

## **USA BOXING APPEAL Procedures**

Either party in a grievance administered at either the LBC or the National level may appeal the judicial decision. The standard of review for appeals is limited in the scope of what may be appealed as appeals may only be filed for the following reasons:

- a. The LBC Hearing Panel committed a clear error
- b. Acted in an arbitrary and capricious (subjective and impulsive or erratic) manner
- c. New evidence regarding the original grievance case is presented

Grievance decisions rendered at the LBC level may be appealed to the USA Boxing National Judicial Committee. Grievance decisions rendered by the USA Boxing National Judicial Committee may be appealed to the USA Boxing Appeals Committee. The entire appeal process takes from two (2) to four (4) months to conclude. Procedures for both types of appeals are described below.

### **Appeals on Grievances Administered at the LBC Level**

If either party wishes to appeal a decision of an LBC Hearing Panel, that party may appeal the decision to the USA Boxing National Judicial Committee. Any appeal must be filed within thirty (30) days of the date of the decision that is being appealed. The fee to file an appeal to the National Judicial Committee is \$100.00. The filing fee will be refunded if the appeal is upheld.

### **Appeals on Grievances Administered at the USA Boxing National Judicial Committee Level**

If either party wishes to appeal a decision of the USA Boxing National Judicial Committee, that party may appeal the decision to the USA Boxing Appeals Committee. Any appeal must be filed within thirty (30) days of the date of the decision that is being appealed. The fee to file an appeal to the USA Boxing Appeals Committee is \$500.00 and will be refunded if the appeal is upheld.

The process to file is the same for both types of appeals:

*(Included with these instructions you will find an Appeal Form that may be filled in to submit an appeal. If additional space is needed, please attach extra sheets.)*

1. Complete the Appeal Form (adding extra sheets as necessary)
  - a. Name, address, contact information
  - b. Reason for the appeal
  - c. Narrative and or documents supporting your appeal petition
  - d. Sign the form
2. Include the original grievance decision and any documents or evidence to support your petition for appeal
3. Sign the appeal and send to: APPEALS, USA Boxing, 1 Olympic Plaza, Colorado Springs, CO 80909
4. Enclose the required filing fee (\$100 for LBC Level Grievances, \$500 for National Judicial Committee Level Grievances (please note, the filing fee is refunded if the appeal is upheld)

Once your appeal is received, USA Boxing will send a copy of the petition to both parties and to the appropriate appeals body (USA Boxing Judicial Committee or the USA Boxing Appeal Committee). The Chair may deny or

reject an appeal when, in his or her determination, the appeal was not filed in a timely manner and/or was not filed by a party in interest.

The appeal body will review the parties' submissions, the original hearing decision and record of proceeding and if determined necessary, has the discretion to hold another hearing. Any hearing will be conducted per Section 8 of the USA Boxing Grievance and Complaint Policy. The appeal body will then issue a written decision affirming, modifying or reversing the original grievance decision.

Any appeal of a decision rendered through the USA Boxing Appeal process would be submitted for binding arbitration.

If you have additional questions, please contact Lynette Smith, Tel. 719-866-2311 or via email [lsmith@usaboxing.org](mailto:lsmith@usaboxing.org).

Rev. 8/2015