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Bernie Profato
Executive Director

State of Ohio

OHIO ATHLETIC COMMISSION

Minutes of the January 13, 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 John Konstantinos, Commissioner Michael Chase, Commissioner Dr. Harry Stiggers, and Commissioner Tom Jelepis. Commissioner Chairman Gene Weiss was absent. Commissioner John Konstantinos acted as Chairman in Commissioner Weiss' absence. Also in attendance was Assistant Attorney General John Patterson.

II. A. The minutes of the December 9, 2009 meeting were first on the agenda. Commissioner Tom Jelepis moved to approve the minutes. Commissioner Michael Chase seconded the motion, and it was unanimously approved.

B. The Licensure list was presented for Commission approval. Commissioner Tom Jelepis moved to approve the list. Commissioner Dr. Stiggers seconded the motion and it was unanimously approved.

III. There was no unfinished business.

IV. Under new business, Commissioner Michael Chase informed the Commission that Clytee Dunn had a heart attack a couple of weeks ago. Mr. Dunn is the former head of the Lake Erie Association/USA Boxing and an executive of the Golden Gloves. He is active in the Cleveland Amateur Boxing Community.

Assistant Attorney General John Patterson discussed a recent decision by the Tenth District Court of Appeals. He further stated the need for the Commission to make a Board policy so that the Executive Director, on behalf of the Commission, can accept resignations and initiate termination actions both for employees and subcontractors. Commissioner Michael Chase made a motion that any action in regard to employment and/or licensures and/or discipline that goes before the Executive Director is deemed to be before the Commission and that the Commission, pending the next hearing, stands behind the decisions of the Executive Director in those matters. Commissioner Tom Jelepis seconded the motion, and it was unanimously approved.

Executive Director Bernie Profato discussed the bad checks written at the January 3, 2010 boxing event. The promoter was Theresa Nickens. Mrs. Nickens' son Charles helped with the event.

Executive Director Profato discussed new legislation (3773-1-13) regarding protests. The fighters cannot protest judgement calls. In order to file a protest the protest must show fraud, corruption or a deliberate rule violation.

[Charles Nickens arrived at the Board meeting.] Mr. Nickens discussed his plans to take care of the issues from the January 3, 2010 boxing event. Executive Director Profato told Mr. Nickens that his mother's license will be revoked until all the money is paid. In the event Mr. Nickens has another event he will have to show the Commission that money is available to pay everyone in cash or set aside in an escrow account. Once sufficient proof is provided then the Commission will reinstate Theresa Nickens' license to promote. If everything is not paid up (officials and taxes) by January 25th then the Executive Director will start action with the Attorney General's office to revoke Mrs. Nickens' bond.

V. A Boxing event in Cincinnati on January 23, promoted by Andrew Williams; Commissioner Dr. Harry Stiggers moved to approve the event. Commissioner Michael Chase seconded it and it was unanimously approved.

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

VII. Under public comments Commissioner Tom Jelepis announced that he is leaving the Commission on June 30 to start his retirement. There were no other public comments.

VIII. Commissioner Tom Jelepis moved to adjourn. Commissioner Dr. Harry Stiggers 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.

