



USRC MISCONDUCT AND DISCIPLINE

Section 1: Authority and Responsibility

- a. Chapter I, Article 6, Section 4, e. of the Constitution and Bylaws of The United States Rottweiler Club, gives the USRC Board of Directors the right to suspend or terminate an individual's membership for non- payment of dues, violation of the current USRC membership agreement, and/or conduct determined by the Board of Directors to be detrimental to the purposes, goals, and welfare of the USRC.
- b. The USRC Board of Directors will not investigate nor take action on allegations of misconduct regarding business dealings including but not limited to the buying or selling of dogs between individuals.
- c. Chapter I, Article 7, Section 2, f. of the Constitution and Bylaws of The United States Rottweiler Club, gives the USRC Board of Directors the right to fine a club, move a club to Provisional status or to terminate a club's membership if a club's dues or obligations are not current.
- d. The United States Rottweiler Club has the right to suspend or terminate an individual's privilege to participate in USRC events or programs.
- e. It the responsibility of the USRC Board of Directors to deal with misconduct alleged to have occurred. When dealing with such matters, the USRC Board of directors represents USRC, its members, and persons who participate in USRC events.

Section 2: Procedures for Discipline

- a. All USRC Members and all USRC Full or Provisional Clubs shall settle all misconduct charges against other USRC members, USRC clubs and USRC event participants through the USRC Board of Directors and shall agree to comply and put into effect any decisions or agreements reached by the methods imposed under USRC bylaws or rules.
- b. Allegations of misconduct must be submitted to the Board of Directors in writing and those allegations must include the details of the alleged misconduct including all supporting documentation, written testimony from witnesses and any additional relevant information regarding the alleged misconduct.
- c. Ordinarily, allegations of misconduct must be filed with the USRC Board of Directors within 48 hours of when the alleged misconduct occurs. Only in cases of extenuating circumstances, where conditions make it impossible or impractical to file complaints within 48 hours of the alleged misconduct, will the USRC Board of Directors entertain a complaint received after the day of the occurrence of the alleged misconduct. Examples of such extenuating circumstances include discovery of the alleged misconduct after the fact, complainant being injured, family emergencies, or an injured dog needing immediate care. The decision to entertain or reject allegations made after 48 hours of the alleged misconduct rests with the USRC Board of Directors.
- d. Anyone can file a complaint with the USRC Board of Directors alleging misconduct or a complaint may originate within the Board of Directors.
- e. For the protection of parties who may be innocent and to the fullest extent possible, the allegations, information, documentation and any resulting investigation shall be handled by the USRC Board of Directors in a quiet and confidential manner. All activities and actions of the Board of Directors shall be done in an expeditious manner.
- f. No USRC Board Member should be involved in an investigation unless they are prepared to carry out the duties fairly and impartially. A Board Member should recuse themselves or be disqualified from the investigation and any subsequent voting if the Board Member or an immediate family or household member will provide or has provided written testimony, the member has a personal or business relationship with the accused or complainant, the member co-owns a dog or dogs with the accused or complainant, or the member does not feel that they can be impartial.
- g. A recusal occurs when a committee member voluntarily withdraws from the investigation and a disqualification occurs when a majority of the Board of Directors affirmatively votes to disqualify a member from further participation in the proceedings.
- h. A preliminary investigation is to be conducted by the Board of Directors to establish whether the nature of the incident, if proven, would constitute misconduct in accordance with USRC Bylaws and rules, not to establish guilt or innocence of the party or parties involved in the incident. If warranted, this may include a reasonable attempt to interview the accused.
- i. If, after preliminary investigation, the USRC Board of Directors concludes that the nature of the allegations, if proven, would not constitute misconduct, the USRC Board of Directors need not take further action.
- j. If, after preliminary investigation, the USRC Board of Directors and the accused agree that a violation has occurred, and the accused does not desire a formal investigation, the USRC Board of Directors will proceed with the appropriate disciplinary action.
- k. If, after preliminary investigation, the USRC Board of Directors concludes that the nature of the allegations, if proven, would constitute misconduct, and the accused wishes to present a defense, the USRC Board of Directors will conduct a formal investigation.



USRC MISCONDUCT AND DISCIPLINE

- l. The Secretary shall notify the accused of the formal investigation and send one copy of the allegations to the accused member or to the accused club by email or certified mail. The accused shall be notified that they may present additional documentation, written testimony from witnesses on their behalf and their own written testimony.
- m. The accused individual or club may respond with documentation or testimony in writing by mail or email to the Secretary within three weeks (21 days) of receipt of the allegations and notice of formal investigation.
- n. The Secretary shall forward copies of the reply and any testimony to all members of the Board of Directors.
- o. The USRC Board of Directors shall conduct a confidential investigation to review the allegations with supporting information and the response from the accused, if any. When possible, written statements for the record should be obtained from all principals (complainant, accused, witnesses).
- p. At the conclusion of the investigation, the Board of Directors shall vote on an appropriate finding and any recommendation for discipline, if any, to be imposed. The finding shall be one of the following;
 - Unfounded: The evidence indicates misconduct did not occur.
 - Not Sustained: There is insufficient evidence to either prove or disprove misconduct.
 - Sustained: Misconduct is supported by sufficient evidence.
- q. Allegations may be re-examined by the Board of Directors if additional information, documentation or witness testimony is obtained after the preliminary investigation or the formal investigation is concluded.

