

South Florida ASA

South Florida ASA, Inc. - a 501(c)(4) tax-exempt organization

South Florida Youth ASA, Inc. - a 501(c)(3) tax-exempt charitable organization

(Serving Broward, Martin, Miami-Dade, Monroe, Palm Beach, and St. Lucie Counties)

5201 S.W. 101st Terrace * Cooper City, FL * 33328-4949

954-600-7891 (M-F, 8AM-5PM) * 954-252-7656 (fax)

06/22/2007

The complaint filed by (deleted)(Complainant) against Burke Fox IV (Respondent) of either 1479 N.W. 102nd Drive, Coral Springs, Florida, 33071 or 6270 N.W. 41st Way, Coconut Creek, Florida, 33073, came before *South Florida ASA* Commissioner Moris L. Uhler for a hearing on 05/29/2007 at 5:00 pm, and was conducted in the Meeting Room at Brian Piccolo Park located at 9501 Sheridan Street in Cooper City, Florida. Both parties were given notice of the time and place of the hearing and neither had an objection. The Respondent's notice was sent via certified mail (7002 2410 0007 0737 9250 or 7002 2410 0007 0737 9236, respectively). Neither party objected to *South Florida ASA* Commissioner Moris L. Uhler as the one who conducted the hearing. The Complainant was not present and was not represented by counsel. The Respondent was not present and was not represented by counsel.

The Complainant provided written evidence that the Respondent had been ejected from numerous games by various umpires affiliated with the Broward County Umpires Association do to the violation of Rule 10-1, which is as follows: *The umpires are the representative of the league or organization by which they have been assigned to a particular game and, as such, are authorized and required to enforce each section of these rules. They have the power to order a player, coach, captain or manager to carry out or to omit any act which, in their judgment is necessary to give force and effect to one or all of these rules, and to impose penalties as herein prescribed.* The Respondent presented neither evidence nor argument to the evidence presented.

Based upon the evidence presented by the Complainant and the Respondent's failure to present any evidence or argument, *South Florida ASA* Commissioner Moris L. Uhler makes the following findings and orders:

THE RESPONDENT COMMITTED THE ACTS COMPLAINED OF AND SUCH ACTS REQUIRE DISQUALIFICATION. The reasons for the disqualification are as follows:

- (i) The Complainant provided written evidence to substantiate the complaint.
- (ii) The Respondent did not provide any evidence to refute the complaint.

IT IS RESOLVED THAT – the disqualification period shall begin on 05/29/2007 and shall be for a period of two (2) years ending on 05/28/2009.

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IT IS FURTHER RESOLVED THAT – the Respondent shall not be allowed to participate in any ASA event, whether championship play, recreational play, or as a team manager, coach, and/or sponsor.

IT IS FURTHER RESOLVED THAT – if it is determined that the Respondent participated in any of the above, then the team, player(s), and/or sponsor will be disqualified from any ASA event for a period of no less than two (2) years.

AND IT IS FURTHER RESOLVED THAT – if it is determined that the Respondent participated in any of the above during the disqualification period beginning on 05/29/2007 and ending on 05/28/2009, then the Respondent’s disqualification period will become a life-time ban to participate in any ASA event, whether championship play, recreational play, or as a team manager, coach, and/or sponsor.

On 05/30/2007, a ruling of the hearing was mailed to both the Complainant and Respondent via first class mail. Both parties had fourteen (14) days to appeal the decision to the Executive Director of the *Amateur Softball Association*. To date, neither party has appealed the decision.