



**CALIFORNIA STATE ATHLETIC COMMISSION**

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Members of the Commission

John Carvelli, Chair  
Mary Lehman, Vice Chair  
Martha Shen-Urquidez  
Van Gordon Sauter  
Vernon Williams, M.D.  
Luis Ayala

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Agenda items may be taken out of order the  
agenda except public comment.  
Action may be taken on any item listed on  
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# CALIFORNIA STATE ATHLETIC COMMISSION

## MEETING MINUTES

Tuesday, December 11, 2018

10:00 a.m. - Conclusion of Business

Location:

*California State Capitol  
Room 127  
Sacramento, CA 95814*

**Commissioners Present**

Chair John Carvelli  
Vice Chair Mary Lehman  
Commissioner Martha Shen-Urquidez  
Commissioner Vernon Williams, MD  
Commissioner Van Gordon Sauter  
Commissioner Luis Ayala

**Staff Present**

Andy Foster, Executive Officer  
Spencer Walker, Legal Counsel  
Heather Jackson, Staff  
Alma Amaya, Staff

### **OPEN SESSION**

**Agenda Item 1 – Call the meeting to Order / Roll Call / Pledge of Allegiance/  
Establishment of Quorum**

The meeting was called to order at 10:00 a.m., Executive Officer (EO) Andy Foster called roll and a quorum was established.

**Agenda Item 2 – Welcome –Chairman’s opening remarks**

Vice Chair Lehman welcomed everyone to the meeting and summarized significant events of the past calendar year. She stated the last two out of three years showed record high revenues and a stable budget, thanks to EO Foster. In addition, the Commission had numerous high-profile TV fights and title fights this year, including a boxing World Heavy Weight Title fight.

She further stated the Commission is on track to meet its goal of 1,000 C3 Logix neurological examinations. Also, the 10-point plan to reduce dehydration has been shared, revised and adopted not only nationally, but internationally. With this plan, the Commission identified fighters in danger of dehydration and moved them up to more appropriate weight classes. Vice Chair Lehman further stated changes to the ratings criteria for ranking boxers include weight cutting as a major factor. She also emphasized the importance of changing the culture of weight cutting.

Vice Chair Lehman shared the Commission licensed its first transgender athlete and used the license provisions adopted a few years ago. Vice Chair Lehman stated EO Foster has an important job and it is hard work. The Commission is hoping to get the Chief Athletic Inspector classification reinstated to assist EO Foster.

### **Agenda Item 3 – Approval of the October 2, 2018, Commission Meeting Minutes**

EO Foster presented the October 2, 2018, Commission Meeting minutes for approval with three additional changes.

*Commissioner Shen-Urquidez motioned to approve the minutes.  
Commissioner Williams seconded the motion.*

No commissioner or public comment.

*The motion passed 5-0 by roll call vote.*

### **Agenda Item 9-Executive Officer's Report**

#### **a. Budget Update for the support Fund, the Neurological Fund, and Pension Program**

The EO presented to the Commission the updated revenue numbers as of the morning of December 11, 2018. The support fund has \$1,111,755, the neurological fund has \$7,609.78, and the boxing pension fund has \$251,291.68, part of which was a transfer from Raymond James.

#### **b. Report on pending and proposed Regulations**

The Commission is working with the new process to obtain approval for proposed regulations. Chief Legal Counsel with the Department of Consumer Affairs made a few changes, which staff is in the process incorporating into the proposed regulations. Mr. Spencer Walker, staff counsel, informed the Commission the recommended language changes will require further Commission approval.

EO Foster stated that staff have been working with the Department of Consumer Affairs on this regulation change for some time now, and perhaps it would be faster to get this language approved through legislation rather than the regulatory process. Vice Chair Lehman stated once we get the new language, the Commission could do a special telephonic meeting to approve the language.

**c. Status update of Delegated Entities**

- **USA Boxing (USA Boxing)**

Mr. Mike McAtee presented the Commission with his written report, which is contained in the meeting materials. Mr. McAtee added a few things to the report about California boxers, officials and coaches who participated in the National Championship in Salt Lake City. Specifically, 174 boxers, 89 coaches and 7 officials from California participated in the National Championship. Several boxers from California became National Champions and those numbers will be provided to Commission in writing.

