

**By-Laws of the
North American Spotted
Draft Horse Association**
(A non-profit organization)

These By-Laws are made for the purpose of regulating the affairs of the Association and its Members. All Members shall receive a membership number, certificate, and membership card. All horses registered with the Association will receive a certificate of registration which will be issued and backed by the Association.

Members are expected to observe the rules and regulations as provided in these By-Laws, thereby positively promoting and preserving the integrity and high standing of the pedigrees and transfers issued by your Association. Failure to observe these By-Laws may lead to loss of the privileges of the Association and Membership.

**ADOPTED January 21, 2000
REVISED April 9, 2001
REVISED October 10, 2001
REVISED September 1, 2004
REVISED July 12, 2007**

ARTICLE I

Title, Location, Object, Corporate Seal

Section 1. Title. The name of the Association is the NORTH AMERICAN SPOTTED DRAFT HORSE ASSOCIATION.

Section 2. Location. The location of the principle office of the Association shall be the address of the current Appointed Secretary.

Section 3. Object. The Association is organized for the purpose of preserving, recording and issuing certificates of registry and transfer of Spotted Draft Horses; to publish an accurate Stud Book and to stimulate and regulate any and all other matters that may pertain to the history, breeding, exhibition, publicity, sale or improvements to the Spotted Draft Horse breed.

Section 4. Corporate Seal. The Association shall have a corporate seal which shall have subscribed thereon the words "North American Spotted Draft Horse Assoc" and "Established 1995".

ARTICLE II

Membership, Fees, and Dues

Section 1. Membership. Any person, partnership, corporation, or educational institution, owning or engaging in the breeding, buying, or selling of registered Spotted Draft Horses or any representative of such corporation or educational institution, or any person who is interested in the promotion of the Spotted Draft breed may become a member of this Association.

Section 2. Membership Fee. There shall be charged against and collected from each applicant for membership as a membership fee, the amount to be set by the Board of Directors, which shall be paid at the time of making such application for membership.

Section 3. Membership Dues. There shall be charged against and payable by all members of the Association, except those who have paid for a lifetime membership, annual dues, the amount to be set by the Board of Directors, which shall be due and payable in advance on the first day of January in each year. The same shall become delinquent March 1 of that year. Failure to pay said dues shall automatically constitute the person so in default, an inactive member. Members who remain inactive for more than one year, may be restored upon the payment of all delinquent dues; or a reinstatement fee, the amount to be set by the Board of Directors, and the current years dues; provided that during such period of delinquency, said member shall have conducted his business in accordance with the rules and regulations of the Association. Members who pay membership dues after March 1, for the current year will be charged a late fee, in an amount set by the Board of Directors.

Section 3(a). Lifetime Membership. Any person who qualifies for membership under Section I of this article, and who wishes to be a Lifetime Member of the Association, may do so by paying a one time fee set by the Board of Directors. Lifetime members pay no annual dues and the membership is paid for the natural lifetime of the person(s) named on the membership application. Lifetime memberships are non-transferable and Article II, Sections 2, 3, 4, and 5, do not apply to lifetime memberships.

Section 4. Inactive Members. An inactive member shall not be entitled to the recording privileges at member's rates or to vote at any of the meetings of the membership, so long as he remains an

inactive member, and shall not be eligible to hold office in the Association. Any member who shall continue as an inactive member for a period of three (3) consecutive years shall, at the end of said period, cease to be a member of this Association.

Section 5. Transfer of Membership.

Memberships in this Association are non-transferable except when the owner is in good standing; and then only between members of the same family, partners, by estates of deceased members, from a corporation to one of its members or from a member of a corporation to the corporation of which he is a member, upon payment of a transfer fee, the amount to be set by the Board of Directors. Such transfers, however, must be acceptable to the Board of Directors. Transfer of memberships by estates of deceased members shall be submitted to the Secretary of the Association for recording within two (2) years from the date of death of such member, in default of which said membership shall lapse and the certificate evidencing the same shall be null and void.

Section 6. Quorum. The number of members present shall constitute a quorum for transaction of business at any regular or special meeting of members which has been called in accordance to Article III, Section 3.

Section 7. Voting. In all matters governed by the vote of the members, each member in good standing shall be entitled to one vote, except that in the election of the Directors, only members in good standing as of January 1 of the current year are entitled to vote.

**ARTICLE III
Meetings and Elections**

Section 1. Place of Meeting. The Annual Meeting of Members of this Corporation shall be held as such place and time as the Board of Directors may designate. At such annual meeting, the members shall transact business within their power deserving attention. In all matters concerning the affairs of the Association and requiring the voice of its members, each member shall be entitled to one vote. The Annual Meeting of the

Board of Directors shall be held immediately following the adjournment of the Annual Meeting of Members.

