	275	200	150	350
	\$12,001 – Over	300	225	175	400

Mileage and Accommodations:

Officials shall be paid a mileage allowance of .485 cents per mile for actual round trip travel the official's residence to the venue. Promoters will be required to pay any fees associated with the travel of officials to venues. This includes toll, parking, etc.

Officials that are assigned to events that are 100 miles (one way) or more from their residence shall be provided a hotel room and \$25.00 per day as a meal allowance. For safety reasons a five (5) mile allowance to this policy will exist for such cases where officials may have to travel late at night.

Officials are entitled to compensation of \$100 if an event is cancelled through no fault of CSAC or the officials.

Pay Scale Reflects 1999 scale and the current scale in use.

	Receipts	Referee	Judge	Timekeeper	Physician
California	0- 10,000	150/200	100/150	75/100	175/300
	10,000-20,000	225/275	150/200	100/125	225/350
	20,000-30,000	250/300	175/225	125/150	275 (350)/ 400
	30,000-75,000	400/450	275/325	150/200	400/450
	75,000 and above	600/650	500/550	200/250	400/500
	Pay Per View	750	650	300	600

Proposed Pay Scale for all Officials

	Receipts	Referee	Judge	Timekeeper	Physician
California	0- 10,000	200	150	125	300
	10,000-20,000	275	200	150	350
	20,000-30,000	300	225	175	400
	30,000-75,000	450	325	250	450
	75,000 and above	650	550	275	500
	Pay Per View	750	650	300	600

We have added a pay per view event scale and included the UFC as a World Title in order for officials to be paid accordingly.

Amateur Boxing/MMA Pay Scale (Proposed scale is printed in bold)

	Receipts	Referee	Judge	Timekeeper	Physician
California	0- \$6,000	150/ 200	125/ 150	75/ 125	200/ 300
	\$ 6,001 – \$12, 000	200/ 275	175/ 200	125/ 150	250/ 350
	\$12,001 - Over	250/ 300	225/225	175/ 175	300/ 400

*Department of Consumer Affairs
California State Athletic Commission*

Boxing Officials' Pay Scale

Printer Friendly Version

Minimum Pay for Professional Boxing Referees and Judges For Most Recognized World Championship Bouts*

*Include Interim and Vacant championships

*Depending on the magnitude of the event and or the boxer's purse

WBA – World Boxing Association

WBC – World Boxing Council

IBF – International Boxing Federation

WBO – World Boxing Organization

IBO – International Boxing Organization

Referee – 1,900.00

Judge – 1,600.00

NOTE: Referees and Judges who are assigned to work these bouts do not work undercard bouts.

Minimum Pay for Professional Boxing Referees and Judges For Other Recognized World Championship Bouts*

*Include Interim and Vacant championships

*Depending on the magnitude of the event and or the boxer's purse

IBA – International Boxing Association

IBC – International Boxing Council

WBU – World Boxing Union

GBU – Global Boxing Union

ANY OTHER

Referee – 600.00

Judge – 500.00

NOTE: Referees and Judges who are assigned to work these bouts may be assigned to work undercard bouts.

Minimum Pay for Professional Boxing Referees and Judges For Regional Championship Bouts*

*Include Interim and Vacant championships

*Depending on the magnitude of the event and or the boxer's purse

WBA – World Boxing Association

WBC – World Boxing Council

IBF – International Boxing Federation

WBO – World Boxing Organization

IBO – International Boxing Organization

IBA – International Boxing Association

IBC – International Boxing Council

WBU – World Boxing Union

GBU – Global Boxing Union

ANY OTHER

Referees – 500.00

Judge – 400.00

NOTE: Referees and Judges who are assigned to work these bouts may be assigned to work undercard bouts.

2006 Standard Official's Pay Scale Professional Boxing

Net Gate	Referee	Judge	Timekeeper	Physicians*
0-10,000	200.00	150.00	100.00	300.00

10,000–20,000	275.00	200.00	125.00	350.00
20,000–30,000	300.00	225.00	150.00	400.00
30,000–75,000	450.00	325.00	200.00	450.00
75,000 AND ABOVE	650.00	550.00	250.00	500.00

*Physicians who work weigh-ins will be paid an additional 250.00 plus mileage if applicable

NOTES:

Net Gate represents the total gross receipts plus television of any kind and video income, minus State, Pension and Neurological Funds taxes.

The number of officials assigned is dependent on the number of rounds, bouts and or championship bouts.

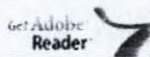
A minimum of two (2) Ringside Physicians will be assigned to each event.