USA Boxing will be starting a concussion protocol baseline test pilot program. They will select 5 or 6 LBC's from their total of 53 LBC's to begin the program. One of them will be California. USA Boxing will work with the LBC Presidents and EO Foster on the program. The Task Force will be chaired by one of their doctors who also works with the USOC to establish those baselines to test their elite boxers over the age of 18.

The 10-point weight management system CSAC instituted was shared with their elite teams, who were very supportive of weight management. In fact, some of them wanted to see the system implemented sooner rather than later. USA Boxing wanted to note the transgender boxer who competed in California also competed at the 2012 Olympic Trials and USA Boxing is incredibly proud of that boxer.

Vice Chair Lehman asked Mr. McAtee what they are using to determine the number of their injuries since the report submitted noted zero. Mr. McAtee informed the Commission the injury report is determined by the doctor working the event.

Vice Chair Lehman asked why the Southern California LBC lost so much money. Mr. McAtee thought maybe their expenses are more than their revenue (what they charge for admission.) They are spending their money on membership. Vice Chair Lehman asked why the Border LBC has had so few bouts. Mr. McAtee stated the amount of participation in Border is low and they are working to increase their membership.

- **California Amateur Mixed Martial Arts Organizations (CAMO)**

EO Foster stated he and JT Steele, President of CAMO, worked closely together this year getting all the events staffed with officials. There is a good group coming up from CAMO who are on track to get licensed as officials with CSAC. EO Foster also stated having this new batch of officials is going to be helpful to fill the industry gap John McCarthy left when he retired as a referee.

JT Steele, President of CAMO stated they had the opportunity to work with Golden Boy Promotions and CSAC during Golden Boy's introductory event into MMA. It was a big night for CAMO. They had 5 state amateur fights on their undercard, and it was a great opportunity to spotlight the amateur athletes and officials coming out of CAMO. This was also the first time they drug tested the entire amateur card. Contact Sports Foundation donated the drug testing kits to CAMO. Mr. Steele stated he will be working with EO Foster to standardize the suspensions and protocols to remain consistent and predictable for the amateur athletes. CAMO ended the year very strongly.

Vice Chair Lehman asked if CAMO planned to continue to drug test. Mr. Steele stated CAMO is committed and will be part of program in the future.

- International Kickboxing Federation (IKF)  
EO Foster informed the Commission he and Steve Fossum, President of IKF, worked closely together on every kickboxing bout held in California. EO Foster and Mr. Fossum worked many professional/amateur cards together, and, they should work on a model that is cost effective for promoters. Mr. Fossum proved very valuable in his assistance in making sure kickboxing matches are reasonable.

Mr. Fossum echoed EO Foster's comments regarding the professional/amateur events. Mr. Fossum thinks more can be done about assigning officials to be cost effective to the promoter. Mr. Fossum uses CSAC officials when possible to work the amateur bouts. Mr. Fossum also stated he combines CSAC inspectors with IKF inspectors and uses the ringside physician assigned by EO Foster. He further stated there are additional areas where expenses can be cut. They are looking into ways to make this more feasible for the promoters. The number of professional/amateur shows are increasing which is a benefit to the sport.

Mr. Fossum advised the Commission of the possibility of regulating "Sanshou", also known as Chinese Kickboxing, which was done years ago, and some promoters would like to see it come back. Mr. Fossum would like to start it on a trial basis and do one training event with Kung Lee, who went into MMA from Sanshou. Mr. Fossum requested permission from the Commission to conduct a training event to bring Sanshou back to California.