Section 2. Special Meetings. A special

meeting of the members may be called at any time for any purpose by the President or the Board of Directors, or may be called by the representation of a majority of the members.

Section 3. Notice of Meeting. Notice of the Annual Meeting of the Members and of any special or other meeting of the members, shall be given in writing to each member entitled to receive the same, by delivering personally or depositing such notice in the United States Mail, postage prepaid, and addressed to such respective member at the address of such member as shown by the books of the Association, not less than ten (10) or more than sixty (60) days before the said meeting. The notice of any special or other meeting shall briefly state the place, day, hour and purpose or purposes thereof.

Section 4. Election of Directors. Directors shall be elected by a mail-in ballot mailed to each active member by the Association. Elections are specifically governed by Article VI, Section 7.

ARTICLE IV Board of Directors

Section 1. Number of Directors. The property, funds and affairs of the Association shall be managed and controlled by a Board of Directors consisting of nine (9) members. The term of the Board of Directors shall be as follows: Three (3) Directors shall be elected for a period of one (1) year, three (3) Directors for a period of two (2) years, and three Directors for a period of three (3) years, and as their respective terms expire, a like number of Directors shall be elected in each year for a period of three (3) years. Each of the said Directors shall hold office until their successor is duly elected and qualified. It shall be expected of each Director that they shall, always, be willing to give freely of their time and effort in helping to solve the problems of the Association; and that they be continually conscious of their responsibility toward the membership which they represent; to the end that they do everything within their power to push the breed forward wisely;

and to help maintain the highest possible standard of integrity for the records of the Association. In the event any Director fails to live up to these standards, they may be removed from office by a two-thirds majority vote of the Board of Directors at any stated meeting. In the event of a vacancy on the Board of Directors due to a death, resignation, removal, or for any other reason, the President shall appoint a Member to fill the unexpired term.

Section 2. Regular Meetings. Regular meeting of the board of Directors shall be held immediately following the adjournment of the Annual Members' meeting or by a majority vote of the Board of Directors.

Section 3. Special Meetings. Special meetings of the Board may be called by the President or by a majority of the Board on the giving of ten (10) days' notice to each Director either personally or by mail or by telephone.

Section 4. Meeting of Board of Directors by Correspondence. If at any time any questions shall arise, that in the opinion of the President should be settled by the vote of the Board of Directors, but not of sufficient importance to justify the expense of calling a special meeting of said Board, said President may direct the Secretary to prepare such questions in the form of resolutions so that each Director may vote on the same by voting "yes" or "no" and mail their vote to the Secretary who shall count the same and report the resolutions of the vote to the President with the written vote cast, for the President's inspection and if the majority of the votes cast be in favor of the resolution, or resolutions, the President shall so declare and rule that the resolution, or resolutions, have been carried and if there is not a majority vote the President shall declare and rule that the motion, or motions, have been lost. And said vote and decision shall have the same force and effect as if the decision had been made at a special meeting called by said Board of Directors. The result of said vote shall be reported the next Annual Meeting of the Board of Directors, and duly recorded in the minutes thereof.

Section 5. Notice of Meetings. Notice of regular meetings shall be mailed to each Director at his last known post office address by the Secretary at least

ten (10) days prior to the date of said meeting. But any meeting of the Board of Directors at which all of the Directors are present, shall be as valid as if called pursuant to proper notice.

Section 6. Quorum. A majority of the elected and acting Members of the Board of Directors shall constitute a quorum for the transaction of business at any meeting.

Section 7. Executive Committee acting as Board of Directors. In the event that a regular scheduled meeting of the Board of Directors shall be held and the number of Directors present be less than that specified as a quorum, the Executive Committee, as hereby constituted, shall have full power and authority to conduct all of the business of the Association including the electing of officers for the ensuing year; and such election so held, shall be held to be the act of the Board of Directors, provided that all of such actions of the Executive Committee shall within ten (10) days be submitted to each member of the Board of Directors in writing.

ARTICLE V Officers and Duties

Section 1. Officers. The Officers of the Association shall be a President, Vice President, Secretary, and Treasurer, who shall be elected by the Board of Directors, and such Officers shall hold office for the period of one (1) year and/or until their successors are elected and qualified. Such Officers shall be elected from the Board of Directors except the Secretary and Treasurer who need not be Members of the Board. The offices of Secretary and Treasurer may be held by the same person. Board members must have served one term on the Board before they are eligible to be elected as an officer.