Officials shall be paid a mileage allowance of .485 cents per mile for actual round trip travel from the Official's residence to the venue.

Officials that are assigned to events that are 100 miles (one way) or more from their residence shall be provided a hotel room and \$25.00 per day as a meal allowance. For safety reasons a five (5) mile allowance to this policy will exist for such cases where officials may have to travel late night.

Minimum payment to Officials for cancelled events will be at the rate of \$100.00 plus mileage.

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Officials Pay Scale for Boxing and Mixed Martial Arts State Comparisons

States	Receipts	Referee	Judge	Timekeeper	Physician (or Lead Doctor)	Physician (other Doctors)
California	0- 10,000	200	150	100	300	
	10,000-20,000	275	200	125	350	
	20,000-30,000	300	225	150	400	
	30,000-75,000	450	325	200	450	
	75,000 and above	650	550	250	500	
Nevada	Small show	250	200	200	525	475
	Medium show	700	550	450	750	675
	Large show	800	650	550	1075	975
	PPV Show	1200	950	650	1075	975
New Jersey	0-25,000	250	200	200		
	25,000-50,000	300	250	250		
	50,000-100,000	350	300	300		
	100,000-200,000	400	350	350		
	200,000-300,000	500	400	400		
	Excess of 300,000	Fees shall be set by the commissioner				
New York	Up to 25,000	175	150		175	
	25,001-40,000	225	175		200	
	40,001-75,000	300	200		225	
	75,001-125,000	400	250		250	
	125,001-150,000	500	300		300	
	150,001-200,000	725	400		400	
	200,001-250,000	800	500		500	
	250,001 and over	Set by New York State Athletic Commission on a per fight basis				

State	Definition of Receipts
California	Receipts represent net gate; the total gross receipts plus television of any kind and video income, minus State, Pension and Neurological funds taxes
Nevada	Receipts represent anticipated gate and television revenue for MMA shows
New Jersey	Receipts represent gross Gate Receipts
New York	Receipts represent net receipts

For Professional Boxing:

State	Without TV or title	Without TV or Casino	Local TV nontitle	Televised	Title	
Florida						
Doctor	400			800*	800- 1000	*If over 3 hours or 8 fights or more
Judges	125			250	250	
Referee	150			300	300	
Missouri						
Timekeeper	125	150		175	200	
					*	*Official fee sanctioning organization officials fee
Judges	200	250		300		
					*	*Official fee sanctioning organization officials fee
Referee	250	300		400		
Washington						
Doctor	250		250	250	250	
Timekeeper	75		100	150	150	
Judges	75		100	150	150	
Referee (preliminary)	110		135	175	175	
Referee (Main Event)	125		200	225	225	

2009 Standard Official's Pay Scale Amateur Events				
Net Gate	Referee	Judge	Timekeeper	Physicians
0 – 6,000	150.00	125.00	75.00	200.00
6,001 – 12,000	200.00	175.00	125.00	250.00
12,001 AND ABOVE	250.00	225.00	175.00	300.00

* Physicians that work weigh-ins will be paid an additional \$250.00 plus mileage if applicable plus an additional \$40 per extra athlete over twelve (12) athlete pre-bout examinations.

Net Gate represents the total gross receipts plus television of any kind and video income, minus State taxes.

The number of officials assigned is dependent on the number of rounds, bouts, and or championship bouts.

A minimum of two (2) Ringside Physicians will be assigned to each event.

Officials shall be paid a mileage allowance based on the standard IRS guidelines for actual round trip travel from the Official's residence to the venue.

Officials that are assigned to events that are 100 miles (one way) or more from their residence shall be provided a hotel room and \$25.00 per day as a meal allowance. For safety reasons, a five (5) mile allowance to this policy will exist for such cases where officials may have to travel late night.

Minimum payment to Officials for cancelled events will be at the rate of \$100.00 plus mileage.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
10(a)

Neurological Fund Assessment
Changing Assessment Fees



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



California State Athletic Commission
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Agenda Item 10(a)
December 13, 2011

Neurological Fund Assessment – Changing Assessment Fees

Business and Professions Code section 18711(c) states, in part, *"The cost of the examinations required by this section shall be paid from assessments on any one or more of the following: promoters of professional matches, managers, and professional athletes or other contestants licensed under this chapter. The rate and manner of assessment shall be set by the commission, and may cover all costs associated with the requirements of this section."*

No regulation pertaining to the amount or rate and manner of assessment has been established. Currently, a fee of \$0.60 per ticket is collected; with a maximum of \$12,500 per event, pursuant to administrative policy #91-35 dated August 17, 1990 (attached).

