



Canadian Interuniversity Sport
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University of Calgary

June 2, 2003

**Ruling of Canadian Interuniversity Sport (CIS) Discipline Committee
Regarding the November 4, 2002 self-disclosure of the University of Calgary
June 2, 2003**

Discipline Committee Members:

Patricia Murray, Athletic Director, York University - Chair
Sandy Slavin, Athletic Director, University of Lethbridge
Liz Hoffman, Athletic Director, University of Toronto
Bob Dubeau, Athletic Director, McGill University

PROCESS:

In accordance with Section 90.40 – Conduct and Enforcement: Complaints, Investigation and Discipline Policy of the 2002 Canadian Interuniversity Sport (CIS) Policies and Procedures, the CIS Discipline Committee determined on April 11 that the University of Calgary (“Calgary”) was in breach of CIS Regulation 40.10.3.3.2, specifically with respect to the participation of an ineligible women’s basketball player during a non-conference tournament during October 18-20, 2002.

DETAILS:

- An ineligible student-athlete, Julie Smulders, participated with the University of Calgary (“Calgary”) women’s basketball team during an October 18-20th, 2002 non-conference tournament.
- The student-athlete was ineligible as a result of not having attained CIS academic standing requirements upon conclusion of academic year 2000-2001 when the student-athlete was a member of the University of British Columbia women’s basketball team (CIS Regulation 40.10.3.3.2).
- As per CIS Regulation 40.10.3.3.5, having been required to withdraw from the University of British Columbia upon conclusion of academic year 2000-2001, the student-athlete was required to successfully complete 18 credit hours within a twelve month period.
- During the 2002 winter, spring, and summer terms, the student-athlete registered in enough courses to become eligible for CIS competition for the 2003 fall term pending successful completion of those courses.
- Prior to allowing the student-athlete to participate in the October 2002 non-Conference tournament, the University of Calgary Athletic Department correctly confirmed that the student-athlete satisfied CIS academic course load requirements; however, with respect to the student-athlete’s attainment of CIS academic standing requirements, the Athletic Department relied upon standard University admission’s policy, which in this case and unbeknownst to the Athletic Department, had been waived / modified for the student.

- The Athletic Department became aware of the breach as a result of a more thorough review of the student-athlete's academic record following an inquiry about the student-athlete's eligibility from another CIS member Athletic Director.
- Subsequent to the student-athlete's October 2002 participation, the University of Calgary, upon determining omissions associated with the student's admission documentation and declaration, permanently dismissed the student from the University.

IT IS DETERMINED THAT:

1. The University of Calgary's athlete verification system did not accommodate for the possibility that a waiver or revision of standard University admissions and academic policies could be provided by an individual faculty and the Registrar's Office, that could in turn, impact a student's eligibility.
2. As the student-athlete has been permanently dismissed from the University of Calgary, it was not felt necessary to consider a formal charge regarding the student-athlete's alleged breaches at this time. The student-athlete has been advised however, that should she seek to return to CIS competition in the future, a formal charge may be prepared against her with respect to her involvement in this matter.

THE FOLLOWING SANCTIONS ARE IMPOSED:

1. Calgary is hereby fined in the amount of \$1,000 for the errors that led to the breach of CIS regulations, payable by July 18, 2003;
2. Calgary shall undertake such procedural, structural or other changes as may be required to minimize the chance of future violations, and shall provide a progress report regarding its efforts to the CIS by July 18, 2003;
3. Calgary shall pay to the CIS its costs of these proceedings within 30 days of being provided with an accounting thereof.

The CIS Discipline Committee notes that Calgary has cooperated fully in the investigation of this breach.