

## Secretary's Report

This report details the day to day activities of the ASCA Board of Directors. It includes issues brought before the Board of Directors and mail, fax, e-mail and/or telephone communications.

August 1 -31, 2010

### **Monday August 9, 2010**

The August 9th, 2010 Board of Directors (BoD) meeting was called to order at 8:01 PM CDT by President Michelle Berryessa. Those attending via phone were: Rick Gann/Director, Pete Dolan/Secretary, Mark Westerman, Treasurer, Peter Hellmeister/First VP, Tenley Dexter/Director, Rachel Vest/Second VP, Jerry Aufox, Director and Mary Logue/Executive Secretary, Ronnie Bates, Director-Elect, and David Clayton, Director-Elect. Absent were Chris Davenport, Director and Russ Ford, Director-Elect.

#### 1) Old Business

- a. Confirmation/Ratification of e-mail votes taken in July, 2010 (Berryessa): Motion by Hellmeister, second by Berryessa; Approve: Berryessa, Hellmeister, Vest, Dolan, Aufox, Westerman, Dexter, Gann; Absent: Davenport; the motion is approved.
- b. Audit Report (Hellmeister): 2010 audit report identified three (3) deficiencies: how checks are handled, how refunds are handled, and lack of a Financial Manual. Hellmeister request a deadline to be implemented to have the Financial Manual completed. Berryessa will send audit report to Director-Elects.  
The Business Plan needs to include a section about insurance. Aufox will provide by mid September. Aufox will also develop a written investment policy for the BoD to consider. Existing operation of investments was discussed at the spring 2010 BoD meeting and that discussion is included in the meeting minutes for the Spring BoD meeting.  
Strategic Planning Procedure: Draft will be presented to BoD at 2010 Nationals along with Business Plan. The documents will be sent to Directors by end of August for review.  
A discussion occurred relating to who comprised the Finance Advisory Panel. Section 19.5- Finance Advisory Panel:
  - a. The Treasurer is Chair of the Finance Advisory Panel.
  - b. The Finance Advisory Panel members shall be appointed by the Board and must include the following: the Treasurer, the President and one (1) other Director. Assistant Treasurer(s) and up to three (3) other ASCA members having special financial expertise may also be chosen to serve on the Panel. The Board of Directors governs the Financial Advisory panel.
  - c. The term for each member, other than the President, Treasurer and Director, shall be a minimum of two (2) years unless a member is unable to fulfill the duties and commitments of a Panel member.
  - d. The duties of the Finance Advisory Panel shall include, but not be limited to, oversight of the ASCA's financial position, review of all financial reporting prior to review by the Board of Directors, submission of new Panel member nominations when needed, and any additional duties assigned by the Board of Directors.
- c. Systems Liaison/Resumes received (Hellmeister): Have not received any responses to advertisement placed on ASCA\_L or the Aussie Times. Hellmeister has contacted Maarten Walter about coming back as Systems Liaison. Next two (2) months would be difficult for Maarten to come back. ASCA isn't moving forward with this item. Next project of online litter registration is at a standstill.
- d. 2010 National Specialty Update (Dolan):
  1. Dolan will submit a motion during the normal August voting cycle to allow for a one-time exemption for the Agility Nationals trial to run seven (7) runs instead of the mandated six (6) runs.

2. HOT Fairgrounds has initiated a modernization project which will turn the existing location for the sheep arena to a gravel parking lot. The Fairgrounds have offered the Coliseum to the TX Consortium at half price for the sheep arena. This will increase the SD Finals cost by \$3500 for the rental of the Coliseum.

Motion by Westerman, Second by Hellmeister: I move for the BoD to accept the additional \$3500 charges for SD Finals due to the unforeseen construction changes at the HOT Fairgrounds. Approve: Berryessa, Hellmeister, Westerman, Dolan, Dexter, Vest, Gann, Aufox; Non-voting: Davenport. The motion is approved.

3. The change in venue for the sheep SD Finals will require a change in the course for the second run of the second day of sheep finals. The new arena does not meet the dimension requirements for course "C".

Motion by Westerman, Second by Vest: I move for the BoD to approve a change from course "C" to course "A" for the second round of the second day of sheep SD Finals. This change is required due to the change in venue does not meet the dimension requirements to run course "C". Approve: Berryessa, Westerman, Dolan, Vest, Gann; Abstain: Aufox, Hellmeister, Dexter; Non-voting: Davenport. The motion is approved.

4. Course Director (CD) for SD Finals at 2010 Nationals: The announced CD for SD Finals has resigned from the position. A new CD will have to be appointed.

