

AGENDA

FLORIDA STATE BOXING COMMISSION GENERAL BUSINESS MEETING

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
BOARD CONFERENCE ROOM
1940 NORTH MONROE STREET
TALLAHASSEE, FL 32399-1016
And
TELEPHONE CONFERENCE CALL
Conference Call Number
888.808.6959
Conference Code 4137430**

September 7, 2011 at 9:00 a.m.

CALL TO ORDER

Dr. Jurado called the meeting to order September 7, 2011 at 9:00 a.m.

MEMBERS PRESENT

Dr. Melody Jurado, Chair
Dr. Mark Williams
Mr. Leonard Curry (participated by conference call)

MEMBERS NOT PRESENT

Dr. James Stelnicki, Vice Chair

OTHERS PRESENT

Tom Molloy, Executive Director
Christa Patterson, Assistant Executive Director
Mary Horne, Government Analyst II
Lina Hurtado, Administrative Assistant II
Ken Lawson, Secretary
Tim Vacarro, Deputy Secretary of Professions
Colin Roopnarine, Deputy General Counsel
Gar Chisenhall, Attorney, General Counsel
R. Kathleen Brown-Blake, Prosecuting Attorney
Tom Barnhart, Assistant Attorney General
Johnny Booth, Paralegal to Mr. Barnhart
Beth Frady, Deputy Director of Communications
Eric Hurst, Assistant General Counsel
Jami McClellan, Division of Regulation
Larry Downs, Jr., AAMMA

Alice Downs, AAMMA
Brian Smith, AAMMA
James H. Luce, Manager
Dat Nguyen, Boxer
Matthew Blair, Zuffa, LLC
Clifford Jackson, Light Touch

DISCIPLINARY PROCEEDINGS – KATHLEEN BROWN-BLAKE

Informal Hearing

American Amateur Mixed Martial Arts (AAMMA)
Case No. 2010-062089

Mr. Larry Downs, Ms. Alice Downs and Mr. Brian Smith were in attendance and spoke on behalf of AAMMA. Dr. Jurado asked Ms. Kathleen Brown-Blake to explain the administrative complaint to the commission. Ms. Brown-Blake provided to the commission a summary of the administrative complaint.

Ms. Brown-Blake stated the case number was 2010-062089 and that the Department filed an administrative complaint against the respondent on April 16, 2011 pursuant to Section 548.006 (4), Florida Statutes and 61K1-1.0031 (1) (c), Florida Administrative Code. Ms. Brown-Blake stated that the amateur sanctioning organization failed to enforce applicable health and safety standards. Ms. Brown-Blake advised the Commission that on October 29, 2010, Respondent failed to comply with the ISKA Amateur Rules Overview by permitting participants to throw strikes to the head of grounded opponents, including but not exclusively, strikes to the top and back of the head; failing to call time when a foul was committed and failing to check the fouled contestant's condition.

Dr. Jurado asked if there was a motion to accept the administrative complaint.

MOTION: Dr. Williams made the motion to accept the administrative complaint.
SECOND: Dr. Jurado seconded the motion and passed unanimously.

Mr. Larry Downs, Ms. Alice Downs and Mr. Brian Smith were sworn-in by the court reporter and addressed the commission regarding the American Amateur Mixed Martial Arts (AAMMA) administrative complaint.

Ms. Downs and Mr. Smith stated that AAMMA continues to follow the health and safety standards approved by the commission. Mr. Downs stated that during the October 29, 2010 compliance check; Inspector Jami McClellan stated that she and Director Jerry Wilson were not sure were the non-profit educational sanctioning organization status would be in reference to the Florida Statutes. Investigator McClellan stated for AAMMA to carry on as usual and that she would not stop or shut down the event.

Mr. Smith who is a referee with AAMMA went over his military/ law enforcement background as well as his experience with the amateur mixed martial arts. Mr. Smith mentioned that he refereed the majority of the fights that night and that there were no strikes to the head or fouls called during the October 29, 2010 event.

Ms. Downs introduced herself as the Vice President of the organization. Ms. Downs stated she sent a letter to the commission asking to use Section 548.007, F.S. with regards to the non-profit school or educational program. Ms. Downs stated they received a letter from the commission giving permission to use the ISKA standards.

Mr. Downs, Co-Founder of AAMMA stated that he had recently resigned from his position with the organization and that AAMMA was operating on the advice of Director Jerry Wilson and Inspector Jami McClellan.

Mr. Downs advised the commission that he was committed to amateur participant's safety. Mr. Downs presented to the commission examples of head gear and gloves and asked the commission to modify their rules to require athletes to use the equipment.

Mr. Molloy stated that the Florida State Boxing Commission is not under ISKA rules. Mr. Molloy explained that the ISKA amateur mixed martial arts rules were already in existence and the commission adopted their language. Mr. Molloy stated that the commission is in no way governed by ISKA.

After discussion, the following motion was made.

MOTION: Dr. Williams made a motion to accept the settlement stipulation presented by the department.

SECOND: Dr. Jurado seconded the motion and it passed unanimously.

Mr. and Ms. Downs stated that they would pay the fine and costs associated with the settlement stipulation, however; AAMMA is a non-profit organization and asked the commission for a period of time to pay.