Issue:

Fees continue to be collected and deposited in the Neurological Examination Account; however, neurological examinations are not being paid for by the commission. In order for the neurological examination testing to serve its purpose (protecting the health and safety of the athlete) it has been determined that the results must 1) be maintained to monitor changes in the athlete and 2) to compare to other athletes to identify general injury trends and/or early injury risk factors.

Options:

- 1) Begin paying for athlete's neurological examinations, and develop and maintain a medical/injury data base to collect and compare data.

Pro: Athlete's would be given standardized tests to identify their injury risk factors and the commission would maintain medical data for comparison.

Con: Prior to implementing this option, the commission would need to 1) determine how much the exams cost and how many are conducted each year – which could result in increasing the amount of the assessment, 2) obtain authorization to appropriate the Fund accordingly, 3) contract with physicians to conduct the examination and a vendor to create or implement a database to house the results; and 4) implement regulations for this protocol. It's possible that the commission may end up funding neurological examinations for fighters who never fight in California.

- 2) Do NOT pay for the neurological examination testing, but require the tests to be performed and the data be provided to the commission for input into a medical data base.

PRO: This could result in reducing or eliminating the assessment fee. The commission could collect and compare athlete's medical data.

CON: Prior to implementing this option, a Legislative change would be needed to redirect the use of the Fund and the commission would need to 1) obtain authorization to appropriate the Fund accordingly, 2) contract with a vendor to create or implement a database to house the results; and

3) implement regulations for this protocol. Elimination of the assessment fee could result in loss of funding for ½ the commission's program analyst position.

3) Use the Fund to develop and maintain a database to collect and compare medical data
AND to pay for only extensive neurological exams ordered by the commission.

PRO: This could result in reducing the assessment fee. The commission could collect and compare athlete's medical data.

CON: Prior to implementing this option, the commission would need to 1) determine how much the exams cost and how many are conducted each year, 2) obtain authorization to appropriate the Fund accordingly, 3) contract with physicians to conduct the examination and a vendor to create or implement a database to house the results; and 4) implement regulations for this protocol.

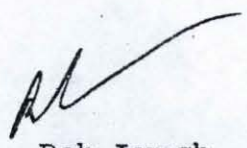
Memorandum

To : All Athletic Inspectors

October 1, 1990

Subject: Neurological
Assessment

From: Athletic Commission



Rob Lynch

At the commission's August 17, 1990 meeting, a motion was passed to place a ceiling on the total amount of the neurological assessment which could be collected at any single boxing event.

This motion recently received Departmental approval and effective immediately the maximum amount of neurological assessment which can be collected at any single event is \$12,500.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
10(b)
Neurological Fund Assessment
Staff



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



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Agenda Item 10(b)
 December 13, 2011

Neurological Fund Assessment – Staffing

Boxers' Neurological Fund balance \$701,078

Fund usage per fiscal year (FY):

Appropriated funds – FY 10/11	\$116,809
FY 11/12	\$120,627
FY 12/13	\$121,000

Departmental pro rata (human resources, budgets, business services, etc) is approximately 10-12% of the appropriated fund amount for the year.

Central Services pro rata (BreEZe, building, etc.) is approximately 4-5% of appropriated funds each year.

Personnel Services pays half the salary of the program analyst, approximately \$30,000.

The Boxers' Neurological Fund encumbers close to half of what the appropriations for each new fiscal year.

In past years the program analyst worked closely with the doctors and athletes to schedule exams, maintain exam information and prepare reports for executive staff. By the end of 1992, the job duties changed as the commission no longer paid for the neurological exams.

At the commission meeting October 3, 2011, it was suggested that the program analyst's salary should be paid from the commission's general budget and not the neurological fund. However, a change such as this, if approved by the department, could not become effective until July 1, 2013 (FY 13/14) at the earliest.

In August 2011, the Advisory Committee on Medical Safety Standards (committee) was re-established. Since that time the program analyst has been assigned as the primary staff person working with the committee on its assignments and preparing for its meetings. Additionally, the program analyst works closely with DCA staff to ensure the funds are available and at our disposal. Additionally, the program analyst will be primarily responsible for helping implement the commission's goals for the Fund and for its continued administration.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
10(c)

Neurological Fund Assessment
Neurological Testing Requirements



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



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Agenda Item 10(c)
December 13, 2011

Neurological Fund Assessment – Neurological Testing Requirements

Every athlete is required to have a neurological exam every 15 months. These exams are paid for by the athlete unless a more extensive one is requested by the commission.

