



Charged Party	Susan Jackson			ACBL #	L655741		
Charged Party	N/A			ACBL #	N/A		
Disciplinary Body	Appeals and Charges Committee			Date of Hearing	NR review 11/26/2019		
Location of Hearing	2019 Fall NABC - San Francisco			Effective date of the CDR consulted	July 19, 2019		
Charging Party	Richard Freedman	ACBL #	J034456	Complainant	Kimberly Hayward	ACBL #	O617344

COMMITTEE MEMBERS WHO HEARD THE CHARGES

Name	ACBL #	Name	ACBL #
A.J. Stephani	Q368694	Dennis Carman	O828450
Paul Janicki	K545799	Claire Jones	P912129
Al Levy	J908243	Julie Smith	J494848

Merlin Vilhauer O820654

ALSO PRESENT (include via web-conference (WC), in person (P), telephonic (TP) etc. and include their capacity as witness, expert, etc.)

Name	ACBL #	Via	Capacity	Name	ACBL#	Via	Capacity
Linda Dunn	P197314	P	In-House Counsel				

EVIDENCE AND ARGUMENTS PRESENTED (summary of evidence and arguments presented by Charging Party and Charged Party, including testimony)

(Note: provide new documentary evidence to the Office of National Recorder)

A Negotiated Resolution packet was provided by the Compliance Coordinator to the committee. It included the following: Negotiated Resolution, written statement from Susan Jackson, Charge Letter, and Complaint.

Parties are not present during a Negotiated Resolution review. Therefore, arguments were not presented.

COMMITTEE FINDINGS OF FACT (based on the evidence, state the committee’s conclusion as to what happened)

The Appeals and Charges Committee accepted the Negotiated Resolution entered into between District 14 and Susan Jackson imposing six months Suspension, one year Probation and removal of 10% of lifetime masterpoints.

CDR GROUNDS FOR DISCIPLINE (Select from the drop-down menu the section(s) and description(s) found in CDR 3 which led to the discipline).

3.20 Cheating and other Ethical Violations.

CHOOSE A SECTION.

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DECISION (click on the box next to Not Guilty or Guilty of violating the CDR to add a checkmark.)

<input type="checkbox"/> Not guilty (check here and skip the remainder of this page)	<input checked="" type="checkbox"/> Guilty (continue by selecting the type of Discipline listed below)
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Type of Discipline	Beginning Date	Ending Date	Additional Comments
<input type="checkbox"/> Reprimand	N/A	N/A	
<input checked="" type="checkbox"/> Probation	06/12/2020	06/11/2021	
<input checked="" type="checkbox"/> Suspension	12/15/2019	06/11/2020	
<input type="checkbox"/> Expulsion		N/A	

<input type="checkbox"/> Suspended Sentence (only used in conjunction with an imposed Suspension from above that you have converted to Probation). CDR 4.1.3	State the conditions of any Suspended Sentence below:
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<input type="checkbox"/> Exclusion from Events and Programs (list the exclusions and the dates of the events or activities). CDR 4.1.6
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OPTIONAL ONLY IF INCIDENT OCCURRED AT A TOURNAMENT: Disciplined Party committed an offense at a tournament warranting one or more of the following:

Name of Tournament	Name of Event	Date of Tournament
<input type="checkbox"/> Forfeiture of a specified number or all the Masterpoints® (MPs) earned in a particular event or in the tournament in which the offense(s) occurred. CDR 4.1.7	Choose one of the following:	
	<input type="checkbox"/> Remove MPs earned for the event only	Total number of MPs to be removed
<input type="checkbox"/> Remove MPs for the entire tournament		
<input type="checkbox"/> Reduction of rank <u>in the event</u> listed above. CDR 4.1.7	Comment:	
<input type="checkbox"/> Disqualification in the event or in the tournament in which the incident occurred listed above. CDR 4.1.7	Choose one of the following:	
	<input type="checkbox"/> Disqualification <u>in the event</u>	<input type="checkbox"/> Disqualification <u>in the tournament</u>
<input type="checkbox"/> Disqualification from yearly races or awards. CDR 4.1.7	Comment:	
<input type="checkbox"/> REQUIRED: Any of the above MPs and/or title reductions or forfeitures <u>must</u> be applied to the teammates and partner of the Disciplined Party. CDR 4.1.8 (c)		