After discussion, the following motion was made.

MOTION: Dr. Williams made a motion to approve the request from AAMMA to pay the fine and costs within one year.

SECOND: Dr. Jurado seconded the motion and it passed unanimously.

Ms. Brown-Blake asked the commission to remind AAMMA that their organization is under the July 2010 rule and the stipulation of "no combat once the opponent is down". The commissioners agreed.

DISCUSSION ON THE DAT NGUYEN AND JAMES LUCE MANAGEMENT CONTRACT

Ms. Horne provided the commission with an overview of the Dat Nguyen and James J. Luce management contract and their disputed issues.

Mr. Luce was present and Mr. Nguyen participated by way of telephone conference call and they both participated in the discussion of the contract dispute.

After discussion, the following motion was made.

MOTION: Dr. Jurado made a motion that the Dat Nguyen and James J. Luce management contract was valid and was filed with the commission

properly.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

The commission advised Mr. Nguyen that on other discussion would take place and that the Management contract was valid and that the participant and manager should work through any differences.

PROPOSED RULE WORKING DRAFT – Tom Barnhart

Dr. Jurado asked Mr. Barnhart to provide the commission with an over view of the rules that were included in their agenda materials.

Mr. Barnhart advised the commission that the proposed amendments to Rule 61K1-1, F.A.C., was a total re-write. He stated that the re-write was necessary to clear up the language and to clarify specific requirements and to remove outdated information. Mr. Barnhart stated that Kathleen Brown-Blake with the assistance of Tom Molloy and Christa Patterson made the suggested proposals. Mr. Barnhart stated that during the review it was noted that there were general rules that both professional and amateur have in common. Mr. Barnhart suggested that the commission notice a rules workshop to be noticed in the Florida Administrative Weekly. The commission and staff agreed.

After further discussion, a motion was made to accept the workshop meeting.

MOTION: Dr. Jurado made a motion to notice a rules workshop.
SECOND: Dr. Williams seconded the motion and it passed unanimously.

The Commission reviewed the amended language and following their review the following motions were made.

61K1-1, F.A.C. - General Rules for Professional and Amateur Boxing, Kickboxing, and Mixed Martial Arts.

MOTION: Dr. Williams made a motion to approve the working draft.
SECOND: Dr. Jurado seconded the motion and it passed unanimously.

61K1- 2, F. A.C. – Rules for Amateur Boxing, Kickboxing, and Mixed Martial Arts.

MOTION: Dr. Williams made a motion to approve the working draft.
SECOND: Dr. Jurado seconded the motion and it passed unanimously.

61K1-3, F.A.C – Rules for Professional Boxing, Kickboxing, and Mixed Martial Arts.

MOTION: Dr. Williams made a motion to approve the working draft.
SECOND: Dr. Jurado seconded the motion and it passed unanimously.

REVIEW AND APPROVAL OF THE JUNE 30, 2011 GENERAL BUSINESS MEETING MINUTES

The commission reviewed the June 30, 2011 minutes and after discussion the following motion was made.

MOTION: Dr. Williams made a motion to approve the June 30, 2011 minutes.

SECOND: Dr. Jurado seconded the motion and it passed unanimously.

NEW/OLD RULES

Chair Report – Dr. Melody Jurado

Dr. Jurado reported that she attended the Association of Boxing Commissions (ABC) Annual Conference that took place July 21 – 26, 2011.

Dr. Jurado advised the Commission that the Annual American Association of Professional Ringside Physicians meeting was scheduled to take place in Florida October 2011. She stated that the meeting was a global overview of professional and amateur combat arts.

Dr. Jurado reported that she was still working with Senator Norman and Representative Glorioso with regards to the decrease of the permit fee.

Executive Director Report – Tom Molloy

Mr. Molloy stated that he did not have any thing to report.

Attorney General Report – Tom Barnhart

Mr. Barnhart advised the commission that he was very pleased with Ms. Brown-Blake's work on the AAMMA's case and drafting the new rules. Mr. Barnhart reminded Ms. Brown-Blake to draft rules on the head gear requirement for amateurs.

Prosecuting Attorney Report – Kathleen Brown-Blake

Ms. Brown-Blake reported that she is currently working on two open cases and she enjoys working with the commission.

Financial Report – Christa Patterson

Ms. Patterson reviewed the financial reports with the commission. Dr. Jurado advised Ms. Patterson that she was concerned with the amount of funds spend on IT and the inadequate service given. Dr. Jurado stated she would like for the staff to meet with IT on improvement of their services and then report back the findings.

BRIEF INTRODUCTION OF COMMISSION MEMBERS AND TALLAHASSEE COMMISSION STAFF

Dr. Jurado asked each commission and staff member to provide a brief overview of his or her background and qualifications. Each commissioner and staff provided a brief overview of his or her background. No action was taken by the commission.

PUBLIC COMMENT

Mr. Downs provided the commission with a demonstration of the new head gear and gloves that his organization is using. Mr. Molloy recommended the use of the new head gear and gloves for amateur participants. No action was taken by the commission.

There being no other business the meeting adjourned at 11: 35 a.m.