The commission does not have a database established to capture the results of medical exams. The Advisory Committee on Medical Safety Standards (Committee) recommends such a database be established for research and reporting purposes on medical conditions such as TBI, acute or chronic, concussions, etc.

A change in legislation would allow the Committee to move forward with creating and implementing a database.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item

11(a)

Request to Set Regulatory Hearing –
Amateur Boxing Rules
Reason for Establishing Regulations



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

Amateur Boxing Proposed Regulations

Information/Comparison Table

<p>1. Amend section 601 to read as follows:</p> <p>601. Professional Boxing Rules Apply.</p> <p>(a) The rules of the commission pertaining to professional boxing shall apply to amateur boxing unless the club or organization obtains a law and rule waiver under Section 18646 of the code or the professional boxing rules are inconsistent with these Amateur Boxing Regulations or the provisions of the Boxing Act pertaining to amateur boxing wherever practicable. If any subject is not covered by the express provisions of these rules, the rules for the conduct of amateur boxing contests as adopted by the United States Olympic Committee shall apply.</p> <p><u>(b) If a controversy arises in connection with any subject which is not covered by the express provisions of these rules, the commission reserves the right to make such decision as it deems to be fair and equitable under all the circumstances, and that decision shall be final.</u></p>	<p>This section would make all California professional boxing rules apply to amateur boxers (over the age of 16) at California regulated events (unless specified as different in regulation). This would require amateurs (over 16) to complete all medical requirements of professionals including blood.</p> <p>This requirement exceeds that of USA Boxing and should this regulation be adopted, USA Boxing would be required to implement the same requirements, as USA Boxing is required to meet or exceed California's rules in order to maintain its delegated authority.</p>
<p>2. Adopt new section 602 to read as follows:</p> <p>602. <u>Certification Classes of Amateur Contestants.</u></p> <p>(a) <u>Novice Class. Any contestant who has participated in four or fewer amateur boxing contests approved by the commission shall be in the Novice Class.</u></p>	<p>This differs from USOC/USA Boxing Rules. This proposal would allow a boxer with four bouts to be matched against a boxer with 100.</p> <p>USA Boxing Rules: 109.2 Classification of boxers (1) The following shall establish experience classifications. (a) Sub-novice class. A boxer who has not competed</p>

<p><u>(b) Open Class. Any contestant who has participated in more than four amateur boxing contests approved by the commission shall be in the Open Class.</u></p>	<p>in a sanctioned USA Boxing boxing match. (b) Novice class. A boxer who has competed in 10 or less sanctioned USA Boxing boxing matches. Said boxer's 10th bout shall be in the novice class. (c) Open class. A boxer who has competed in more than 10 sanctioned USA Boxing boxing matches. Said boxer's 11th bout shall be in the open class.</p>
<p>3. Adopt new section 610 to read as follows:</p> <p>610. Equipment.</p> <p><u>In addition to the equipment requirements set forth in Rule 306, an amateur boxer shall wear a shirt and a competition head protector, approved by the commission, which shall not have cheek or nose guards or Velcro closures that have not been taped prior to competing.</u></p>	<p>In some competitions the cheek protectors are used. In competition the nose guard and cheek protectors are not allowed. Sleeveless shirts are required so that an athlete cannot get tangled up and then injured.</p> <p>USOC/USA Boxing rules: 103.1 All boxers must use USA Boxing-approved equipment. (4) Boxers (male/female) must wear a sleeveless athletic shirt (singlet or jersey) of a different color from the trunk's waistband. It is highly recommended that the boxer wear the color of the corner assigned. If this is not possible, it is further recommended that the boxer not wear the color of the opposing corner (i.e., wearing a blue jersey if boxing out of the red corner). (a) Purpose of athletic shirt: i. To distinguish the amateur boxer. ii. To facilitate easier recognition of boxers for the officials. iii. To absorb body moisture and allow contestants to wipe their own gloves. iv. To reduce/eliminate rope burns. v. To keep gloves somewhat clean after each blow.</p>
<p>4. Adopt new section 611 to read as follows:</p>	<p>USCO/USA Boxing rules: 152lbs or less 10 oz Gloves. 165 lbs or more 12 oz gloves.</p>

611. Gloves.

(a) All gloves must be approved by the commission.

