



AMERICAN KENNEL CLUB®

PROCEDURAL CHECKLIST

Event Committee Hearings

Club _____

Defendant _____

Address _____

Event _____

Date _____

The AKC requires that each Event Committee review and become familiar with the contents of the booklet titled "Dealing With Misconduct at American Kennel Club Events." This checklist must be completed by the Event Committee Chair and signed. The accused must also sign this document.

Please be advised, if an Event Committee receives a complaint alleging that a dog has attacked a person or dog resulting in injury, pursuant to Chapter 11, Section 8-A, of the Rules Applying to Dog Shows, or the applicable rule in each sport, the committee must complete a Disqualification by Event Committee form. The form is included in each club's Event Kit.

This checklist is part of the record of the Event Committee Hearing concerning the alleged conduct of an individual, and must be submitted with the complete report of the proceedings. The report must be received by the Executive Secretary of the AKC within five (5) days of the last date of the event or within five (5) days of the date of the hearing if held subsequent to the date of the event. The complete report must be sent to AKC (Attn: Executive Secretary), 260 Madison Avenue, Fourth Floor, New York, NY 10016.

PREHEARING (pages 9-12)

CHECK THE APPROPRIATE BOX

- 1. Preliminary Investigation. Investigated complaint and made a preliminary determination that the alleged conduct, if proven true, was prejudicial to the sport and it occurred at or in connection with the event. Interviewed the complainant, accused and known witnesses. If a minor is involved, followed the procedures in Section V of Dealing with Misconduct. [] YES [] NO
2. Name, address, telephone number, and email address of the individual making the complaint as well as the accused and witnesses obtained. [] YES [] NO
3. Got the complaint in writing. Wrote "Complaint" on the complaint. [] YES [] NO
4. It was determined that a hearing should be held. If no hearing held, provide an explanation: [] YES [] NO
5. Notice of Hearing. The accused was advised at _____ a.m./p.m. on _____(date) of the setting of the hearing. [] YES [] NO
a) The accused was provided with a copy of the "Dealing With Misconduct" booklet. [] YES [] NO
b) Accused was provided with a copy of the complaint and was told he/she was being charged with the following misconduct: [] YES [] NO

c) The accused was advised the hearing will be held _____ at _____ a.m./p.m. on _____(date).

(The accused must be given reasonable time to secure witnesses and to prepare. It is up to the accused to request additional time if needed.)

6. The Chair established the committee as follows (include address, telephone number and email address):

Chair _____

Secretary (person keeping record of proceeding) _____

HEARING

(pages 12-14)

7. Introduction. The Chair introduced himself or herself and the members of the Committee and designated one member of the Committee to keep a record of the proceedings. If the hearing was recorded all participants consented and the recording was submitted with the report. YES NO

8. Advisal of Charges. The Chair again advised the accused of the specific charges (same as #5B). YES NO

9. Advisal of Rights. The Chair advised the accused of these rights: YES NO
a) To hear, confront and question all witnesses;
b) To present witnesses on his/her own behalf; and
c) To testify on his/her own behalf.

10. Witness List. The Chair determined the list of witnesses to be called by the Committee and the accused. Witnesses include the accused and the complainant. YES NO

Committee's Witnesses:

Accused's Witnesses:

11. Unauthorized Persons Excused. The Chair excused all persons except the Committee, the accused and the AKC Representative. The witnesses were excused from the proceedings, except when they were called on individually to testify. YES NO

12. Witnesses. The Chair called and swore in the witnesses (An appropriate oath is as follows: “Do you swear or promise that you will tell the truth, the whole truth and nothing but the truth?”). The order of witnesses typically is: first the Committee witnesses, then the accused witnesses. The Chair ascertained the full name and address of each witness. The Chair questioned the witness and then allowed the accused to question the witness. A summary of each witness’s testimony was made including the questions asked by the accused. YES NO
13. Procedural issues raised during the hearing are noted in the hearing summary. YES NO
14. Accused Statement. After all the witnesses testified, the Chair permitted the accused to make a final statement in response to the charges. This is in addition to the testimony of the accused. YES NO
15. Close Hearing. The Chair then excused all persons except the committee and asked the accused to remain available to receive the committee’s decision. If the hearing is recorded the recording should stop at this point. YES NO

