

**BEFORE THE AMERICAN ARBITRATION ASSOCIATION**

**RE:** )  
 )  
**ARTHUR PALAC** )  
 )  
**Claimant** )  
 )  
**vs.** )  
 )  
**USA BOXING** )  
 )  
**Respondent** )

**A W A R D**

1. The computerized scoring system did not malfunction. On the contrary, it functioned as it was programmed to do.

2. The computerized scoring system that was used was the one officially adopted by USA Boxing and it was used and applied in judging every contestant and every contest at least in the current rounds and in all current box-offs. There is no basis for concluding the system discriminated against any contestant. Moreover, that a more precise computer scoring system could have been devised by USA Boxing is not a basis for overturning the decision of the five judges who performed their function under the computer scoring system USA Boxing instituted.

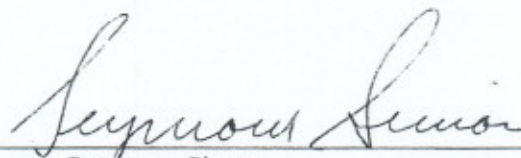
3. There was no evidence to show any of the judges in the contest in question were

impaired or that their judgment or conduct was suspect or inappropriate. The official rules of USA Boxing do not provide for review or re-examination of their judgment as reflected by the Trace File Report by an arbitrator or any other person or persons viewing a television cassette of the contest. The arbitrator, therefore, declines the invitation to rejudge the contest based on a view of the television cassette even with the guidance of the able and expert witness presented by claimant who has judged many contests.

4. USA Boxing Rule 107.4 (6) was relied on by claimant because Judge Al Robinson and the winning contestant both reside in what USA Boxing has designated as the "Southeast Coast Region." However, another Region is designated as "Army" and the testimony offered by USA Boxing through Ray Silvas was that Mr. Robinson was regarded by USA Boxing as from the "Army" Region rather than the "Southeast Coast Region". If the geographical region in which a Judge resides controls over his being from one of the four military regions listed on page 213 Official Rules 1998-99 USA Boxing (Army, Navy, Air Force, Marines), Judges from one of the four military Regions and eligible to serve could be disqualified by reason of their place of residence. Thus, unlike other Judges from a geographical Region, those from a military Region would be subject to two grounds for disqualification, one based on a geographic Region and the second based on the Judge being from a military Region. This is not the way Rule 107.4 (6) has been interpreted by USA Boxing. The manner in which USA Boxing has interpreted and applied its own Rules is entitled to deference. Therefore, the arbitrator concludes Al Robinson was not disqualified as a Judge in the contest in question by reason of his residence.

The Arbitrator has considered the testimony of witnesses, the exhibits offered and received in evidence and the arguments of counsel for claimant and the representative of USA Boxing and

concludes that the decision of the Judges as reflected by the Trace File Report should stand. The Award is, therefore, in favor of Respondent, USA Boxing.

A handwritten signature in cursive script, reading "Seymour Simon", written in black ink. The signature is positioned above a horizontal line.

Seymour Simon  
Arbitrator

March 23, 2000