USE ONLY IF ETHICAL VIOLATION: ADDITIONAL REQUIREMENTS/CONSIDERATIONS (Ethical Vioations can be found in CDR, Appendix B, Chart 2)

REQUIRED: If Disciplined Party has been convicted of premeditated or collusive cheating (or has admitted to such action). CDR 4.1.8 (a)

<input type="checkbox"/> Forfeiture of all MPs, titles and ACBL status ranks or other ACBL related awards theretofore earned.
<input type="checkbox"/> Partners and teammates of Disciplined Party forfeit all MPs, titles and ACBL status ranks or other ACBL related awards theretofore earned while playing with said Disciplined Party during the seven (7) years preceding the date the Charges were brought through and including the date of the final decision of the Disciplinary Body.

REQUIRED: If Suspension is for an Ethical Violation (EXCLUDING premeditated or collusive cheating) CDR 4.1.8 (b)

<input type="checkbox"/> Forfeiture of MPs and titles won <u>in the event</u> in which the offense(s) occurred. CDR 4.1.8 (b)	Event Location and Name:	Date of Event:
<input type="checkbox"/> Any of the above MPs and/or title reductions or forfeitures must be applied to the teammates and partner of the Disciplined Party. CDR 4.1.8 (c)		

CONSIDER: If Suspension of less than one (1) year for an Ethical Violation (EXCLUDING premeditated or collusive cheating):

<input checked="" type="checkbox"/> OPTIONAL: Removal of MPs, titles, or other ACBL related awards theretofore earned within the twelve (12) calendar months preceding the date of the offense(s). CDR 4.1.8 (b)	Choose one or more of the following:	
	<input checked="" type="checkbox"/> Remove Masterpoints	List total number of MPs and/or the awards that should be removed: Remove 10% of lifetime masterpoints.
<input type="checkbox"/> Remove Titles		
<input type="checkbox"/> REQUIRED: Any of the above MPs and/or title reductions or forfeitures must be applied to the teammates and partner of the Disciplined Party. CDR 4.1.8 (c)		

REQUIRED: If Suspension is one (1) year or longer for an Ethical Violation (EXCLUDING premeditated or collusive cheating).

<input type="checkbox"/> REQUIRED: Remove all MPs, titles or other ACBL related awards theretofore earned within twelve (12) calendar months preceding the date of the offense. CDR 4.1.8 (b)		
<input type="checkbox"/> OPTIONAL: Remove additional MPs, titles and/or ACBL status ranks or other ACBL related awards previously earned by Disciplined Party. CDR 4.1.8 (b)	Choose one or more of the following:	
	<input type="checkbox"/> Remove Masterpoints	List total number of MPs and/or status ranks or other awards that should be removed:
<input type="checkbox"/> Remove Titles/Status Ranks/Other Awards		
<input type="checkbox"/> REQUIRED: Any of the above MPs and/or title reductions or forfeitures must be applied to the teammates and partner of the Disciplined Party. CDR 4.1.8 (c)		

APPENDIX B, CHART 1 and/or CHART 2 OF THE CDR (The committee consulted the following offenses listed in Appendix B, Chart 1 and/or Chart 2 of the CDR. (CDR 5.1.16)

OFFENSE (i.e. C4, E7)	EXPLAIN HOW THE STATED OFFENSE IS RELEVANT TO THE CHARGED PARTY'S ACTIONS
E13	Actively seek advance information about a board in play.
E19	Cheating and other Ethical Violations not specifically cited by other sections of this Appendix.

The discipline imposed above is **within** the recommended guidelines of Appendix B, Chart 1 and/or Chart 2.

The discipline imposed above is **outside** the recommended guidelines of Appendix B, Chart 1 and/or Chart 2. List reason below:

Because of her service and Ms. Jackson's apparent contrition and proposed penance, as documented in her written statement, the Charging Party agreed to a discipline outside of the guidelines. The Appeals and Charges Committee accepts this reasoning.

RESPECTFULLY SUBMITTED (CHAIRMAN)

/s/ A.J. Stephani		Date:	12/9/2019
Electronic Signature (type name above)	Wet Signature (sign above)		