(b) A contestant who weighs 147 pounds or less shall wear no less than twelve-ounce gloves. A contestant who weighs 147.1 pounds or more shall wear no less than fourteen-ounce gloves.

When two contestants differ in weight classes, the contestants shall wear the gloves required for the higher weight classification.

(c) Gloves shall be examined by the commission representative and the referee. If padding is found to be misplaced or lumpy, or if gloves are found to be imperfect or clearly ill-fitting, they shall be changed before the contest starts. No breaking, skinning, roughing or twisting of gloves shall be permitted.

(d) If gloves have been used before, they shall be whole, clean, in sanitary condition and subject to inspection by the referee or commission representative as to condition. Any gloves found to be unfit shall be immediately discarded and replaced with gloves meeting the above requirements.

(e) All clubs shall have on hand an extra set of twelve-ounce and an extra set of fourteen-ounce gloves to be used in case gloves are broken or in any way damaged during the course of a bout. These extra sets of gloves will be placed in the custody of the commission representative at ringside.

<p>5. Adopt new section 616 to read as follows:</p> <p>616. Resuming Boxing.</p> <p><u>No amateur contestant who has been knocked down in a contest shall be allowed to resume boxing until the referee has finished the counting of eight.</u></p>	<p>USOC/USA Boxing rules:</p> <p>(b) Mandatory eight-count. When a boxer is "down" as the result of a blow, the bout shall not be continued until the referee has reached the count of eight, even if the boxer is ready to continue before then.</p>
<p>6. Adopt new section 617 to read as follows:</p> <p>617. Drawing for Tournaments.</p> <p><u>The method of drawing for amateur boxing tournaments shall be that prescribed by the rules governing the Olympic Games boxing trials.</u></p>	<p>USOC/USA Boxing rules:</p> <p>110.1 Tournament advancement (1) Tournament defined. A tournament usually involves one or more clubs, LBCs, regions, group members, etc. Winners advance to the next round, i.e. regional or national tournaments. Matching boxers usually involves a pool of boxers, and a random draw is conducted to determine who competes against whom within strict age, weight and classification requirements. All sanctioned tournaments leading to and including regional or national competitions are only open to USA Boxing registered athletes.</p>
<p>7. Amend section 623 to read as follows:</p> <p>623. Advance Notice.</p> <p>Advance notices for all amateur shows shall be filed in the office of the commission at least five<u>fourteen</u> days before the date of each show.</p>	

California State Athletic Commission
Specific Language of Proposed Changes
Amateur Boxing Regulations
Draft—December 3, 2011

Adopt and amend regulations in Chapter 3, of Division 2 of Title 4, California Code of Regulations as follows:

1. Amend section 601 to read as follows:

601. Professional Boxing Rules Apply.

(a) The rules of the commission pertaining to professional boxing shall apply to amateur boxing unless the club or organization obtains a law and rule waiver under Section 18646 of the code or the professional boxing rules are inconsistent with these Amateur Boxing Regulations or the provisions of the Boxing Act pertaining to amateur boxing wherever practicable. If any subject is not covered by the express provisions of these rules, the rules for the conduct of amateur boxing contests as adopted by the United States Olympic Committee shall apply.

(b) If a controversy arises in connection with any subject which is not covered by the express provisions of these rules, the commission reserves the right to make such decision as it deems to be fair and equitable under all the circumstances, and that decision shall be final.

NOTE: Authority cited: Section 18611, Business and Professions Code. Reference: Sections 18640 and 18646, Business and Professions Code.

2. Adopt new section 602 to read as follows:

602. Certification Classes of Amateur Contestants.

(a) Novice Class. Any contestant who has participated in four or fewer amateur boxing contests approved by the commission shall be in the Novice Class.

(b) Open Class. Any contestant who has participated in more than four amateur boxing contests approved by the commission shall be in the Open Class.

NOTE: Authority cited: Section 18611, Business and Professions Code. Reference: Sections 18640, 18728, 18763 and 18765, Business and Professions Code.

3. Adopt new section 610 to read as follows:

610. Equipment.

In addition to the equipment requirements set forth in Rule 306, an amateur boxer shall wear a shirt and a competition head protector, approved by the commission, which shall not have cheek or nose guards or Velcro closures that have not been taped prior to competing.

NOTE: Authority cited: Section 18611, Business and Professions Code. Reference: Section 18640, Business and Professions Code.

4. Adopt new section 611 to read as follows:

611. Gloves.

(a) All gloves must be approved by the commission.

(b) A contestant who weighs 147 pounds or less shall wear no less than twelve-ounce gloves. A contestant who weighs 147.1 pounds or more shall wear no less than fourteen-ounce gloves.