Motion by Westerman, Second by Gann: I move that the BoD accept Marsha Westerman as the new Course Director for the 2010 SD Finals. Approve: Berryessa, Gann, Hellmeister; Disapprove: Dolan, Dexter, Vest; Abstain: Aufox, Westerman; Non-voting: Davenport. The motion is not approved.

Westerman requested to change his vote from abstain to approve after the vote tally, but was informed by Berryessa that the outcome of the vote had already been announced, and therefore, he couldn't change his vote.

- e. Nationals Committee and Planning Manual Status (Dolan): Will put something together for the Planning Manual to present at Nationals or Nationals Committee will be disbanded.
- f. Breed Standard Review (Dolan): The breed standard has been out for comments. Do we want to go forward and send to the membership? Gann stated that the committee should be honored for all of their work. Dolan will look at ASCA Bylaws for what requires unanimous vote by BoD.

2.) New Business

a. "Back-up Counsel" (Berryessa): Existing counsel is unavailable. Do any Directors know of other lawyers who have dog registry experience? Directors provided the names of a couple of lawyers. Berryessa will contact them.

b. Nationals BoD meeting schedule: Are we going to maintain the schedule that was drafted during the Spring BoD meeting? No decision made.

Liaisons need to ask their committees if they want to meet with the BoD. Committees need to contact the TX Consortium about location and times they can have their committee meetings.

Motion to adjourn: Westerman, second Dolan; Approve: Berryessa, Aufox, Gann, Dolan, Dexter, Vest, Hellmeister, Westerman; Absent: Davenport; Motion is approved. Meeting adjourned at 9:09 PM CDT  
Next teleconference is scheduled for September 13th, 2010 at 8 PM CDT.

                  /s/ Mary Logue                    
Executive Secretary

                  08/22/2010                    
Date of Approval

**0:46 EMERGENCY MOTION: DQ of Stormy Valley Graceful Delight**

Motion by Hellmeister  
Second by Dolan

**EMERGENCY MOTION**

2 day discussion period 8/17/10 thru 8/18/10, 2 day voting period 19/10 thru 8/20/10

I move to direct the Business Office to issue a letter to the owner of record of Stormy Valley Graceful Delight, Ms. Cornelia Jahn, immediately to inform her that based on No. 1 of the ASCA Dog Bite Policy said dog has been disqualified and is ineligible to compete until she has received a formal letter of reinstatement by the Board of Directors. A copy of the letter should also be sent to the Show Secretary of the ASC of Germany, Mrs Heidi Bornholdt for her information.

Comment: Time is of the essence. There is another show sanctioned for the ASC of Germany on September 24th-26th, 2010, with the entries closing on 8/23/10.

Approve: Berryessa, Davenport, Dexter, Dolan, Hellmeister, Westerman; Abstain: Aufox; Non-voting: Gann, Vest.

The motion is approved.

### **8:08 EMERGENCY MOTION: Inviting alternates for Conformation Finals 2010**

Motion by Hellmeister

Second by Gann

Emergency motion

Discussion from 8/18 - 8/19/ 2010, Voting from 8/20 - 8/21/2010

I move to instruct the Business Office to invite Alternates from the established Conformation Finals lists immediately until, if possible, the maximum number of entrants of 30 for both Intact and Altered is reached.

The latest date for entries shall be 9/15/10.

Due to an administrative oversight and error the current rule book for Conformation shows the effective date of Section 15.3 as being effective for 2011 Finals. The effective date was not part of the original motion as passed by the Board in February 2010 and the motion was intended to apply to the Conformation Finals from 2010 going forward. Not inviting Alternates would affect ASCA's bottom-line more severely than intended and would be a violation of the Board's fiduciary responsibility.

Approve: Aufox, Berryessa, Davenport, Gann, Hellmeister, Vest, Westerman; Disapprove: Dolan; Non-voting: Dexter.

The motion is approved.

### **8:08 EMERGENCY MOTION Change of Finals CD**

Motion by Hellmeister

Second by Davenport

Discussion from 8/25 - 8/28, Voting from 8/29 - 9/1

I move to accept the change in Course Director proposed by the host club and install Marsha Westerman as CD for the 2010 ASCA Stock Dog Finals.

Comment: This change is necessary due to the former CD quitting. Since it is rather short notice the information about the change in CD needs to be sent out as soon as possible.

Approve: Aufox, Berryessa, Davenport, Dexter, Gann, Hellmeister, Vest, Westerman; Disapprove: Dolan.

The motion is approved.