Vice Chair Lehman thanked Mr. Fossum for the detailed medical suspension report. It was very informative to see the details broken down. Vice Chair Lehman stated Sanshou will have to be looked at to see what it entails. Mr. Fossum stated Sanshou was in the rules at one time, however, he thinks it was removed when MMA started in California. Vice Chair Lehman

requested this be included as an agenda item for the next meeting. She also asked EO Foster and Commissioner Shen-Urquidez investigate Sanshou further and put together a report with a recommendation based on their findings. Mr. Fossum again stated promoters asked if they can do a training event on Sanshou. Vice Chair Lehman informed Mr. Fossum he couldn't until it was approved and to please work with EO Foster and Commissioner Shen-Urquidez on it.

- United States Fight League (USFL)

Jon Frank submitted his report to the Commission but stated there were two additional events since the reports were completed. An event on December 7, 2018 reported one lower back strain injury, and an event on December 8, 2018, reported no injuries.

Dr. Adam Brooks presented a PowerPoint to the American Association of Ringside Physicians and is included in the packet submitted by USFL to the commission. Mr. Frank stated it was a good study and good to see the type and number of injuries, most of which were orthotopic in nature and minor. The study is ongoing, and he hopes it can provide some research information for the future of MMA in general.

USFL is planning a National Champion Tournament, the first since becoming a delegated entity with CSAC. He intends on using the rules and regulations established within the tournament format. He will use open mat, which they haven't used before but is part of the rules and regulations. USFL will send a team to the IMAF world championship in Rome, Italy. The group will be in the cadet division, ages 12-17, held on August 3-4, 2019. They are planning to use the National Champion Tournament to select a team. They haven't received the full set of rules yet but there will not be head strikes, they will wear head gear, rash guards, and shin guards. USFL hopes they will consider using their rules as he feels they are more advanced than rest of the world.

UFC featured USFL female athletes in their 25<sup>th</sup> anniversary documentary series in the episode called "Breaking Barriers".

Commissioner Sauter stated he is stunned by the volume of competitors and the engagement of young people and aspiring athletes is impressive. Commissioner Sauter also stated at some point it would great if CSAC's press officer could do an article on what happens in one weekend in California with all these organizations and what it means to young participants and the care extended to them by these organizations and the Commission. Commissioner Sauter stated he is in awe of what they do; it is impressive. Vice Chair Lehman agreed and stated the article is a great idea.

EO Foster stated the press officer was present at the meeting and he will get together with him to see about putting something together. EO Foster also stated he has an update with the press office and they are working on a project that mirrors some of what Commissioner Sauter recommended. Vice Chair Lehman hopes this will help our delegated entities in the getting the word out and show the world California is the most advanced.

Commissioner Shen-Urquidez stressed to Mr. Frank his delegation is for youth pankration. Some of his written material refers to youth mixed martial arts. There is a significant difference between youth pankration and youth mixed martial arts. The rules for youth pankration in California are very different from those of youth mixed martial arts. Commissioner Shen-Urquidez cautioned him as he moves forward to please limit his references to youth pankration because she wants to avoid a situation where the two starts to morph into each other and his delegation runs into issues. Mr. Frank understood and stated what they do is 100% youth pankration but some of the people in the industry don't know what it means so they call it "kids version of MMA". Commissioner Shen-Urquidez stated maybe the Commission can work with him on how the verbiage should go so the public can better understand what youth pankration is. Mr. Frank stated they will try to clarify and reinforce the word pankration.

Vice Chair Lehman congratulated him on the news of the tournament and international competition and told him to let them know if there was anything the Commission could do to help.

**e. Upcoming Event Schedule and discussion regarding event activity**

EO Foster stated January and February 2019 events are starting to come in and shape up; the club shows haven't all come in, but the TV shows are close to finalized. A world title fight is coming to the Microsoft Theater in the LA Live Complex on January 13, 2019, and the Commission is starting the year with a boxing IBF world title fight. Shortly after Bellator will be at the Forum with the heavyweight grand prix, Fedor vs Bader. On the same day, UFC will be at the Honda Center. Marquez is looking to come back in the beginning part of February, the venue isn't locked down yet. Following will be some more world title shows on Fox Network. Leo Santa Cruz will be fighting again, at the Stub Hub center. The MMA events are on the commission's calendar, the others mentioned are not, they will be added. Top Rank and Golden Boy are planning their events, Roy E. submitted his events for the year, and Thompson will be submitting his events soon. The first quarter is going to be busy.