POSTHEARING
(pages 15-16)

16. Findings. After deliberation and by majority vote, the committee made these findings: YES NO
- a) As to whether the charged conduct has been proven;
- b) Whether such conduct was prejudicial to the best interests of purebred dogs, AKC events or the AKC; and
- c) Whether the charged conduct occurred in connection with, or during the progress of, its event.
17. Decision. Please circle which option(s) apply and indicate the charge(s) with the option(s). YES NO
- a) The committee found that all three of the elements in charge(s) number ____ were **not proven** and it dismissed the charge(s).
- b) The committee found that all three elements in charge(s)____ were **proven** and it suspended the accused from any or all AKC privileges.
- If 17 b) is circled, did the committee stay the suspension? YES NO
Only if the AKC Disciplinary Guidelines allow for a reprimand as a mitigated penalty AND the committee is recommending a mitigated penalty, may the committee grant a stay.
18. Notice. After the committee made its decision, the Chair:
- a) Immediately notified the accused of the charges that were dismissed and those that were sustained. YES NO
- b) If charges were sustained, the accused was so advised of the committee’s decision and notified of his/her immediate suspension of any or all AKC privileges (unless stay issued. See 17b). YES NO
- c) Committee notified the accused, in writing, by certified mail return receipt requested and first-class mail, of the committee’s decision and of any suspension, if one was ordered. YES NO
19. Submission of report to AKC. Send to the AKC, to be received within five (5) days of hearing or incident, a complete report of the proceedings, which includes the following. **PLEASE CHECK EACH ITEM INCLUDED:**
- A copy of the signed written complaint, marked “Complaint”
- A comprehensive summary of the hearing (see Section X of *Dealing with Misconduct*)
- This Procedural Checklist
- A duplicate copy of the committee’s decision and notice of suspension, if applicable, mailed to the accused.

Signature – Chair

Signature – Defendant

Attesting to the fact that all items on this list were completed.

Attesting to the fact that Items 3, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 17, and 18 were completed.

AKC DISCIPLINE GUIDELINES - EFFECTIVE JANUARY 9, 2018

Explanatory Notes

- Articles XII and XIV allow for discipline for “conduct alleged to have been prejudicial to the best interests of purebred dogs, purebred dog events, or the AKC.”
- Discipline in excess of the Aggravated term, or less than the Mitigated term, must be approved by the AKC Board of Directors (“Board”). Discipline imposed for cases not covered by the Guidelines must be approved by the Board.
- Circumstances that could, but would not necessarily result in an act of misconduct being Mitigated would include, but not be limited to:
 1. The lack of any prior offense.
 2. The lack of experience as a participant in events.
 3. The minimal nature of the offense.
 4. Recognition of wrongdoing.
 5. The recommendation of the Events Committee.
- Circumstances that could, but that would not necessarily result in an act of misconduct being Aggravated would include, but not be limited to:
 1. A record of prior offense(s).
 2. Extensive experience as a participant in events.
 3. The seriousness of the offense.
 4. Refusal to acknowledge wrongdoing prior to formal issuance of Charges.
 5. The recommendation of the Events Committee
 6. The action(s) of the individual resulted in the death of dog(s)
- An especially egregious offense will result in a more severe length of suspension and/or fine than suggested in the Guidelines.
- Multiple serious offenses may result in a lifetime suspension of all AKC privileges.
- These Guidelines will be reviewed from time to time.
- Event Suspension is a suspension of event privileges for the individual and applies to dogs registered or co-registered at the time of suspension, or subsequently obtained during the term of suspension, which may not be entered or compete in events during the term of suspension unless they are transferred to another individual.
- Registration Suspension is a suspension of registration privileges, which means AKC will not accord registration of any litter, or individual dog or transfer ownership of a dog solely or in part by the suspended individual. In addition, AKC will not register any litter of dogs if the sire of the litter was owned solely or in part by a person who is suspended on the date the mating occurred.
- Suspension of all privileges would include both event suspension and registration suspension.
- When discipline guidelines become less punitive, the new penalty (suspension period and conditions and fine, if applicable) will be applied to persons currently under suspension for that offense.
- Month is abbreviated as “mo.” A month is defined as thirty (30) days.
- For violations denoted with an asterisk (*), reinstatement is contingent on passing an AKC kennel inspection, which will be scheduled only after the associated fine has been paid.
- The classification of an offense(s) within these Guidelines will be made by either the Management Disciplinary Committee (“MDC”) or the Staff Event Committee (“SEC”). SEC will base the classification on the wording in the complaint and may determine that multiple offenses apply. The penalties for multiple offenses will run concurrently unless MDC or SEC determine that based on the severity of the offenses or record of prior offenses consecutive penalties are warranted.