### **Policy Book, Registry Rules and General Rules: Section 23.3 Power of Attorney**

Motion by Berryessa

Second by Hellmeister

I move the following changes be made:

Add to the ASCA Policy book under Sec 23.3 ASCA Power of Attorney: The ASCA Power of Attorney form must be on file with the ASCA Business Office in order for anyone to sign an official form for any ASCA business.

Place the following under Sec 1.1 in the Registry and General Rules applicable to all programs:

Power of Attorney: In instances where a Power of Attorney is needed for signing of registry forms, an ASCA Power of Attorney form must be completed and be on file with the ASCA Business Office.

Place the attached ASCA Power of Attorney form in Chapter 3 of the Registry and General Rules applicable to all programs.

Comments: This should make it easier for the office to handle POA requests.

Approve: Aufox, Berryessa, Davenport, Dexter, Dolan, Gann, Hellmeister, Vest; Non-voting: Westerman.  
The motion is approved.

### **00:20 Registry Rules: Section 1.7 Foreign Registration Change**

Motion by Dolan

Second by Hellmeister

I move to change section 1.7 of the Registry Rules which reads:

#### Section 1.7 Foreign Registry Registration

Purebred Australian Shepherds registered with other registries may be eligible for ASCA registration provided that all of the following requirements are met:

1. The dog was registered as an Australian Shepherd in the country of birth with a foreign registry recognized by ASCA that has met one of the following requirements:
  - a. Any registry with which ASCA has a reciprocal agreement (i.e. The Canadian Kennel Club)
  - b. Any foreign club registry approved by the ASCA Board of Directors after review of the registry's registration process (currently the American Kennel Club, The Kennel Club)
2. Owners of applicant dogs registered with non-ASCA approved registries must seek approval for that registry by providing the ASCA Board of Directors with clear evidence of the foreign registry's ability to accurately verify purebred Australian Shepherd lineage.
3. If both parents of an applicant dog are ASCA registered, the dog must be registered through an ASCA Litter registration application.

This dog is NOT eligible for Foreign Registration. (Eff. 10-01-09).

4. Puppies from any litter born prior to the ASCA Foreign registration of the sire and/or dam will be treated as individuals; each puppy must meet the Foreign Registry Requirements.
5. Registration of any applicant dog, its parents or its grandparents with any registry as a breed other than an Australian Shepherd will result in the applicant dog being ineligible for registration in the ASCA Registry.
6. The application form is accompanied by a minimum three generation pedigree certified by the foreign registry and must include all registration numbers from that registry.
7. The applicant must provide evidence that the applicant dog's lineage is based 100% on ASCA registered dogs. Applicants must supply ASCA descendant registration numbers at time of application.
8. The application form is accompanied by a photocopy of the registration papers certified by the foreign registry. The dog must have an unrestricted (for breeding) registration with that registry if applying for registration as "for breeding" in the ASCA Registry. This does not apply to applicant dogs applying to the ASCA registry as an Altered dog.
9. The ASCA application and the foreign registry registration must show identical ownership.
10. The dog must have permanent, readable microchip or tattoo identification.
11. The dog must be DNA profiled with an official ASCA DNA laboratory.

12. The owner must certify that the applicant dog does not have any disqualifying faults as described in the ASCA breed standard.
13. The signature of all owners must appear on the application.
14. The Breeder's signature must appear on the application.
15. Three photos are required of the individual dog and must accompany the application form. Photos must be clear, color and show the dog's front, left and right side full body view.
16. If at any time it is found that any part of the application has been falsified or found to be untrue, registration will be revoked for this dog and any progeny. Disciplinary action may be taken against the owner. If you are interested in participating with your purebred Australian Shepherd in ASCA'S® many performance programs including Agility, Stockdog, Obedience and Tracking you may want to consider enrolling your dog in ASCA's® Limited Exhibition Privilege (LEP) program. For further information please visit [www.asca.org](http://www.asca.org).

to read:

### Section 1.7 Foreign Registration

Purebred Australian Shepherds registered with other registries may be eligible for ASCA registration provided they meet all of the following requirements:

1. The dog was registered as an Australian Shepherd in the country of birth with a foreign registry recognized by ASCA as follows:
  - a. Any registry with which ASCA has a reciprocal agreement (i.e. The Canadian Kennel Club)
  - b. Any Foreign club registry approved by the Board of Directors after review of that registry's registration process (currently the American Kennel Club, The Kennel Club)
2. Owners of applicant dogs registered with non-ASCA approved registries must seek approval for that registry by providing the Board of Directors with clear evidence of the foreign registry's ability to accurately verify purebred Australian Shepherd lineage.
3. If both parents of an applicant dog are ASCA registered, the dog must be registered through an ASCA Litter registration application. This dog is NOT eligible for Foreign Registration. (Eff. 10-01-09).
4. Puppies from any litter born prior to foreign registration of the sire and/or dam will be treated as individuals; each puppy must meet the Foreign Registry requirements.
5. The application must include a pedigree certified by the foreign registry. This pedigree must be a minimum of three generations and must include all registration numbers from that registry. Pedigrees containing more than three generations are acceptable. However, these pedigrees must include all registration numbers from that registry.
6. The applicant must provide evidence that the applicant dog's lineage is based 100% on ASCA registered dogs, none of whose registrations have been revoked by ASCA prior to the applicant's purchase of the dog or who was ASCA registered "Not for Breeding". Registration of any applicant dog, its parents or its grandparents as a breed other than Australian Shepherd will result in the applicant dog being ineligible for ASCA registration. Applicants must supply ASCA descendant registration numbers at the time of application.
7. A photocopy of the registration papers certified by the foreign registry must accompany the application. The dog must have an unrestricted (for breeding) registration with that registry if applying for registration as "for breeding" in the ASCA Registry.
8. The application form and the foreign registration must show identical ownership.
9. The dog must have a permanent, readable microchip or tattoo identification.
10. The dog must be DNA profiled by an ASCA approved DNA laboratory.
11. The owner must certify that the applicant dog does not have any disqualifying faults as described in the ASCA breed standard.
12. The signature of all owners must appear on the application.
13. The breeder's signature must appear on the application.
14. Three photos of the individual dog must accompany the application form. Photos must be clear, in color and show the dog's front, and left and right side full body views.

15. If any part of the application has been falsified or found to be untrue, registration will be revoked for this dog and any progeny. The Board of Directors may take disciplinary action against the owner.

16. If you are interested in participating with your purebred Australian Shepherd in ASCA's many performance programs including Agility, Obedience, Rally, Stockdog, and Tracking, you may want to consider enrolling your dog in ASCA's Limited Exhibition Privilege (LEP) program. For further information please visit [www.asca.org](http://www.asca.org) or contact the Business Office.

Comment/rationale: This change clarifies the requirements for submitting pedigrees and the grounds for refusing registration. The change also contains editorial changes to clarify the language.

The registration form will need these modifications.

Approve: Aufox, Berryessa, Davenport, Dexter, Dolan, Hellmeister, Vest; Disapprove: Westerman; Abstain: Gann.

The motion is approved:

Letter of Dissent (Westerman):

I disapproved this change due to the fact that, to my reading, makes the approval automatic if a dog was found to be a Pit Bull in the background after the purchase by the applicant. If we mean to clarify that a dog was changed to a mini, then lets clarify that and that only.

### **01:01 Director's Handbook: Section 9 change**

Motion by Hellmeister

Second by Dolan

I move to change the Director's Handbook Section 9:

Director's Handbook, Section 9 reads now:

When a Director disapproves a motion, it will be helpful if a short comment regarding the reason for disapproval is included with the vote.

Add: The comment will be included with the final voting tally.

Comment: Clarification will help make votes more transparent.

It reads now further:

Any Director voting in the minority may write a letter of dissent. Letters must be limited to the explanation of a Director's reason(s) for disagreement with the majority. Letters of Dissent, if a Director chooses to write one, must be included with the votes. Letters of Dissent must contain the words "Letter of Dissent" above the reason(s) given for the dissent and must include a request to include the letter with the reporting of the motion. All letters will be included with all reporting of motions and voting.

Strike: "...and must include a request to include the letter with the reporting of the motion" in the second to last sentence of the paragraph.

Comment: This part of the sentence is redundant, given what the sentence before already spells out.

Approve: Berryessa, Davenport, Dexter, Dolan, Hellmeister, Vest, Westerman; Disapprove: Aufox, Gann.

The motion is approved.

### **3:08 Breeder's Code of Ethics**

Motion by Aufox

Second by Hellmeister

I move that the following (attached) "Certified Breeder's Code of Ethics" be adopted by the Australian Shepherd Club of America.

Rationale: Since there are jurisdictions which have or are considering adopting restrictive dog laws, and even though we opposed them they may become law. Further most of these new regulations have clauses which allow breeders, who are governed by enforceable standards of their breed club, to be exempt from such new law requirements (such as Los Angeles County). We should give our member breeders who wish to take advantage of such exemptions the means to do so. Further the vast majority, if not all of the adverse comments had to do with not "giving in to the "animal rightists" and not any substantive provision of the CBCE. Further the CBCE create nothing new from the existing Guidelines other than enforceability and the restriction of which Breeders and Stud dog owners can be listed on ASCA's web site.