**d. Update on C3 Logix Sports Concussion Management Program**

EO Foster informed the Commission the Medical Advisory Committee recently met and discussed the more than 1,000 baseline tests completed. The Commission

utilized its resources and Athletic Inspectors tested almost all the competitors on the Deontay Wilder vs Tyson Fury card in Los Angeles. Dr. Williams and EO Foster are working together to make sure Phase II of the C3 Logix Concussion Management Program is implemented correctly.

Commissioner Sauter asked if EO Foster had an update on the status of Adonis Stevenson, a boxer injured during his match in Canada. EO Foster informed him he is still in a coma. Commissioner Sauter inquired about his age. EO Foster stated he is 41 years of age. Commissioner Sauter asked if it was unique to have a fighter at that age competing. EO Foster informed the Commission it wasn't unique to have fighters at that age compete as Bernard Hopkins fought until he was approximately 48 or 49 years of age. However, it is a little unusual to have a world champion at that age, but not unprecedented.

### **Staffing Update**

EO Foster informed the Commission of Heather Jackson's last day, Friday, December 14, 2018, and this will be a big loss for the Commission. She did good work for the Commission. EO Foster stated he enjoyed having her work for the Commission and is pleased she is taking advantage of the opportunities given to her and excelling at them. EO Foster informed the Commission he hired Patrisha Blackstock, former director of the Arkansas Commission, and she will be coming in as an analyst. The Supervising Special Investigator exam was posted on December 3, 2018 and will close on December 24, 2018. Candidates will be interviewed during the first quarter of the year.

EO Foster informed the Commission he is requesting the full \$250,000 of additional appropriations from the budget bill language. The Commission sanctioned many fights this year with record revenue levels and those levels indicate we are spending a lot of money. However, he is not sure how much is being spent because of the FI\$CAL issues. To make sure the Commission doesn't go negative, the budget bill language request will be sent in soon.

Vice Chair Lehman stated she was sad Ms. Jackson was leaving, that she is always there when she something needed to be done and she will miss her both professionally and her friendship.

Vice Chair Lehman turned meeting over to the Chair Carvelli when he arrived at approximately 10:57 am.

### **Agenda Item 5-Review and Possible Action of petition to Change the Decision for Kevin VanNostrand vs. Robin VanRoosmalen bout on March 31, 2018 in Long Beach, CA**

EO Foster presented the Commission with background on the petition to change the bout decision. He stated the timekeeper mistakenly let the first round go too long, by 1 minute

and 2 seconds. The fighter appealing believes he won the first round but the mistake in round length threw him off, causing him to lose the next four rounds. The fighter was not present at the hearing.

EO Foster pointed out both fighters fought the same length of time. While it was an error by the time keeper, it would be a miscarriage of justice to overturn this decision and take the win away from the winning fighter. Chair Carvelli asked what was EO Foster's recommendation. EO Foster stated the decision should stand as is.

*Commissioner Ayala motioned the recommendation of EO Foster be accepted, the petition denied, and the decision stand.*

*Commissioner Shen-Urquidez seconded the motion.*

Commissioner Ayala stated it was evident by the rounds and how they were scored the other fighter would have won either way.

Chair Carvelli asked if we ever have 5-minute rounds in kickboxing. EO Foster stated we do not, they are 3-minute rounds. Chair Carvelli inquired as to what had been done about correcting the error that occurred. EO Foster stated he spoke to the timekeeper at length about this and informed him it cannot happen again. The timekeeper stated this is the first time this has ever happened to him and it won't happen again.

Vice Chair Lehman reminded the Commission they need to make sure they are applying the standard; when there is a violation of a rules we can overturn if the error "affected the result of the contest". After further discussion, and reviewing the scorecards, the Commission determined the error did not affect the result of the contest.