When two contestants differ in weight classes, the contestants shall wear the gloves required for the higher weight classification.

(c) Gloves shall be examined by the commission representative and the referee. If padding is found to be misplaced or lumpy, or if gloves are found to be imperfect or clearly ill-fitting, they shall be changed before the contest starts. No breaking, skinning, roughing or twisting of gloves shall be permitted.

(d) If gloves have been used before, they shall be whole, clean, in sanitary condition and subject to inspection by the referee or commission representative as to condition. Any gloves found to be unfit shall be immediately discarded and replaced with gloves meeting the above requirements.

(e) All clubs shall have on hand an extra set of twelve-ounce and an extra set of fourteen-ounce gloves to be used in case gloves are broken or in any way damaged during the course of a bout. These extra sets of gloves will be placed in the custody of the commission representative at ringside.

NOTE: Authority cited: Section 18611, Business and Professions Code. Reference: Sections 18640, 18723 and 18725, Business and Professions Code.

5. Adopt new section 616 to read as follows:

616. Resuming Boxing.

No amateur contestant who has been knocked down in a contest shall be allowed to resume boxing until the referee has finished the counting of eight.

NOTE: Authority cited: Section 18611, Business and Professions Code. Reference: Sections 18640, 18723 and 18725, Business and Professions Code.

6. Adopt new section 617 to read as follows:

617. Drawing for Tournaments.

The method of drawing for amateur boxing tournaments shall be that prescribed by the rules governing the Olympic Games boxing trials.

NOTE: Authority cited: Section 18611, Business and Professions Code. Reference: Sections 18640, 18723 and 18725, Business and Professions Code.

7. Amend section 623 to read as follows:

623. Advance Notice.

Advance notices for all amateur shows shall be filed in the office of the commission at least ~~five~~fourteen days before the date of each show.

NOTE: Authority cited: Section 18611, Business and Professions Code. Reference: Sections 18640 and 18641, Business and Professions Code.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
11(b)

Request to Set Regulatory Hearing –
Amateur Boxing Rules
Setting Minimum Medical Requirements



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item

12


Approval of Hand Wrap Regulation
Language and Demonstration



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



MEMORANDUM

DATE	December 06, 2011
TO	All Commission Members
FROM	Elizabeth Parkman, Program Analyst  California State Athletic Commission (916) 263-6529/ elizabeth.parkman@dca.ca.gov
SUBJECT	Rule 323 – Hand Wrap Regulation Language

Several months ago the Commission began moving forward with revising the regulations governing hand wraps (California Code of Regulations section 323). Language was adopted and revisions were made to the language as it proceeded through the regulatory process. The proposal eventually made it to the Office of Administrative Law (OAL) where it was discovered that several versions of the language existed and the language that was originally approved by the Commission was unclear.

As a result, new language is being brought before you for approval. A regulatory hearing will be set pending the commission's approval.

Additionally, to assist you in understanding the hand wrap process, a demonstration will occur at the Commission meeting.

If you have any questions regarding this matter, please contact me.

California State Athletic Commission
Specific Language of Proposed Changes—12-7-2011
Hand Wraps

323. Bandages.~~Hand Wraps.~~

Bandages shall not exceed the following restrictions:

(a) A hand wrap shall consist of only the following materials applied as specified in this regulation.

(1) Size of Gauze and Tape.

Unless otherwise specified, gauze shall not exceed two inches in width and surgical tape shall not exceed one and one-half inches in width.

(2) Base Layer of Gauze or Tape.~~One winding of surgeon's adhesive tape, not over one and one-half inches wide, placed directly on the hand to protect that part of the hand near the wrist. Said tape may cross the back of the hand twice~~Gauze or surgical tape may be wrapped around the hand and wrist a maximum of 10 times but shall not extend within one inch of the knuckles when hand is clenched to make a fist. The gauze may be secured with a strip of surgical tape not to exceed one inch in length.

(3) Hand Wrap.

~~Contestants shall use soft surgical bandage~~Not more than 20 yards of gauze (including gauze used for a knuckle pad) not over two inches wide may be used to complete the hand wrap, and the gauze may be held in place by not more than ten yards of surgeon's adhesive~~surgical~~tape for each hand. The surgical tape shall not extend within one inch of the knuckles when hand is clenched to make a

fist. Knuckle pads shall be prepared only in the presence of a commission representative. Not more than twenty yards of bandage may be used to complete the wrappings for each hand.