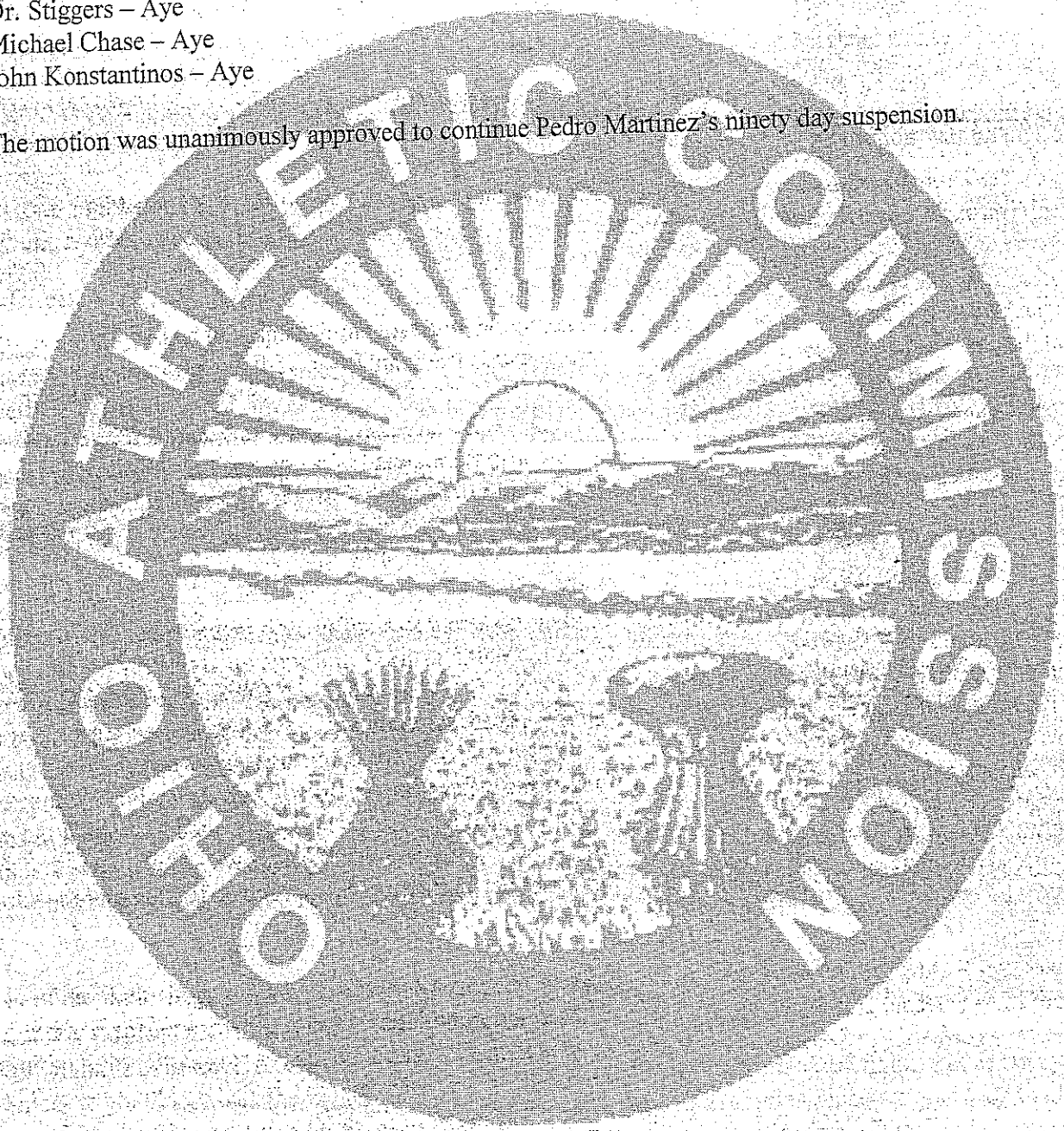
ATTESTED TO: _____ DATE: 2-10-10

POSITION: Chairman

Commissioner John Konstantinos made a motion to take a vote on continuing the 90 day suspension. Commissioner Michael Chase seconded the motion, and it was unanimously approved.

Roll call was taken with the results as follows:
Tom Jelepis – Aye
Dr. Stiggers – Aye
Michael Chase – Aye
John Konstantinos – Aye

The motion was unanimously approved to continue Pedro Martinez's ninety day suspension.



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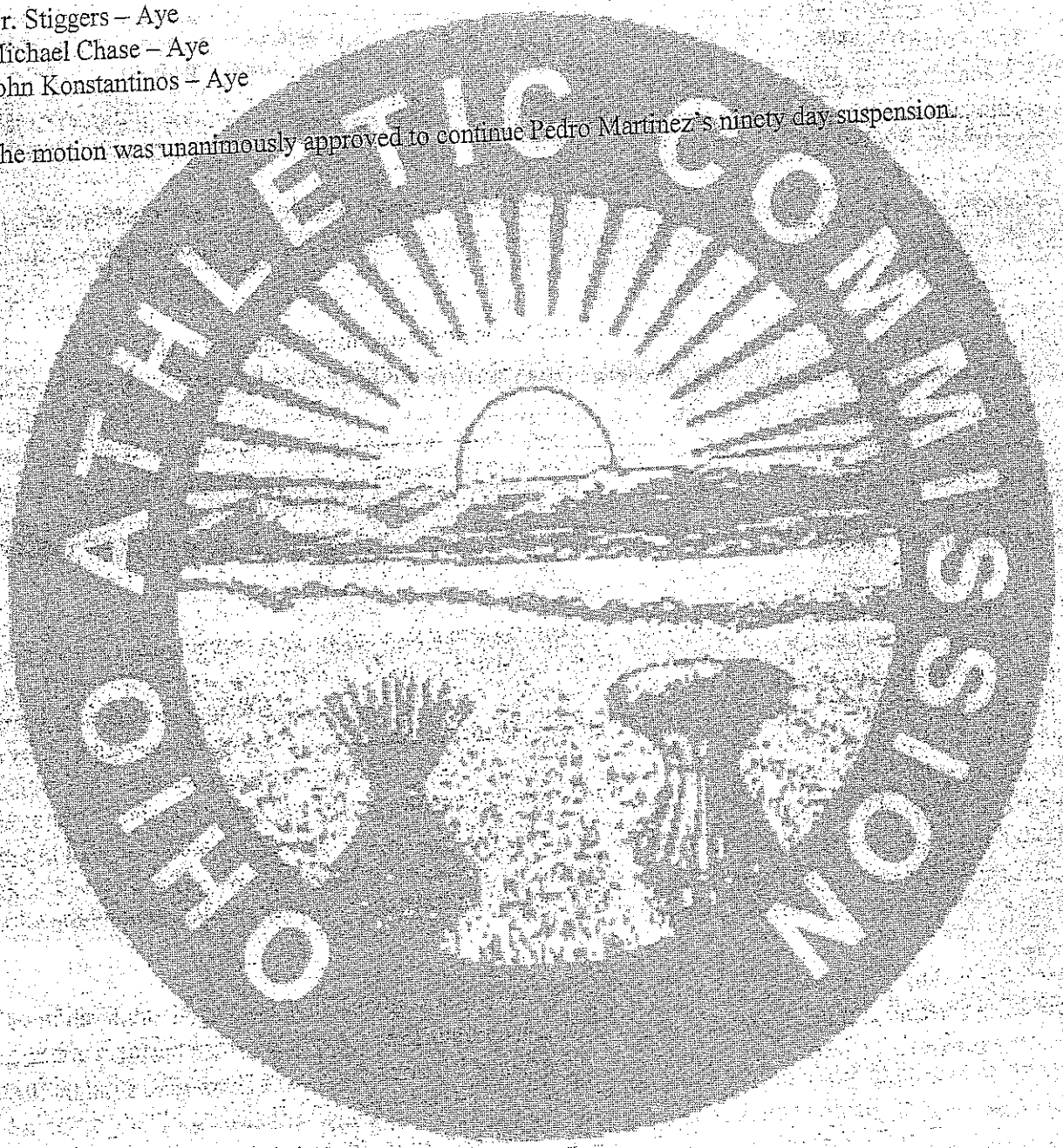
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