No further commissioner or public comment

*The motion passed 6-0 by roll call vote.*

### **Agenda Item 6- Review and Approval of the California State Athletic Commission Strategic Plan**

EO Foster explained what the Strategic Plan is and why it is on the Commission agenda. The Commission must approve the Strategic Plan per statute. The current plan expired, necessitating a new plan to be put into place.

The Strategic Plan outlines the goals and objectives the Commission will work towards the next several years. The Plan gives direction for resource allocation. Chair Carvelli and Vice Chair Lehman reviewed the final plan and worked with staff to make sure it was accurate.

*Commissioner Shen-Urquidez motioned to approve the Strategic Plan for years 2019-2023*

*Vice Chair Lehman seconded the motion.*

Commissioner Shen-Urquidez asked if the number of boards decreased from 38 to 36. Mr. Walker stated that is correct. Vice Chair Lehman stated she thought they did a good job drafting the Plan and the facilitators were good. Chair Carvelli stated they felt they had a great session with staff inside DCA. Commissioner Williams noted a correction needed to be made as the Plan lists him as Ph.D. and it should be M.D.

### **Public Comments**

Israel Montez asked if they could hold the “Battle of the Badges”, a charity event involving police, fire fighters and military. He stated it was originally regulated by CSAC and now he is regulated by USA Boxing. He wanted to see if this can be changed.

Chair Carvelli informed Mr. Montez the Commission was currently on agenda item 9. At the end of the commission meeting, the public has time to make comments. On the other hand, if none of the Commissioners objected, he could be heard at that time. There were no objections from the Commission.

Mr. Montez informed the Commission under the USA boxing guidelines they are required to weigh-in on Saturday morning, the participants can't have beards or moustaches, and they can't go shirtless. Mr. Montez would like to make changes to these requirements where it concerns the police and firemen. EO Foster, stated Mr. Montez called last week but the agenda had already been set. EO Foster is going to work with Mr. Montez on this and report back to the Commission at the next meeting.

No further commissioner or public comment.

*The motion passed 6-0 by roll call vote.*

### **Agenda Item 7-Review and Approval of the California State Athletic Commission Draft Sunset Report**

EO Foster presented the Sunset Report. He advised the commission will go through sunset review periodically, the last one being 4 years ago. Mr. Foster He further described the Sunset Report as a questionnaire, which the legislature provides to the commission to answer. Once completed, and approved by the commission, it is submitted to the Oversight Committee.

A completed draft Sunset Report was sent to the commissioners on December 10, 2018. What is currently contained in the commissioners' packet is the first step of what will become this commission's background summary for the Sunset hearing. There will be a

legislative hearing early next year. Chair Carvelli explained he and EO Foster went through this process 4 years ago and they feel they are prepared for any questions which will be asked at the hearing. A date for the hearing hasn't been set at this time.

*Commissioner Shen-Urquidez motioned to approve the response to the Sunset Questionnaire.*

*Commissioner Ayala seconded the motion.*

Commissioner Williams stated it was recommended by the MAC CSAC engage and participate in research. Commissioner Williams stated four reasons why CSAC should take part in research;

- 1) Volume: California has more events and access to more fighters unlike any other commission.
- 2) Permission: CSAC has permission based on the reputation of EO Foster and people will listen.
- 3) Need: all publications point to more research is needed.
- 4) It is CSAC's Mission and Vision

Commissioner Williams elaborated on how this could be done. He stated CSAC is already collecting huge amounts of data, but information is spread out. With computers and a more updated format of research we could let the computers collect the existing data and generate it in large volumes in a short amount of time. We have an opportunity to do this, but we have an obligation to contribute what we know to the field of combative sports.

*Commissioner Shen-Urquidez amended her motion to include adding MAC's suggestion to the Sunset Report.*

*Commissioner Williams seconded the motion.*

Commissioner Shen-Urquidez asked about the number of delinquent judges listed on page 15 of the report for FY 2017/18. EO Foster stated the number listed in the delinquent column should be moved to the active column.

Commissioner Sauter asked whether Commissioner Williams' suggestion of conducting research should also be added to the Strategic Plan. Commissioner Williams stated Goal 1.3 under Health and Safety in the Strategic Plan discusses research and analyses, it just doesn't mention the concept of publication. Mr. Walker stated the Commission could approve adding the concept of publication to the Strategic Plan.

