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Bernie Profato
Executive Director

State of Ohio
OHIO ATHLETIC COMMISSION

Minutes of the September 8, 2010 meeting of the Ohio Athletic Commission ("OAC") held at 10:00 A.M. at the Bureau of Workers' Compensation, Garfield Heights, Ohio.

- I. The meeting was called to order at 10:00 a.m. The Pledge of Allegiance was led by Executive Director Profato. Roll call was taken by Executive Director Profato. Present for roll call were: Commissioner Chairman Gene Weiss, Commissioner John Konstantinos, Dr. Harry Stiggers, and Commissioner Tim Ochsenhirt.
- II. A. The minutes of the August 11, 2010 meeting were first on the agenda. Commissioner Tim Ochsenhirt moved to approve the minutes. Commissioner John Konstantinos seconded the motion, and it was unanimously approved.
B. The Licensure list was presented for Commission approval. Commissioner John Konstantinos moved to approve the list. Commissioner Tim Ochsenhirt seconded the motion and it was unanimously approved.
- III. There was no unfinished business.
- IV. Under new business, Executive Director Profato announced that Commissioner Dr. Harry Stiggers has been reappointed to the Board for a term of 3 years.

Executive Director Profato discussed a continuing problem with Andrew Williams, a boxing promoter from Cincinnati. Mr. Williams does whatever he wants and does not have any respect for the Commission and the rules. On the previous boxing show, Mr. Williams changed the location and never told us. Mr. Profato did not find out until two days before when the inspector called and asked if the location had been changed. A follow-up call to Mr. Williams confirmed the fact that he changed the event location and forgot to notify Mr. Profato. Mr. Williams acted like it was a big joke. Mr. Profato further stated that the Commission is going to send a letter to Mr. Williams and tell him that if he changes things and does not properly notify the Commission office then his card will be cancelled. The Commission approves a time, a location and an event. On one other occasion Mr. Williams changed the boxing event starting time from 4 P.M. to 7:30 P.M. at the Hamilton County Fairgrounds. Again Mr. Williams was called and he said it was an oversight. Darnel Boone was supposed to fight Aaron Pryor. Mr. Profato approved the fight. Boone signed the contract on 8/22/10. The problem is that Mr. Williams now says he is not going to have the fight. Under our rules, 3773-405A, it says that the promoter and fighter must sign the contract. Mr. Williams never signs the contracts. Mr. Profato has discussed Mr. Williams'

consistent disregard for the rules and this Commission with Assistant Attorney General John Patterson. Mr. Patterson is researching and may send him a letter saying that his fights will be approved only after signed contracts are received in the Commission office. If he doesn't have enough fights the event will be cancelled.

- V. A Pro-Am MMA event in Montpelier on September 18, promoted by Fred Vallejo; Commissioner John Konstantinos moved to approve the event. Commissioner Dr. Harry Stiggers seconded it and it was unanimously approved.

A Pro-Am MMA event in Columbus on September 24, promoted by Greg Kalikas; Commissioner John Konstantinos moved to approve the event. Commissioner Dr. Harry Stiggers seconded it and it was unanimously approved.

A Boxing event in Youngstown on September 25, promoted by R. Warner; Commissioner Dr. Harry Stiggers moved to approve the event. Commissioner John Konstantinos seconded it and it was unanimously approved.

A Pro-Am MMA event in Tiffin on October 2, promoted by Amanda Nangle; Commissioner Tim Ochsenhirt moved to approve the event. Commissioner Dr. Harry Stiggers seconded it and it was unanimously approved.

A Pro-Am MMA event in Mansfield on October 9, promoted by Melissa Trukovich; Commissioner John Konstantinos moved to approve the event. Commissioner Dr. Harry Stiggers seconded it and it was unanimously approved.

A Pro-Am MMA event in Warren on October 9, promoted by Dana Deily; Commissioner Tim Ochsenhirt moved to approve the event. Commissioner Dr. Harry Stiggers seconded it and it was unanimously approved.

A Boxing event in Canton on October 2, promoted by Paul Klingaman; Commissioner Dr. Harry Stiggers moved to approve the event. Commissioner John Konstantinos seconded it and it was unanimously approved.

- VI. The Executive Director's report was read by all of the Commissioners.

Commissioner Chairman Gene Weiss asked Executive Director Profato what needs to be done to get the Commissioners back on the payroll for attending events. Mr. Profato replied that it is not going to happen because we do not have the revenue and we are going to have to cut our budget by 30 percent for the next two years. If you want to go to an event like the other Commissions you can go on your own without pay. OBM is saying that this is your budget and this is what you are allowed to spend. Commissioner Ochsenhirt stated that the Commissioners should be encouraged to go to events that they oversee. Mr. Profato replied that there is no statutory authority for Commissioners to get paid to attend an event. If you go to an event you are acting as an observer, not as a Commissioner.

Assistant Attorney General John Patterson stated that for every Board and Commission in Ohio, you are only a Board or Commission member when you are in a noticed meeting. You only have decision-making authority when you are in a noticed meeting. Once you leave this room you have an opinion as an individual. You cannot say that this is the Board policy because you can only make policy and decisions in a scheduled, noticed meeting.

Mr. Profato stated that he will go to OBM and tell them we need to get our Commissioners back to the events so they can see things first hand when we make valuable rules and decisions. He will check into the possibility of adding the Commissioners' fees into the Administrative Code as a charge to the promoters so it does not affect the budget. There is a statute that states that if an Inspector does not show up at an event a Commissioner can act as the Inspector.

- VII. There were no public comments.
- VIII. Commissioner Tim Ochsenhirt moved to adjourn. Commissioner John Konstantinos seconded the motion, and it was unanimously approved.

The minutes have been edited for clarity and punctuation only. Content remains unchanged and the original tape of the meeting is intact and available.

ATTESTED TO:  DATE: 10-13-10

POSITION: Chairman