IN THOSE CASES WHERE AN EVENT OR REGISTRATION SUSPENSION IS CALLED FOR, THE AKC MANAGEMENT DISCIPLINARY COMMITTEE MAY RECOMMEND THE SUSPENSION OF ALL PRIVILEGES, WHEN WARRANTED BY THE SEVERITY OF THE CASE.

SUSPENSION OF ALL AKC PRIVILEGES

OFFENSES	MITIGATED	STANDARD	AGGRAVATED
I. Inappropriate Treatment of Animals			
a. Cruelty in connection with an event	5 yr/\$1000	10 yr/\$2000	Up to life/ up to \$10,000
b. Physical Abuse at or in connection with an event by individual	6 mo/\$500	1 yr/\$1000	Up to life/ up to \$10,000
c. Physical Abuse at or in connection with an event by club	Rep/\$300	Loss of event/\$500	Loss of event/\$1000
d. Neglect at or in connection with an event by individual	3 mo/\$500	6 mo/\$1000	Up to life/ up to \$10,000
e. Neglect at or in connection with an event by club	Rep/\$100	Loss of next event/\$300	Loss of next event/\$500
f. Improper Treatment in connection with an event	Rep/\$100	3 mo/\$300	Up to life/ up to \$10,000
g. Judicial or administrative determination of inappropriate treatment*	5 yr/\$1000	10 yr/\$2000	Up to life/ up to \$10,000
h. Unacceptable conditions, dogs and/or facility*	3 mo/\$500	1 yr/\$1000	Up to life/ up to \$10,000
i. Whelping dogs at event site	Rep/\$200	3 mo/\$500	Up to life/ up to \$10,000

OFFENSES	MITIGATED	STANDARD	AGGRAVATED
II. Registration Violations			
a. Submission of a false application to register or transfer (not signature forgeries), which affect the Stud Book*	3 yr/\$500	5 yr/\$1000	Up to life/ up to \$5000
b. Selling or buying AKC registration papers*	5 yr/\$500	10 yr/\$1000	Up to life/ up to \$5000
c. Refusing to produce dogs or records*	6 mo/\$500	5 yr/\$1000 ¹	Up to life/ up to \$3000 ¹
d. Non-compliance with AKC's Rules and Regulations on Record Keeping and Identification	Rep/up to \$50	6 mo/up to \$500	Up to life/ up to \$3000 ²
e. Submission of an AKC litter application which the individual should have known contained a false certification as to the sire and/or dam of the litter (DNA exclusion)*	<u>2 Exclusions/5 yrs</u> 6 mo/\$500	<u>3 Exclusions/5 yrs</u> 1 yr/\$1000	<u>4 Exclusions/5 yrs</u> Up to 5 yr/ up to \$2000

OFFENSES	MITIGATED	STANDARD	AGGRAVATED
III. Misconduct Against a Club			
a. Judicial or administrative determination of, or a signed admission of, unauthorized use of club funds.	1 yr/\$1000	5 yr/\$2000	Up to 10yr/ up to \$5000

OFFENSES	MITIGATED	STANDARD	AGGRAVATED
IV. Misconduct Against an Individual			
a. Harassment	3 mo/\$100	1 yr/\$1000	Up to 2 yr/ up to \$2000

¹ If reinstated, must start with a new colony, or in lieu thereof, bring back dogs from the old colony for which a DNA profile is recorded with the AKC and is positively identified via microchip or tattoo.