Commissioner Ayala wanted to include the licensing of a transgender boxer was done according the "Transgender Athletes" regulation. Chair Carvelli stated history was made at Fantasy Springs with the licensing and approval of a transgender boxer. A lot of work went into the new regulations. It is something to be proud of. Vice Chair Lehman echoed his

statement adding it was cutting edge and the Commission looked at regulations all over the world, did research and worked to create the best regulation.

### **Public Comments**

Mr. Frank with USFL they would welcome medical studies because they are difficult from a public relations perspective. In addition, to the medical study, there is a social issue. A leadership institute offered to start a character building program for USFL, which he was sure they would be willing to include that in the study.

No further commissioner or public comment

*The motion passed 6-0 by roll call vote.*

### **Agenda Item 4- Review and Possible Action regarding Mr. Jonathan Jones' Mixed Martial Arts License Application**

EO Foster stated he was there to support Mr. Jones' right to make a living. EO Foster's recommendation was Mr. Jones be issued a temporary license while he provides a community service plan to the commission. EO Foster stated his goal is Mr. Jones walks out of this meeting and can fight Alexander Gustafson in Las Vegas.

EO Foster explained this process hadn't been ideal for this Commission or Mr. Jones. This was a tale of two systems; one system is delegated to the Commission and one is adherent to the UFC antidoping program. EO Foster stressed he was very much in favor of antidoping protocols and it has done a lot for the sport. EO Foster's view was this Commission has sole jurisdiction over what happens here. The idea of dual jurisdiction the Commission went along with was wrong. EO Foster stated a 4-year suspension is a death sentence in MMA.

EO Foster stated he was not here to debate the science. This process should have been dealt with and done with at the last meeting, but Mr. Jones had to spend resources going through a process the Commission has sole jurisdiction over. UFC has the best intentions for professional athletes, but the program needs tweaking. EO Foster spoke with USADA the day before the commission meeting and requested they just collect fighters' samples in the future and send him the results. The Commission will take it from there. The Commission will adjudicate the athletes; refer to §18640 of California Business and Professions Code.

EO Foster also quoted rules from Nevada State Athletic Commission and New York State Athletic Commission.

EO Foster recommended to the Commission if Mr. Jones paid his fine to the Commission, he be granted a temporary license and be removed from the suspension list.

Chair Carvelli asked if any of the Commissioners had anything they would like to add. With nothing being added, EO Foster accepted a check from Mr. Jones in the amount of \$205,000 clearing the fine owed to the Commission.

Chair Carvelli asked if Mr. Jones had submitted a community service plan. Mr. Jones informed the Commission for his community service he plans to go to Gracie Barra in Anaheim California and work with the youth group at that facility. He also plans to work with the youth at the gym he trains at in Albuquerque, New Mexico. Chair Carvelli asked if Mr. Jones would have his community service complete by the 1<sup>st</sup> quarter of 2019. Mr. Jones stated he would.

*Commissioner Shen-Urquidez motioned to authorize a temporary license and remove Mr. Jones from all suspension lists.*

*Commissioner Ayala seconded the motion.*

Commissioner Williams asked Mr. Jones if his community service plan would involve speaking with the kids and working with them. Mr. Jones stated he would be talking about dream chasing and anti-bullying. Chair Carvelli asked if Commissioner Williams would come up with guidelines for Mr. Jones; Commissioner Williams confirmed he would.

Commissioner Shen-Urquidez asked if Mr. Jones would consider working with EO Foster to work out another training session with another foundation the Commission works with. Mr. Jones stated he would.