Approve: Aufox, Dolan, Westerman; Disapprove: Berryessa, Davenport, Dexter, Gann, Hellmeister, Vest;  
The motion is not approved.

**4:04 Conformation Committee: Motion #3.7.11.2010 Judges Guidelines / Code of Ethics - Solicitation**  
Motion by Davenport

Judges Guidelines / Code of Ethics - Solicitation motion

Vote results: Favored: Glenda, Liz, Debbie, Mary, Becky, Ann, David, Gail, Ronnie, Leah, Peter, Nancy, Luc,  
Regi Not voting: Denise.

Motion #3.7.11.2010 Judges Guidelines / Code of Ethics - Solicitation motion 7/1/2010  
Motion: Mary Second: Liz

I make the following motion to fix the Judges Conduct:

Section 6a through 6a through 6c currently reads:

6. a. A judge or his family members should never solicit or promote assignments on the judge's behalf.
- b. Solicitation is the repeated contact and/or the use of influence, persuasion or coercion in an effort to obtain a judging assignment.
- c. Promotion is a judge's or their immediate family member's attempt to sell or popularize the judge or their judging assignments through verbal or written advertising and/or publicity.

Change 6b to:

**Solicitation is defined as: either a contact and/or the use of influence, persuasion or coercion in an effort to obtain a judging assignment.**

Reason: 6b currently reads: "....repeated contact.....".

New: replacing the word "repeated".

Even in the new CoE/Guidelines that the BoD has passed there is still the word "repeated" in there.

Approve: Berryessa, Davenport, Gann, Hellmeister; Disapprove: Aufox, Dexter, Dolan, Vest, Westerman;  
The motion is not approved.

**4:05 Agility Committee: Motion 10-2010 FEO**

Motion by Dolan

I move to approve the following Agility Committee motion:

Motion by Sue, second Andrea

Effective Jan 1, 2011

Yes: Sherry, Janelle, Krystal, Cynthia, Annelise, Andrea, Betty, Pamela, Caroline; No: Sue & Ally

Section 3.5 Currently it reads:

### Section 3.5 Non-Regular Classes and For Exhibition Only (FEO) Classes

#### 3.5.1 Non-Regular

Host clubs may offer any non-regular classes they choose. The club may set guidelines for those classes as to entry requirements and goals for those classes, as long as those goals do not conflict with the general philosophies of ASCA.

#### 3.5.2 Pre-Novice

Host clubs may offer Pre-Novice classes for dogs over the age of 12 months. Dogs entered in the pre-novice class must jump at least 4" lower than what their regular jump height is and the teeter-totter and weave poles may not be used. Other obstacles may be omitted at the discretion of the host club. Pre-novice courses are not required to be judged by the judge of record and course review is not required.

#### 3.5.3 For Exhibition Only

Host clubs may accept "For Exhibition Only" (FEO) entries, if they choose. Dogs entered "For Exhibition Only" may jump at a lower height than their regular jump height and must be clearly marked as 'FEO' in the catalog. FEO runs shall be included along with the Regular, Jumpers and Gamblers runs to calculate the Event Membership Dues. See section 2.6.5.3 and section 2.6.7.

FEO entries may be accepted for dogs owned by the judge or any member of the judge's household. It is at the discretion of the host club as to whether or not FEO entries can be accepted. FEO entries may not compete for any prizes or awards (including any series, 'year-end', High in Trial, or merit awards).

My motion would be to insert an age limit for FEO so the first paragraph in section 3.5.3 would read:

Host clubs may accept "For Exhibition Only" (FEO) entries, if they choose. The minimum age for dogs entered "For Exhibition Only" is 15 months of age. Any dog younger than 18 months of age must jump at a lower height than their regular jump height. 'FEO' entries shall be clearly marked as 'FEO' in the catalog and included along with the Regular, Jumpers and Gamblers runs to calculate the Event Membership Dues. See section 2.6.5.3 and section 2.6.7.

Approve: Aufox, Berryessa, Davenport, Dexter, Dolan, Hellmeister, Vest, Westerman; Abstain: Gann.  
The motion is approved.

### **5:02 National Specialty Rules: Section 7.2 Rings and Tracking Sites**

Motion by Berryessa

Second by Davenport

I move the following sections in the National Specialty Rules be changed:

In Section 7 and in Section 7 Part 2:

Change all of the word " fields" to the term "sites" to match our Tracking Regulations, and add a line describing a TDU site as follows:

In Section 7: Rings and Tracking sites.