² The actual fine assessed shall be sufficient to cover all reinstatement costs, but in no instance shall it exceed the maximum amount indicated.

SUSPENSION OF EVENT PRIVILEGES

OFFENSES	MITIGATED	STANDARD	AGGRAVATED
V. Misconduct By or Directed Against a Judge			
a. Physical contact of an insulting or provoking nature	Rep/\$100	3 mo/\$300	Up to 5 yr/ up to \$1000
b. Inappropriate, abusive or foul language directed personally to a judge	2 mo/\$100	6 mo/\$500	Up to 1yr/ up to \$1000
c. Inappropriate public criticism of a judge, not disruptive, but demonstrating lack of sportsmanship	Rep/\$50	1 mo/\$200	Up to 3 mo/ up to \$300
d. Public criticism of a judge that causes a disruption at an event	Rep/\$100	3 mo/\$300	Up to 6 mo/ up to \$500
e. Unsportsmanlike conduct during an event including but not limited to:			
1. Refusal or throwing down of ribbon	Rep/\$100	3 mo/\$300	Up to 6 mo/ up to \$500
2. Leaving ring without permission	Rep/\$100	3 mo/\$300	Up to 6 mo/ up to \$500
3. Refusing to continue to compete	Rep	3 mo/\$300	Up to 6 mo/ up to \$500
4. Failure to follow a judge's instruction	Rep	45 d/\$150	Up to 3 mo/ up to \$300
f. Attempting to influence a judge	Rep/\$200	1 yr/\$500	Up to 5 yr/ up to \$1000

OFFENSES	MITIGATED	STANDARD	AGGRAVATED
VI. Disorderly Conduct			
a. Physical contact of an insulting or provoking nature	Rep/\$100	3 mo/\$300	Up to 2 yr/ up to \$1000
b. Inappropriate, abusive or foul language	Rep/\$100	1 mo/\$500	Up to 3 mo/ up to \$1000
c. Personal property damage	Rep/\$100	1 mo/\$500	Up to 3 mo/ up to \$1000
d. Impairing a club's ability to retain site	3 mo/\$100	3 mo/\$500	Up to 6 mo/ up to \$1000
e. Failure to properly control a dog at an event	Rep/\$200	3 mo/\$500	Up to 6 mo/ up to \$1000
f. Disruptive behavior at an event	Rep/\$100	3 mo/\$300	Up to 6 mo/ up to \$500
g. Unauthorized removal of property at or in connection with an event	3 mo/\$500	1 yr/\$1000	Up to life/ up to \$10,000