Section 3: Guidelines for Discipline

- a. Incidents are Mitigated, Standard and Aggravated
- b. Discipline in excess of the aggravated term, or less than the mitigated term, may be approved by the USRC Board of Directors. Discipline may be imposed for cases not covered by these guidelines.
- c. Circumstances that could, but would not necessarily result in an act of misconduct being mitigated would include, but not be limited to:
 - The lack of any prior offense.
 - The lack of experience as a participant in events.
 - The minimal nature of the offense.
 - Recognition of wrongdoing.
 - Extenuating or palliative circumstances.
- d. Circumstances that could, but that would not necessarily result in an act of misconduct being aggravated would include, but not be limited to:
 - A record of prior offenses.
 - Extensive experience as a participant in events.
 - The seriousness of the offense.
 - Refusal to acknowledge wrongdoing.
- e. An especially egregious offense will result in a more severe length of suspension and/or fine than suggested in the guidelines.
- f. Offenses may be cumulative. Multiple serious offenses may result in a lifetime suspension of all USRC privileges.
- g. Suspension of an individual is suspension of all USRC privileges.
- h. When discipline guidelines become less punitive, the new penalty (suspension period and fine) will be applied to persons currently under suspension for that offense.
- i. These Guidelines may be reviewed from time to time. Discipline may be imposed for cases not covered by these guidelines. If any provision, fine or penalty in these guidelines becomes invalid, illegal or unenforceable, that shall not affect the validity or enforceability of any other provision of these guidelines.



USRC MISCONDUCT AND DISCIPLINE

	Mitigated	Standard	Aggravated
A. Breeding Violations			
1. Accidental Breeding (Reported within 7 days of discovery)	Rep	Rep/\$50	Rep/\$100
2. Breeding violation not reported as accidental (e.g., age violation, out of standard, no hip rating)	Rep/\$250	3 mo/\$500	6 mo/\$1000
3. Non disclosure of breeding violation in advertisement	Rep/\$100	Rep/\$250	Rep/\$500
4. Breeding of more than 2 females per week with a stud dog (not reported as accidental)	Rep	Rep/\$50	Rep/\$100
5. Female whelping more than 1 litter per year without permission (not reported as accidental)	Rep	Rep/\$50	Rep/\$100
6. Docking	Rep/\$250	Rep/\$500	3 mo/\$1000
B Misconduct			
1. Substituting or showing the wrong dog at an event	Rep/\$250	3 mo/\$500	6 mo/\$1000
2. Judging Improprieties (the judge himself/herself or complicity with a judge)	Rep/\$100	3 mo/\$500	6 mo/\$1000
3. Attempting to influence a judge	Rep/\$100	3 mo/\$500	6 mo/\$1000
4. Entering/exhibiting altered dog (temporary alteration)	Rep/\$50	Rep/\$100	Rep/\$250
5. Entering/exhibiting altered dog (permanent alteration)	Rep/\$250	3 mo/\$500	6 mo/\$1000
6. Willful refusal to return ribbon or prize after award disallowed	Rep	Rep/\$50	Rep/\$100
7. Falsification of or use of fraudulent information or documents	Rep/\$250	3 mo/\$500	6 mo/\$1000
8. Substitution of a dog for health certifications	Rep/\$250	3 mo/\$500	6 mo/\$1000
9. Failure to submit event funds or paperwork	Rep	1 mo/\$250	3 mo/\$500
10. Improper use of the organization's assets, materials or information	Rep/\$250	3 mo/\$500	6 mo/\$1000
11. Failure to return the organization's property, assets, materials or information	Rep/\$250	3 mo/\$500	6 mo/\$1000
12. Improperly divulge or make use of privileged fact, information, or document	Rep	1 mo/\$250	3 mo/\$500
13. Physical altercation at an event	3 mo/\$500	1 yr/\$1000	2 yr/\$2500
14. Verbal altercation (inappropriate, abusive or foul language) at an event	Rep/\$100	1 mo/\$250	3 mo/\$500
15. Public criticism of a judge's decision that is disruptive or demonstrates a lack of sportsmanship	Rep/\$100	1 mo/\$250	3 mo/\$500
16. Refusal or throwing down of ribbon or trophy at an event	Rep	Rep/\$50	Rep/\$100
17. Leaving ring without permission at an event	Rep	Rep/\$50	Rep/\$100
18. Refusing to continue to compete at an event	Rep	Rep/\$50	Rep/\$100
19. Failure to follow a judge's instructions at an event	Rep	Rep/\$50	Rep/\$100
20. Failure to properly control a dog at an event	Rep	Rep/\$50	Rep/\$100
21. Disruptive behavior at an event	Rep	Rep/\$50	Rep/\$100
22. Personal property damage at an event	Rep/\$100	1 mo/\$250	3 mo/\$500
23. Disregarding a club's event rules or regulations	Rep/\$100	1 mo/\$250	3 mo/\$500
24. Impairing a club's ability to retain site	Rep/\$100	1 mo/\$250	3 mo/\$500
25. Sportsmanship (non-event violation)	Rep/\$100	1 mo/\$250	3 mo/\$500
26. AKC registration violations	Equal to AKC time suspension		
27. Falsification of information or documents to avoid discipline	6 mo/\$1000	1 yr/\$2000	2 yr/\$2500
28. Aiding and abetting in order to avoid discipline	Rep/\$500	3 mo/\$1000	6 mo/\$1250
29. Judicial determination of cruelty, mistreatment or neglect to dogs	Lifetime		
30. Cruelty, abuse, neglect or mistreatment at or in connection with an event by individual	1 mo/\$250	6 mo/\$1000	1 yr/\$2000
C. Violations by a Club			
1. Non payment of dues	Provisional - Conditional		
2. Failure to hold event	Provisional - Conditional		
3. Failure to submit event paperwork	Rep/\$100	Rep/\$250	Rep/\$500
4. Failure to submit event fees	Rep/\$100	Rep/\$250	Rep/\$500