Section 7.2

TD sites must be open fields of consistent cover free of obstacles with at least 5-7 acres in each area for a TD track; TDU sites should be in urban or suburban areas with at least 4 acres for each TDU track. TDX sites must be of both open and mixed cover in an area with at least 20-27 acres for each TDX track. Judges must approve the sites of the Tracking Test and determine the number of tracks before the Premium goes to publication. Sites



for the National Tracking Test cannot be changed once the Premium has gone to publication unless permission is given by both National Tracking Judges.

This is how these sections read now:  
Section 7: Rings and Tracking Fields.

This is how Section 7, part 2 reads now:  
TD fields must be open fields of consistent cover free of obstacles with at least 5-5 acres in each area for a TD track. TDX fields must be of both open and mixed cover in an area with at least 20-27 acres for each TDX track. Judges must approve the fields of the Tracking test and determine the number of tracks before the Premium goes to publication. Fields for the National Tracking test cannot be changed once the Premium has gone to publication unless permission is given by both National test Judges.

Approve: Aufox, Berryessa, Davenport, Dexter, Dolan, Hellmeister, Vest, Westerman; Abstain: Gann.  
The motion is approved.

### **5:02 National Specialty Rules: Final Ribbons**

Motion by Aufox  
Second by Dolan

I move that the following be sent to each committee which manages a Finals for its input/comment about implementing the following changes to the for ASCA Final ribbon requirements.

“The requirement for the Dog’s Name and Titles to be imprinted on the award ribbon as required in the National Specialty Hosting Rules and Final Rules for each venue shall be understood and interpreted to mean the Dog’s name as originally registered with ASCA and only the titles earned which appear before the Dog’s name.”

Rationale: By making all the ribbons uniform we would eliminate perceived differences between venues. By eliminating titles appearing after the name, the dog’s identification would be in larger type and more visible to all observers. It would also reduce the cost and reduce or eliminate errors in the ribbons, since they could be ordered and double checked against the Business Office records and not just copied from entry forms some of which are hand written.

Approve: Aufox, Davenport, Dolan, Gann, Hellmeister, Westerman; Disapprove: Berryessa, Dexter, Vest.  
The motion is approved.

### **8:08 2010 National Specialty Agility Trial**

Motion by Dolan  
Second by Hellmeister

I move to make a one-time exception to the six (6) ASCA sanctioned classes per trial per day rule (2.1.6 Trial Premium) to allow the 2010 Host Club to conduct a seven (7) run agility trial.

Comment/Rationale: Because of multiple administrative errors, a rule open to interpretation, and at this point in the entry process this is an appropriate remedy. The Agility Committee is working on a clarification of the classes offered rules for the National Specialty Agility Trial.

Approve: Berryessa, Davenport, Dexter, Dolan, Gann, Hellmeister, Vest, Westerman; Disapprove: Aufox.  
The motion is approved.

### **9:28 Legislative Committee: Motion comments and voting**

Motion by Westerman

Yes: Chris, Gina, Sunday, Mary, Darcy, Susan, Janet, Jasmine, Jarilyn

Motion passes

Motion by Susan, second by Darcy.

Due to the nature of this committee's work I move that we shorten our discussion periods to 5 business days and our voting to 3 business days. Rapidly disseminating information to the ASCA membership is critical where legislation is concerned.

Approve: Aufox, Berryessa, Davenport, Dexter, Gann, Hellmeister, Vest, Westermann; Disapprove: Dolan.  
The motion is approved.

### **10:31 Complaint of Suzanne (Sue) Mayborne Shoreland Kennel**

Motion by Aufox

Second by Hellmeister

I move that Yvette Misquez's informal complaint against Ms. Suzanne (Sue) Mayborne Shoreland Kennel be denied for the reasons that (i) no complaint form was filed and no filing fee was paid and (ii) this is strictly a breeder – buyer dispute with no statement that an ASCA rule was broken. A letter to this effect should be sent by the Executive Secretary upon passage of this motion.

Approve: Aufox, Davenport, Dexter, Dolan, Hellmeister, Vest, Westerman; Abstain: Gann; Non-voting: Berryessa.  
The motion is approved.

### **10:38 Motion to suspend PBM supervisory status**

The Board of Directors suspended the supervisory judge privileges of Pamela Bryant-Meeks.

### **10:38 Motion to Suspend Agility Judging Privileges**

The Board of Directors suspended Pamela Bryant-Meeks' agility judge privileges for six months.

### **10:42 Course Director Discipline- Chris Davies**

The Board of Directors reprimanded Christine Davies and prohibited her from serving as an ASCA Course Director for a period of one year.