OFFENSES	MITIGATED	STANDARD	AGGRAVATED
VII. Violation of AKC Rules/Regulation or Club Regulations			
a. Showing the wrong dog without voluntary correction	Rep/\$300	1 mo/\$500	Up to 3 mo/ up to \$1000
b. Substitution	2 yr/\$1000	5 yr/ \$3000	Up to 10 yr/ up to \$5000
c. Judging Improprieties (the judge himself/ herself or complicity with a judge)	1 yr/\$500	2 yr/\$750	Up to life/ up to \$1000
d. Benching violations (per dog)	Rep	Rep/\$250	Rep/Double Fine for each Repeated offense
e. Disregard of published club regulations (e.g, parking, ex-pens, crates in aisle, unauthorized concessions, selling puppies, etc.)	Rep/\$100	1 mo/\$500	Up to 3 mo/ up to \$1000
f. Entering/exhibiting altered dog (temporary alteration)	Rep/\$500	6 mo/\$1000	Up to 1 yr/ up to \$2500
g. Entering exhibiting altered dog (permanent alteration)	1 yr/\$1000	2 yr/\$2000	Up to 5 yr/ up to \$5000
h. Willful refusal to return ribbon or prize after award disallowed	Rep/\$100	1 mo/\$200	Up to 1 mo/ up to \$500
i. Gun safety violation (by gunner)	Rep	1 yr/\$500	Up to 2 yr/ up to \$1000
j. Gun safety violation (by club)	Rep/\$100	Loss of next event/\$300	Loss of next event/\$500
k. Providing fraudulent information on an entry to show an ineligible dog	3 mo/\$500	6 mo/\$1000	Up to 1 yr/ up to \$2000
l. Misuse of a tracking device in connection with a Field Event	6 mo/\$500	1 yr/\$1000	Up to 2 yr/ up to \$2500
m. Entering/Exhibiting dog that the entrant knew or should have known is ineligible to compete in the event	Rep/\$200	1 yr/\$1000	Up to 5 yr/ up to \$5000

SUSPENSION OF REGISTRATION PRIVILEGES

OFFENSES	MITIGATED	STANDARD	AGGRAVATED
VIII. Registration Violations			
a. Submission of a false application to register or transfer (not signature forgeries), which do not affect the Stud Books online or paper	1 yr/\$200	3 yr/\$300	Up to 5 yr/ up to \$500
b. Signing AKC applications to register or transfer in blank; failure to properly complete an AKC document to show the name and address of the individual to whom the dog was directly transferred and the date of the transfer*	Rep/\$300	3 mo/\$500	Up to 1 yr/ up to \$2000

OFFENSES	MITIGATED	STANDARD	AGGRAVATED
c. Failure to complete supplemental transfers (i.e., jumping transfers). Failure to complete proper chain of registration on an AKC registered or registerable dog*	Rep/\$300	3 mo/\$500	Up to 1 yr/ up to \$2000
d. Submission of application containing a false certification as to the signature of one of the owners (this includes making false complaints)	1 mo/\$300	6 mo/\$500	Up to 1 yr/ up to \$1000
e. Submission of an online application without written permission from the co-owner or co-litter owner	Rep	3 mo/\$500	Up to 1 yr/ up to \$1000
f. Signing AKC documents on behalf of another without filing a properly completed Power of Attorney Form	Rep	3 mo/\$500	Up to 1 yr/ up to \$1000
g. Attempting to register a litter whelped outside of the U.S. ³	Rep/\$200	6 mo/\$500	Up to 1 yr/ up to \$1000

³ If now living within the U.S., six months; if residents are still outside of the U.S., indefinite, with an application for reinstatement upon return of the U.S.

OFFENSES	MITIGATED	STANDARD	AGGRAVATED
IX. Circumvention of Suspension			
a. Circumvention of Suspension*	Rep/Double Original Fine	Double Original Suspension and Fine	Up to life/ up to \$5000
b. Aiding and abetting the circumvention of an AKC suspension of registration or all privileges (All Privileges)*	Rep/\$500	5 yr/\$1000	Up to life/ up to \$5000
c. Aiding and abetting the circumvention of an AKC suspension of event privileges (Event Suspension)	Rep/\$500	6 mo/\$1000	Up to 1 yr/ up to \$5000

Definitions of Offenses

Abuse: Improper treatment which could cause serious injury to an animal.

Cruelty: Conscious action or inaction that may endanger life or cause serious health consequences to animals.

Harassment: Inappropriate comments and/or conduct regarding but not limited to another individual's, race, color, religion, disability, national origin, age, sexual orientation, or gender.

Improper Treatment: Inappropriate treatment or handling of an animal not likely to cause serious injury, e.g. excessive or harsh discipline/training.

Neglect: Inadequate care or voluntary inattention to basic needs, ignoring the safety and well-being of animals because of haste or ignorance.