

**NEVADA INTERSCHOLASTIC ACTIVITIES ASSOCIATION  
BOARD OF CONTROL MEETING  
JANUARY 26, 2006**

Meeting was called to order by Ray Mathis, President on January 26, 2006 at 10:00 a.m. The meeting was held at Silverado High School, Las Vegas, Nevada.

**Item 1. Roll Call:**

**MEMBERS PRESENT:**

Eddie Bonine  
Mark Coleman  
Penny Elliott  
Bill Garis  
Nat Lommori  
Larry Mason  
Ray Mathis  
Fred Perdomo

**LIAISONS PRESENT:**

Rod Adams  
Bill Darrow  
Warren Hagman  
Kevin Hickman  
Mike Strong

**GUESTS:**

Dr. Richard Facciolo, Superintendent, Diocese of Las Vegas  
Russell Fecht, Athletic Director, Pershing County HS  
Mark Gums, Principal, Durango HS  
Brent Hinckley, Reporter, Henderson Home News  
Joseph Ireland, Wrestling Coach, Durango HS  
Lee Koelliker, Principal, Coronado HS  
Dave McLean, Football Coach, Pershing County HS  
John Mowbray, Legal Counsel, Bishop Gorman HS  
Sally Nieman, Athletic Director, Bishop Gorman HS  
Kathy Pederson, Tennis Coach, Bonanza HS  
Marc Ratner, SNOA Commissioner  
Larry Shaps, Athletic Administrator, Bonanza HS  
Dawn Shupe, Principal, Bonanza HS  
Dr. Paul Sullivan, Principal, Bishop Gorman HS  
Bret Walter, Athletic Administrator, Faith Lutheran HS  
Emil Wozniak, Principal, Sierra Vista HS  
Dave Ziegler, Athletic Administrator, Durango HS

**MEMBERS ABSENT:**

Dan Carne

**Item 2. Approval of December 1 & 2, 2005 Minutes:**

ACTION: Motion made by Mr. Bonine to approve the December 1 & 2, 2005 minutes as presented. Motion seconded by Mr. Lommori. Motion passes.

**Item 3. Call for Additional Agenda Items:**

The following items were requested as additional agenda items:

Item 17 - NADA Re-Organization

ACTION: Motion made by Mr. Garis to accept the additional agenda items. Motion seconded by Mr. Lommori. Motion passes.

**Item 4. Approval of January 26, 2006 Agenda:**

Dr. Hughes requested that we have a flexible schedule to accommodate individuals wishing to present to the Board.

ACTION: Motion made by Mr. Bonine to accept the agenda as amended. Motion seconded by Mr. Mason. Motion passes.

**Item 5. Review of Recent Litigation:**

Mr. Anderson reviewed the three cases that have been heard in Clark County District Court as follows:

- a. Bonanza High School: A girl's tennis player showed up at the southern regional tennis tournament out of uniform and was disqualified by the tournament director. Student and her parents requested and were granted a TRO by the Clark County District Court. Legal Counsel for the NIAA was not given an opportunity to represent the NIAA in court.
- b. Bishop Gorman High School / Foreign Students: Two foreign students enrolled at Bishop Gorman High School, requested athletic eligibility, and were denied according to the rules and regulations of the NIAA. Jonathan Tavernari and his legal counsel then filed for a TRO in Clark County District Court arguing he is emancipated. According to NIAA Rules and Regulations, Mr. Tavernari does not meet the criteria of emancipation. The Clark County District court system granted Jonathan permission to participate in athletics.
- c. Durango High School / Joey Martin: Joey Martin enrolled in Durango High School after becoming ineligible at his home school in Connecticut. According to NIAA policy, Joey would not be eligible to participate in Nevada. Joey and his legal counsel filed and were granted emancipation even though he does not meet the criteria of emancipation by NIAA Rules and Regulations.

Mr. Anderson reviewed the legal costs incurred on these two cases and asked how the NIAA Board would like him to proceed.

**Item 6. Questions Director to the Principals, Athletic Administrators and Coaches at Bishop Gorman, Bonanza and Durango High Schools:**

The following questions were asked of each school:

- a. Are you familiar with the membership application that you signed at the start of the 2005-2006 school year agreeing to follow the rules of the NIAA?
- b. Do you know the process to get a NIAA regulation changed?
- c. Did you discourage the parents from filing the Temporary Restraining Order?

The following are questions asked of individuals schools:

**BONANZA HIGH SCHOOL**

- a. Was the student in uniform?
- b. Did you communicate to the students that they need to wear a uniform to participate?
- c. Does each of your students have a school uniform?
- d. Do your student athletes wear a uniform during league contests?

Kathy Pederson, tennis coach apologized to Dr. Hughes, Mr. Garis and the Board.

**DURANGO HIGH SCHOOL**

- a. Did you discourage the student / family from hiring an attorney?
- b. Did you know family was going to file for a Temporary Restraining Order? Did you discourage such action?
- c. Did you encourage the student to file for emancipation?
- d. Did you have communication with Martin family prior to the student enrolling at Durango High School?

## **BISHOP GORMAN HIGH SCHOOL**

- a. Is you're your head boys basketball coach in attendance?
- b. Does it raise a recruiting issue to you when Coach Rice and the assistant Coach at BYU are brothers?
- c. How did student end up at Bishop Gorman High School?
- d. Why didn't you contact the NIAA before October, 2005?
- e. How can you believe you are upholding the rules of the NIAA with the Tavernari case?
- f. Did you discourage Tavernari from filing the Temporary restraining Order?
- g. Do you understand the effect a suspension will have on Bishop Gorman High School?
- h. What was Bishop Gorman's interpretation of the rules involved in the Tavernari case?

### **Item 7. Future Direction:**

ACTION: Motion made by Mr. Garis to move to a closed session. Motion seconded by Mr. Perdomo. Motion passes.

ACTION: Motion made by Mr. Bonine to return to open session. Motion seconded by Mr. Garis. Motion passes.

ACTION: Motion made by Mr. Bonine to continue the warning status for the Bonanza High School tennis program and to include all Bonanza programs in that warning through 2006-2007; All Durango High School athletic programs will be put on warning status through the 2006-2007 school year; Bishop Gorman High School boys basketball program will be put on probation with all other programs being put on warning status through 2006-2007. The boy's basketball program will be ineligible for post-season play during the 2005-2006 school year. Motion seconded by Mr. Perdomo. Motion passes.

Remainder of winter season and all of next year. Approved.

## **DISCUSSION ITEMS**

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### **Item 13. Eligibility Issue - Pershing County High School:**

Dr Hughes reviewed the academic eligibility of a transfer student from Lowry High School to Pershing County High School and his decision to have Pershing County forfeit any football games that the ineligible student participated in. Mr. Fecht, Athletic Director and Dave McLean, football coach explained the situation and asked that Dr. Hughes decision be reconsidered. The Board stated that Pershing County has a right to a Level II appeal but that they would expect the NIAA staff to make the decision it made.

The following agenda items were not discussed due to lack of meeting time. These items will be added to the March 8 & 9, 2006 agenda:

- Item 8 – Notice of Items for Discussion
- Item 9 – NIAA Membership Application

Item 14 – Out-Of-Season Participation Comments  
Item 16 – Larson Transfer Update  
Item 17 – NADA Reorganization