(4) Knuckle Pad Anchors.

Strips of surgical tape, not to exceed ¾ inch in width, may be placed between the boxer's fingers in the joint to anchor the knuckle pad in place, but shall not extend on to the knuckles.

(5) Final Supportive Layer.

The hand and wrist area may be wrapped with a maximum of two layers of flexible non-adhesive tape which does not extend within one inch of the knuckles when hand is clenched to make a fist.

(b) Bandages Hand wraps shall be applied in the dressing room in the presence of a commission representative and both contestants. Before a boxer's gloves are put on, a commission representative shall inspect the hand wraps to ensure they have not been altered. Either contestant may waive his privilege of witnessing the bandaging wrapping of his opponent's hands.

Note: Authority cited: Section 18611, Business and Professions Code.
Reference: Sections 18640 and 18714, Business and Professions Code.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item

13

Discussion on Changing Mechanics Prior to
Ending a Round



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



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Agenda Item 13
December 13, 2011

DISCUSSION ON CHANGING MECHANICS PRIOR TO ENDING A ROUND

California Code of Regulations (CCR) Title 4, Division 2 establishes guidelines for ending a boxing round.

§ Rule 354. Warning

Ten seconds before the beginning and ending of each round the timekeeper shall give warning to the seconds of the contestants by suitable signal.

No second shall be in contact with the ring apron prior to the sounding of the bell ending the round.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item

14

Closed Session

Executive Officer's Evaluation



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item
15
Review of No Gift Policy



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer



Agenda Item 15
December 13, 2011

Background

In September 2009, the Los Angeles Times ran an article claiming that state officials were using their position as athletic commissioners to gain admission to events throughout California. As required by the Fair Political Practice Commission, each gift received must be reported on the commissioner's SF 700 – a form that each commissioner must file when taking office, leaving office or annually. It was discovered that the majority of the admission tickets received were not disclosed on the SF 700.

After the story broke, two commissioners awaiting re-confirmation, resigned with the understanding that Senator Steinberg would not hold hearings regarding these two commissioners' failure to report gifts.

In July of 2010, the California State Athletic Commission adopted a Board Member Administration Manual. On page 19 of the manual (copy included at the beginning of this agenda item), it states that "a gift of any kind to commission members from licensees or applicants for licensure is not permitted. A gift shall be returned immediately."

Proposal

Consider changing the Board Member Administration Manual to allow commissioners to receive gifts up to the maximum allowed (\$420) by the California Code (included in commission package)

STATE OF CALIFORNIA



DEPARTMENT OF CONSUMER AFFAIRS

California State Athletic Commission

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 **COPY**

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 Commission 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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California Code Of Regulations 18940

Gift Limit Amount 18940.2

- (a) For purposes of Section 89503, the adjusted annual gift limitation amount in effect for the period January 1, 2011, to December 31, 2012, is \$420.
- (b) The gift limitation of \$250 in Section 89503 shall be adjusted biennially by the Commission to reflect changes in the Consumer Price Index and rounded to the nearest \$10. The resulting figure shall be the adjusted gift limitation in effect until January 1 of the next odd-numbered year.
- (c) The adjustment shall be based upon the September forecast of U.S. Bureau of Labor Statistics California Consumer Price Index for All Urban Consumers for the calendar year immediately preceding the year in which the adjustment is to take effect.
- (d) The adjusted gift limitation amount shall be calculated by the Commission as follows:
- (1) The base dollar amount of \$250 shall be increased or decreased by the cumulative percentage change in the annual average California Consumer Price Index from 1990 to the end of the calendar year immediately preceding the year in which the adjustment will take effect.
 - (2) The dollar amount obtained by application of the calculation set forth in subdivision (b) shall be rounded to the nearest \$10.[1]

[1]For example, the California Consumer Price Index for All Urban Consumers for 1990 is 135.0. In 1992, the California CPI increased to 145.6. Therefore, the adjusted gift limitation amount beginning in 1993 would be calculated as follows:

Note: Authority cited: Section 83112, Government Code. Reference: Sections 87103(e), 89503 and 89506, Government Code.

(Amended by Register 2010, No. 47.)

Receipt, Promise and Acceptance of Gifts 18941

- (a) Receipt or Acceptance of a Gift. Except as otherwise provided in this section or in California Code of Regulations, Title 2, Section 18943, a gift is "received" or "accepted" when the recipient knows that he or she has either actual possession of the gift or takes any action exercising direction or control over the gift.
- (1) In the case of a rebate or discount which, based on Government Code Section 82028, would otherwise be a gift, the gift is "received" or "accepted" when the recipient knows that the rebate or discount is not made in the regular course of business to members of the public without regard to official status.