### **10:43 Hardship Appeal of Kenmar's Akeena Bright Star**

Motion by Vest

Second by Aufox

I move to accept the Hardship registration of Kenmar's Akeena Bright Star

Comment/Rationale: Upon review of the info re/the Hardship registry appeal of Kenmar's Akeena Bright Star, discussion with Jean re/why she did not register the dog, and based upon the pedigree (all ancestors through great-grandparents are ASCA or AKC...98% of great-great grandparents are ASCA or AKC....2% are IESR) and Jean's opinion, I feel that we should approve the Hardship registry. Jean agreed and the only reason that she hesitated was due to the 2% back in the 4th generation. Jean also confirmed that this dog has no Mini breeding in its pedigree. Per the Hardship rules (which are contradictory in places) the dog meets the requirements for Hardship registration based upon parents and grandparents being in the ASCA & AKC registry.

Approve: Aufox, Berryessa, Davenport, Dexter, Dolan, Gann, Vest; Disapprove: Hellmeister, Westerman.

The motion is approved.

**10:44 Andrea Allen Suspension**

The Board of Directors suspended for life all of Andrea Allen's ASCA privileges

**10:45 Hardship Appeal: Grandesign of Xilver Highland "Gucci"(DNA-CP)**

Motion by Westerman

Second by Gann

I move that the hardship registration for Grandesign of Xilver Highland "Gucci" (DNA-CP) be denied due to the fact that Gringo's mother was not ASCA Registered.

Approve: Berryessa, Davenport, Dolan, Gann, Hellmeister, Westerman; Disapprove: Aufox; Abstain: Dexter, Vest.

The motion is approved.

**96:17 Jr. Showmanship: Alexi Schechter for Junior Judge**

Motion by Berryessa

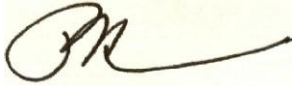
Second by Davenport

I move we accept Alexi Schechter to be an ASCA Junior Showmanship Judge.

Approve: Unanimous.

The motion is approved.

Submitted,

A handwritten signature in black ink, appearing to be 'PD', is written over a yellow rectangular highlight.

Pete Dolan

ASCA Secretary

# ***AUSTRALIAN SHEPHERD CLUB OF AMERICA CERTIFIED BREEDER CODE OF ETHICS***

The Australian Shepherd Club of America (ASCA®) in furtherance of its Mission Statement (promoting the responsible breeding and registering of purebred ASCA Australian Shepherds and to do all in its power to bring their natural qualities to perfection), has adopted the following Certified Breeder's Code of Ethics to promote and foster the highest standards among breeders, stud dog owners, and fanciers, and to encourage the improvement and advancement of our breed. Breeders and owners of Stud Dogs who voluntarily agree to subscribe and uphold the standards of conduct and behavior stated in this Breeder Code of Ethics shall have the right to be known as and call themselves ASCA Certified Breeders or ASCA Certified Stud Dog Owners (hereafter collectively referred to as "Cert.Br."). Only ASCA Certified Breeders and ASCA Certified Stud Dog Owners, who request to be listed shall be displayed and/or shown on ASCA's web site.

## **ARTICLE I RECORDS**

1. Each Cert.Br. who breeds his/her bitch or uses his/her stud for services shall keep accurate records of said breeding stock for a minimum of five (5) years. The records shall include, but are not limited to, stud services, pedigrees, all litters produced, sale of dogs/puppies, all contracts and documents (paperwork, including emails, relating to the sale or transfer of ownership) involving Australian Shepherds.
2. Any Cert.Br. failing to keep such records, falsifying a registration or knowingly misrepresenting a pedigree shall be subject to disciplinary action.

## **ARTICLE II BREEDING**

1. The Cert.Br. shall plan each breeding with the primary goal of improving the breed.
2. The Cert.Br. shall endeavor to select sire and dam to optimize structure, temperament, and working ability following a careful study of the ASCA Breed Standard, pedigrees, and basic principles of genetics.
3. A Cert.Br. shall only breed mature dogs and bitches that are no less than two (2) years of age.
4. Before entering into any breeding agreement the Cert.Br. shall review pedigree, structure and working potentials of both sire and dam keeping in mind the Cert.Br.'s goal established in paragraph 2 above. The Cert.Br. shall refuse the breeding if, in his/her opinion, it is not in the best interest of the breed.
5. A Cert.Br. shall only breed bitches and studs whose owners meet the requirements of this Breeder Code of Ethics and bitches and studs meeting the requirements of paragraph 6 below. It is not necessary that the owners are Cert.Br., provided the owners are deemed to meet the above requirements.
6. A Cert.Br. shall not knowingly shall use for breeding purposes any dogs/bitches, which are not free from, defects such as monorchidism, cryptorchidism, deafness, albinism and other disqualifying defects.
  1. Cert.Br. shall use only those dogs/bitches whose hips have been x-rayed for Hip Dysplasia and rated fair to excellent by a qualified radiologist or Penn Hip ratings or other rating systems with values which are deemed equivalent.
  2. Cert.Br. shall take care to use only dogs whose eyes have been examined and found free from signs of ocular deformities considered genetic.
  3. Cert.Br. shall further refrain from using a dog that, although free from the above defects, has consistently produced afflicted puppies.