Commissioner Shen-Urquidez informed Mr. Jones she is happy to see him come back to fighting not just because he is immensely talented but because she knows he wants to leave a legacy. Commissioner Shen-Urquidez stated he could be the greatest of all time but in order to show the world he is, he understands he will need to fight and win with nothing more than his God-given talents. She further stated many people have their doubts and it would be beneficial to put those doubts to rest. Commissioner Shen-Urquidez proposed Mr. Jones sign up for the Voluntary Anti Doping Agency testing in the next few days. Commissioner Shen-Urquidez stated the estimated cost of the VADA testing. Mr. Jones asked if she was asking he submit to more testing. Commissioner Shen-Urquidez stated VADA is a neutral third party and there has been a cloud of creditability over this whole process as EO Foster has stated. This would restore everyone's credibility. Mr. Jones asked if he would be the one paying for the testing. Commissioner Shen-Urquidez informed him if the Commissioners agreed CSAC could possibly pay for the testing. Mr. Howard Jacobs (Counsel for Mr. Jones) asked if they could confirm VADA would accept Mr. Jones. Commissioner Shen-Urquidez stated they would.

The Commission broke for two minutes so Mr. Jones could discuss this with his representation.

Mr. Jacobs stated Mr. Jones was agreeable in principle, but they want to do further research into the program. EO Foster stated he was okay with that.

Commissioner Ayala stated knowing the state process will take a little longer to purchase this and the overall impact on the policy; will this open something, or can it possibly be a pilot for these kinds of situations. Chair Carvelli stated a lot of time as been spent discussing these matters but there is precedent as a fighter did volunteer for VADA testing. The Commission worked out financials as far as his or her testing and as far as applying their time. Chair Carvelli asked EO Foster about his wishes to include VADA as a condition on the charging letter. EO Foster confirmed starting in future charging letters he wants to include potential anti-doping agencies, VADA being one.

EO Foster asked, are the commission's actions to have better public policy, to protect the public or to be punitive? In cases like these it's a little of both. The idea is what's best for the public but in this case and ones like it, what's best for Mr. Jones. His reputation has been damaged in the eye of the public. EO Foster stated the charging letter has been adjusted to add potential anti-doping agencies. He just needs USADA to collect the sample, send him the results and then he will handle it from there. As Commissioner Shen-Urquidez stated by proposing VADA we are trying to repair the damage to Mr. Jones' reputation.

*Commissioner Shen-Urquidez amended her motion to state part of the \$205,000 fine paid for by Mr. Jones will be permitted to pay for VADA testing.*

*Commissioner Williams seconded the amended motion.*

Mr. Jacobs wanted to make clear Mr. Jones is agreeable on principle, but they want to do their research as far as what they test for, when they test and the restrictions before agreeing. Chair Carvelli stated the Commission understood and they think Mr. Jones will have the best shot with VADA because of the reputation they have developed. Vice Chair Lehman asked if this was a voluntary thing we were asking from Mr. Jones and if he doesn't accept we are still giving him his temporary license. EO Foster answered yes, it is voluntary, and it isn't a condition required for Mr. Jones to get his temporary license.

No public comments

Chair Carvelli stated the mission of the Commission is for health and safety of athletes and the public and this motion goes along with the mission and gets Mr. Jones fighting and back in the ring to fight clean. Working with Dr. Williams to do something for the fight community can be a good thing for Mr. Jones and for the industry.

*The motion passed 6-0 by roll call vote.*

**Agenda Item 8-Subcommittee Updates**

**a) Pension Fund Subcommittee (Lehman/Ayala)**

**i. Report from Beth Herrington from Benefit Resources regarding the pension fund administration**

Beth Herrington reported the pension is in good shape, she has managed it since 1999 when it was converted over. Ms. Herrington went over her report, which included in the packet. The report showed the amounts of assets and Raymond James investment account up to the end of 2017. The report also included accounts to the end of December, 2017. In summary, the Pension Plan has 290 covered boxers for short of 4 million in benefits payable, 43 eligible and 9 paid since this report was prepared.

Vice Chair Lehman asked if we could move her next report to April so they have a more updated account of the pension fund. Ms. Herrington stated she would be glad to. Vice Chair Lehman asked if they could get reports twice per year. Ms. Herrington stated they only get the rounds and purse amounts annually from the Commission. EO Foster stated he thought the BoxRec system can assist with getting the data quicker and they can probably compile the data within a day. Vice Chair Lehman asked about the forfeited amount included in the packet and what it meant. Ms. Herrington stated the forfeited amount is what boxers never requested or never vested their pension, but this amount does get allocated back into the plan.

