

APPEALS HEARINGS

October 14, 1988

The Board of Control of the Kentucky High School Athletic Association met at the K.H.S.A.A. Office Building, Lexington, Kentucky, on Friday afternoon, October 14, 1988, for the purpose of hearing appeals.

The meeting was called to order by President Tom Buchanan at 1:30 p.m. Present were Sandy Allen, Huston DeHaven, Charles Henry, Pearl Ray Lefevers, Charles Miller, Marvin Moore, Tony Olinger David Points, Ken Tippett, and Liz Trabandt; Commissioner Tom Mills and Executive Assistant Billy Wise. The invocation was given by Charles Henry.

President Buchanan called on Charles Haddaway, III, who had requested a hearing before the Board of Control on behalf of his son, James Haddaway, a student at Southwest Christian High School, who had been ruled ineligible by the Commissioner under By-Law 5, Section 3, Proper Grade Level. Athletic Director Doug Hash was also present with Mr. Haddaway. Following questions by the Board members to Mr. Haddaway, David Points made a motion that the Board waive the decision of the Commissioner and that James Haddaway be ruled eligible to participate in interscholastic athletics. The motion failed by a vote of six opposed and four in favor of the motion. Therefore James Haddaway remains ineligible to represent Southwest Christian High School.

Then came Mrs. Pat Meers, representing her foster son, Kendell Ray Edwards, a student at East Hardin High School. Kendell had attended and represented LaRue County High School in interscholastic athletics and had been declared

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ineligible to represent East Hardin High School under By-Law 6, Transfer Rule. Following Mrs. Meer's presentation and questions to her by the Board members, Marvin Moore made a motion, seconded by Charles Henry, that the Commissioner's ruling be upheld in this case. However, Mrs. Meers was to be informed that should Kendell return to LaRue County High School he would be eligible to represent that school due to the fact that he resides in that district and established his eligibility there. The motion carried unanimously.

Sandy Allen then made a motion that the Board go into Executive Session to discuss legal matters. Liz Trabandt seconded the motion which carried unanimously.

Ken Tippett made a motion, seconded by Tony Olinger to come out of Executive Session. The motion passed unanimously.

The next appeal on the Agenda was on behalf of Michael Lacks, a student at Raceland High School. Mr. and Mrs. Kenny Lacks and Principal John Stephens, Raceland High School were present for the hearing. Mr. and Mrs. Lacks requested a Closed Session due to the possibility that Michael's academic records would be discussed. Huston DeHaven made a motion, seconded by Marvin Moore that the Board go into Closed Session. The motion carried unanimously.

Following this hearing, Charles Henry moved that the Board come out of Closed Session. Charlie Miller seconded the motion which passed.

The next appeal was requested by Mr. David Witt, on behalf of his nephew, Robert S. Lunsford, a sophomore at Lafayette High School. Principal Thurmas Reynolds, Lafayette High School, was also in attendance. Robert had been ruled ineligible to participate in interscholastic athletics under By-Law 6, Transfer Rule due to the fact he had attended Mercer County High School and had participated in football and then transferred to Lafayette High School. Following Mr. Witt's presentation, Ken Tippett made a motion, seconded by Charles Henry that the Board uphold the Commissioner's ruling in this case. The motion carried unanimously.

Mr. and Mrs. Roscoe Siler, through their attorney, J. B. Johnson, Jr., presented the next appeal on behalf of their son, Todd Siler. Present for the hearing were Todd and Coach Richard Prewitt, Williamsburg High School. Principal Virgil Chambers, Coach John Davenport and Ath. Dir. Lonnie Anderson were also present representing Whitley County High School. Todd participated in varsity baseball and basketball at Whitley County High School and then transferred to Williamsburg High School where he was ruled ineligible to participate in interscholastic athletics until he had been enrolled there for a period of thirty-six school weeks. Following a lengthy cross examination by Attorney J. B. Johnson, Jr. and K.H.S.A. Board Attorney Danny Reeves, questions to all parties by Board members and testimony by Exec. Asst. Billy Wise, David Points moved that the Board uphold the Commissioner's ruling in this case. Marvin Moore seconded the motion. The motion passed unanimously.

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The next appeal was presented by Mrs. Ann Alvey on behalf of her son, Dennis Alvey. Dennis had transferred to Southern High School from DeSales High School. He had been ruled ineligible by the Commissioner due to the fact that he had participated in basketball and football at his former school and was subject to the provisions of By-Law 6, Transfer Rule. Following a discussion of Dennis' situation, and questions to Mrs. Alvey by Board members, David Points made a motion that Dennis be declared eligible to participate in athletics at Southern High School. Ken Tippet seconded the motion which passed by a vote of 8 in favor and 1 opposed.

Mr. and Mrs. Larry Palmisano presented the next appeal to the Board on behalf of their son, John. John was declared ineligible to represent Madison Southern High School in interscholastic athletics under the provisions of By-Law 6, Transfer Rule, after having transferred from Berea High School where he participated in varsity athletics. Following their presentation and questions by the Board members and a lengthy discussion thereof, Charlie Miller made a motion, seconded by Pearl Ray Lefevers, that the Commissioner's ruling be upheld in this case. The motion carried by a vote of 8 in favor and 2 opposed.

Due to the lateness of the hour, the remainder of the appeals were continued to Saturday morning, October 15. The meeting was adjourned.

Tom Buchanan
President

Tom Miles
Secretary

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