

Important Notice Concerning Legal Disputes and Law Suits

United States Specialty Sports Association Procedures

Distribution: All

Supersedes: New

PPM No. DIR-0018

Approved By: Board of Directors

Date: March 26, 2004

Paragraph No 1-3

PURPOSE: To encourage reasonable discussions between actual parties to legal disputes regarding USSSA sanctioned activities, to prevent additional disputes between parties to legal disputes, to limit contact and communication between parties to a legal dispute when legal counsel to all parties are not present, and to establish procedures for the suspension from USSSA activities of those who are involved in legal disputes with the USSSA.

PROCEDURE:

- 1.) Effective April 5, 2004, any Participant, Official, Team, Coach, Sponsor, Related Party (including but not limited to parents of Participants, Officials, etc.) or any other person who threatens in writing a legal action against the USSSA, files a legal action against the USSSA, or has a lawyer contact USSSA regarding a dispute of any kind shall be automatically suspended from all USSSA activities until such legal discussions with the USSSA are concluded to the satisfaction of the USSSA Board of Directors.
- 2.) Effective April 5, 2004, if a legal action against the USSSA is filed by a Participant, Official, Team, Coach, Sponsor, or Related Party (including but not limited to parents of Participants, Officials, etc.), or any other person against the USSSA, that person's (or any Related Party's) team and each of its members may be suspended from all USSSA activities until such legal actions with the USSSA are resolved to the satisfaction of the USSSA Board of Directors.
- 3.) In addition effective April 5, 2004, any Participant, Official, Team, Coach, Sponsor, Related Party (including but not limited to parents of Participants, Officials, etc.) or any other person who sues a Director, Official or other USSSA Affiliate with respect to a dispute related to a USSSA sanctioned activity, may be suspended in their sole discretion by the USSSA State Director with respect to such sport or by the USSSA Board of Directors.

Excerpted from Article XVII of USSSA Constitution

Section 9. Any person who files a law suit after December 15, 2007 (or who has previously filed such a suit and such suit has not been resolved prior to December 15, 2007) against the USSSA, any of its Directors, Board Members or affiliates regarding a

matter that is in any way associated with the USSSA activities, is suspended permanently from all USSSA activities upon filing of such a law suit. A Person for purposes of this paragraph includes any natural person, the parents or guardians of a natural person who is a minor on behalf of whom a lawsuit is filed, any Entity (including, but not limited to corporations, non profit organizations, partnerships, trusts and limited liability companies) recognized under state or federal law, any beneficial or other owner of an Entity that brings suit under state or federal law and anyone that controls or is part of the group that controls the Entity. To the extent that the terms of this paragraph are unclear or ambiguous, the USSSA Board of Directors in its sole and absolute discretion shall determine their meaning in a way that excludes those who might have participated in any law suit against the USSSA.

In its sole and absolute discretion, the USSSA Board of Directors may commute a suspension under this paragraph, if it is determined in the Board of Directors sole and absolute discretion that there is no reason to believe that the Person will attempt to resolve any future dispute by the hiring of lawyers or the filing of a law suit or that the suspension is in any other way in- appropriate for the best interests of the USSSA.

To the extent that application of this paragraph would violate state, local or federal law, this paragraph shall not apply.