## **ARTICLE III HEALTH**

A Cert.Br. shall maintain high standards of health and care for his dogs and guarantee that the puppies are healthy at the time of sale.

## **ARTICLE IV SALES**

1. The Cert.Br. shall be discriminating when selling his/her puppies, with the utmost concern to the appropriate type of homes in which they are placed. Australian Shepherds shall not be donated for raffles, give-aways, or sold to dog wholesalers or retailers, such as pet shops. If the time comes that a carefully placed dog needs to be rehomed due to unforeseen circumstances, the Cert.Br., whether the owner of the bitch or the stud dog, is responsible for temporarily re-homing of such dog until the dog can be rehomed.
2. The Cert.Br. shall either clearly state in a written contract that either there are no guarantees or give a guarantee providing at a minimum (i) a six (6) month guarantee against crippling or handicapping congenital defects on all puppies sold; (ii) guarantee the sale of breeding stock puppies against hereditary defects and disqualifying faults for a like period and (iii) clearly state what other guarantees, if any, are given. All guarantees shall, as a minimum, provide for replacement of the puppy with another or refund of the purchase price, within a reasonable length of time after return of the puppy originally purchased, if still living. Should the buyer wish another puppy from the dam but a litter is not planned for some future time, the buyer can receive a refund and, if agreed to by both parties, secure a place on a waiting list for the future litter.
3. The Cert.Br. shall transfer all applicable registration papers to the buyer when the purchase agreement is entered into by both parties but not later than the date the puppy or dog/bitch is delivered to the buyer. Such registration papers shall display whether the dog is allowed to be bred, "Not for Breeding"(offspring can't be registered), and also if the dog is required to be neutered. If the dog is required to be neutered, it shall so be designated on the registration papers by checking the box, "Veterinarian Certificate of Neutering Required" then a certificate from a licensed veterinarian must accompany the registration papers when sent to the Business Office in order for the dog to be registered in the buyer's name.
4. Upon sale of a dog/puppy, the Cert.Br. shall provide all buyers with (i) a two (2) or more generation pedigree with, if available, color of coat, and eye color (ii) diet and care information, (iii) health guarantee, if any, and (iv) inoculation record (including date and type of serum.)
5. The Cert.Br. shall not deliver a puppy until it is at least eight (8) weeks old. If the puppy is to be shipped to the buyer, the puppy should be held until the puppy is older than eight (8) weeks.
6. Unless required to do so by law, a Cer.Br. shall not knowingly allow one of his/her breeding, puppy or adult dog, to be disposed of in an animal shelter or pound or allowed to remain in the care of a rescue organization.

#### **ARTICLE V ADVERTISING**

1. The Cert.Br. agrees and shall assure that all advertising of dogs/puppies is factually correct and honest both in substance and implication.
2. The Cert.Br. shall be cautious when encouraging buyers as to breeding potential of the purchased dog. The breeding of Australian Shepherds is not to be taken lightly.

#### **ARTICLE VI MEMBER RELATIONS**

1. The Cert.Br. pledges to help educate the general public as well as graciously assist the novice breeder in all areas with which he/she is familiar.

#### **ARTICLE VII IMPLEMENTATION**

1. Any infractions of this Code shall be reported in writing to the ASCA Board of Directors, the Executive Secretary or the Business Office.
2. When a Cert.Br. fails to adhere to this code and is not cooperative in rectifying a breach of this Code or other error, disciplinary action will be taken.
3. The Board of Directors of ASCA shall have the sole authority to discipline the Cert.Br. who violates this Code of Ethics.
4. The Board of Directors of ASCA, in its sole discretion, may impose sanctions or other disciplinary actions for violations of this Code of Ethics. Such sanctions and/or disciplinary actions may include but are not limited to the following:

- Removal of recognition as a Cert.Br. and removal from the ASCA web site.
- Fines
- Required educational instruction
- Community service
- Suspension of registration privileges
- Suspension of membership