(2) Except for passes or tickets as set forth in California Code of Regulations, Title 2, Section 18946.1(a), discarding a gift does not negate receipt or acceptance of a gift.

(3) Turning a gift over to another person does not negate receipt or acceptance of a gift.

(b) Disqualification: Promise of a Gift. For the purposes of Government Code Sections 87100 and 87103, a gift is "promised" on the date an offer to give the gift is made if the recipient knows that a gift has been offered and ultimately obtains actual possession of the gift or takes any action exercising direction or control over the gift.

Exceptions to Gift and Exceptions to Gift Limits 18942

(a) For purposes of Section 82028, none of the following is a gift and none is subject to any limitation on gifts:

(1) Informational material as defined by Regulation 18942.1.

(2) Except for passes and tickets as provided in Regulation 18946.1, a gift that is not used and that, within 30 days after receipt, is returned or donated pursuant to Regulation 18943, or for which reimbursement is paid pursuant to said Regulation 18943.

(3) A gift from an individual's spouse, child, parent, grandparent, grandchild, brother, sister, parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin or the spouse of any such person, unless the donor is acting as an agent or intermediary for any person not identified in this subdivision (a)(3).

(4) A campaign contribution required to be reported under Chapter 4 of the Act (commencing with Government Code section 84100).

(5) Any devise or inheritance.

(6) A personalized plaque or trophy with an individual value of less than \$250.

(7)(A) The cost of hospitality (including food, beverages, or occasional lodging) provided to an official by an individual in the individual's home when the individual is present, unless one of the following provisions applies:

(i) Any part of the cost of the hospitality is paid directly or reimbursed by another person.

(ii) Any person deducts any part of the cost of such hospitality as a business expense on any government tax return.

(iii) There is an understanding between the individual extending the hospitality and another person that any amount of compensation the individual receives from that person includes a portion to be utilized to provide gifts of hospitality in the individual's home.

(B) In determining the applicability of subparagraph (A), the following apply:

(i) The cost of providing hospitality does not include any part of the value or rental cost of the home nor does it include any depreciation value on the home where the hospitality is extended.

(ii) An official may presume that the cost of home hospitality is paid by the host unless the host discloses to the official, or it is clear from the surrounding circumstances at the time the hospitality is provided, that a person, other than the host, paid the cost of the hospitality.

(8) Gifts exchanged between an individual who is required to file a statement of economic interests and another individual, other than a lobbyist, on holidays, birthdays, or similar occasions to the

extent that the gifts exchanged are not substantially disproportionate in value. For purposes of this subdivision, and notwithstanding Regulation 18946.2(b), "gifts exchanged" includes food, beverages, entertainment, and nominal benefits provided at the occasion by the honoree or another individual, other than a lobbyist, hosting the event.

(9) Leave credits, including vacation, sick leave, or compensatory time off, donated to an official in accordance with a bona fide catastrophic or similar emergency leave program established by the official's employer and available to all employees in the same job classification or position. This shall not include donations of cash.

(10) Payments received under a government agency program or a program established by a bona fide charitable organization exempt from taxation under section 501(c)(3) of the Internal Revenue Code designed to provide disaster relief or food, shelter, or similar assistance to qualified recipients if such payments are available to members of the public without regard to official status.

(11) Free admission, and refreshments and similar non-cash nominal benefits provided to a filer at an event at which the filer gives a speech, participates in a panel or seminar, or provides a similar service, and transportation and any necessary lodging and subsistence that is exempt under Regulation 18950.3. These items are not payments and need not be reported by the filer.

(12) The transportation, lodging, and subsistence specified by Regulation 18950.4.

(13) A ticket or pass, provided to an official for his or her admission to an event at which the official performs a ceremonial role or function on behalf of the agency, so long as the official complies with the posting provisions set forth in subdivision (c) of Regulation 18944.1.

(b) The following items, if they are otherwise gifts, are exempt from the limitations on gifts described in Section 89503:

(1) Payments for transportation, lodging, and subsistence that are exempt from limits on gifts by Section 89506 and Regulations 18950, et seq.

(2) Wedding gifts.

Department of Consumer Affairs
California State Athletic Commission

Commission Meeting

Agenda Item

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Agenda Items and Meeting Dates for Future
Meetings



Chairman John Frierson
Vice-Chairman Dr. Christopher Giza
George Dodd, Executive Officer