The subcommittee members chose to continue as members, to add a new member. They will discuss with EO Foster and Mr. Walker how to reach out to boxers who are eligible to get their pension. The subcommittee will also discuss the future of MMA fighters being added to the plan.

Commissioner Ayala asked if the analysts assigned to this were solely focused on the pension or are they spread out doing other duties. EO Foster stated the office was overextended on this position; they compile the rounds and purse and other things but its related to the boxers. Commissioner Ayala requested some type of tracking of the effort and outcome for the ideas proposed to reach out to these boxers. This is one of the four items in our legislative report which is one reason we should make all our efforts to get these funds to the owners.

Chair Carvelli suggested maybe the legislatures could put this information in their news boxes, so it could get out to their constituents. Chair Carvelli stated this subject deserves another meeting. Commissioner Shen-Urquidez inquired if DCA had determined to not tax the fund since the fund technically belongs to the boxers and not CSAC. EO Foster stated he will inquire about this. Mrs. Herrington stated they do have service to locate people that charges \$5 per person; that you just

provide social security numbers, dates of birth, full name and last known address. She is going to get the name of that service to EO Foster

ii. **Report from Cyril Shah of Raymond James Financial Services regarding the status of the Pension Fund investment account and allocation of assets**

Cyril Shah asked to be moved to the February 2019 agenda since he was not able to attend. Chair Carvelli asked EO Foster to check on what they are doing about market volatility.

Commissioner Ayala inquired if there was a way to include some TV ads when we have these big fights to say something about the pension fund. EO Foster noted it is worth asking or getting one of the personalities to mention this on air. Ms. Herrington stated during the interim they could prepare a statement to the boxers are eligible of what their pension could be.

**Agenda Item 10 – Business and Professions Code section 18640.5 requires the Commission to invite stakeholder testimony at Commission meetings in order to identify actions that may lead to greater opportunities for licensees to participate in major professional boxing contests**

No stakeholder comments received.

**Agenda Item 11 – Public Comment on Items Not on the Agenda**

No public comments

**Agenda Item 12 – Calendar year end Commission summary**

EO Foster went over the handout provided to the Commission. The Commission regulated 5,121 rounds of combat sports in 2018. 68% of the events regulated were boxing, 22% were MMA, 7% were kickboxing, and 3% were mixed cards. In 2018 the Commission regulated 59 televised events. Drug tests both in the field and in the lab; 580 athletes were tested. In boxing 50.9% of the bouts went to the cards and 44.6% of the bouts were stoppages. In MMA 41% of the bouts went to the cards, 26% of the bouts ended with a submission, 31% of the bouts ended in TKO or KO, 2% of the bouts ended in a draw. Regarding the licensing data; the bulk are athletes and seconds with 41 promoters.

Chair Carvelli thanked EO Foster for the year end summary and stated it was well done and they will bring this to the Sunset hearing and hand out. Commissioner Sauter told EO Foster nice work and this puts a lot of the information into focus.

**Agenda Item 13 – Review and approval of CSAC 2019 Meeting Dates and Locations**

Vice Chair Lehman suggested for the meeting in San Diego they move it to Monday, July 29<sup>th</sup>. It was decided the Commission will send EO Foster all their requests for possible date changes and locations. It was also suggested they try to schedule some of the meetings around the events scheduled to get more members of the public involved.

### **CLOSED SESSION**

**Agenda Item 14 – The Board will meet in closed session as authorized by Government Code § 11126(a) (1) the Commission will conduct an annual review of the Executive Officer.**

**Agenda Item 15-The Board will meet in closed session as authorized by Government Code § 11126(e) (2) (B) (i) to confer with legal counsel regarding possible litigation.**

### **OPEN SESSION**

**Agenda Item 16 – ADJOURNMENT**

Meeting Adjourned.