Section 2. President. The President shall be the Chief Executive Officer of the Association; and shall preside at all meetings of the members of the Association and of the Board of Directors. The President shall see that the by-laws, rules and regulations of the Association are enforced, and shall perform all other duties that may be prescribed from time to time by the Board of Directors. The President shall be ex-officio member of all committees.

In case of death, failure, refusal or inability of a member of a committee to act, such vacancy shall be filled by appointment by the President for the

unexpired term.

Section 3. Vice-President. In the absence of the President, the Vice-President shall have the powers and shall perform the duties of the President and such other duties as may be prescribed by the Board of Directors.

Section 4. Secretary. The Secretary shall keep the minutes of all Members and Directors Meetings. The Secretary shall be the custodian for the safe keeping of all documents and records of the Association and authority for pedigrees. The Secretary shall execute the certificates of pedigree demanded and proper to be issued by this Association; and shall keep a record of the same. The Secretary shall collect all monies due the Association for registration and certificates or otherwise and pay therefrom the expenses of this office, and give the balance thereof to the Treasurer. The Secretary shall edit and compile for the Association the "Stud Book of the North American Spotted Draft Horse Association." The Secretary shall be ex-officio Secretary of all committees appointed by the President or the Board of Directors. The Secretary shall make a report of this office to the Board of Directors when demanded and to all the Annual Meetings of Members.

Section 5. Treasurer. The Treasurer shall receive the proceeds from the Secretary and all other monies. The Treasurer shall disburse the same only upon itemized demands and upon the order of the Board of Directors. The Treasurer shall account for all of the same by itemized statements in detail to each Annual Meeting of the Members and to the Board of Directors when demanded.

Section 6. Auditing of Accounts. Accounts of this Association shall be audited by a certified public accountant or a Committee appointed by the President and confirmed by the Board of Directors. This audit shall be reported to the next Annual Meeting after its completion.

Section 7. Surety Bonds. The Treasurer and all other Officers or employees or members of the Association whom may

have the handling of any funds of the Association shall each give a surety bond to be furnished at the expense of the Association for the faithful discharge of his or her duties, if so required by the Board of Directors, which bond shall be in such amount and with such sureties as the Board of Directors shall direct and approve.

Section 8. Vacancies. All vacancies in the offices of the Association caused by death or otherwise shall be filled by the President. No vacancy shall be filled to a time extending beyond the next succeeding Annual Meeting.

ARTICLE VI Committees

Section 1. Standing Committees. The Association shall have standing committees appointed by the President and confirmed by the Board of Directors and to be known as, and with duties as follows.

Section 2. Executive Committee. The Executive Committee shall consist of the President, Vice-President and Secretary, with not less than two other members of the Board of Directors of the Association. Such Executive Committee is empowered to exercise the powers of the Board in accordance with the policy of the Association during intervals between Board meetings, except in such matters as the Board of Directors shall from time to time by resolution reserve for its own action. The Executive Committee shall make a full written report of its acts and doings at each succeeding meeting of the Board of Directors.

Section 3. Pedigree Committee. The Pedigree Committee shall consist of not less than four (4) members of the Association, one of whom shall be the Secretary of the Association, one shall be a Director, and the other two will be members at large. It shall be the duty of such Pedigree committee to investigate all applications referred to it by the Secretary; or to investigate any case where doubt has been raised as to the correctness of any pedigree. It shall have power and authority to employ assistants in making investigations or otherwise in the discharge of its duties. It shall have power to reject any application for pedigree when in the judgement of the committee the same is based upon

misrepresentation or is in any respect irregular or wrong; provided, in case of rejection of questioned pedigree, the applicant may appeal to the Board of Directors. It shall be the duty of the Pedigree Committee to inspect, in person or by video, any animal whose application for registration requires inspection, by means of the rulebook, and to determine the correct classification for registration of the animal in question. **Note – For powers of Pedigree Committee, see Article XI, Section 5.**

Section 4. Rules and Regulations Committee. The Rules and Regulations Committee shall consist of not less than five (5) members of the Association, one of whom shall be the Secretary of the Association, two shall be Directors, and the other two will be members at large. It shall be the duty of such Rules and Regulations Committee to produce the official rulebook for the Association and keep current and accurate such document. It shall be the duty of such Rules and Regulation Committee to investigate any case where doubt has been raised as to the correct application of the rules and/or regulations of the Association, and to send such findings to the Board of Directors for proper resolution of the matter.

Section 5. Promotion and Sales Committee. The Promotion and Sales Committee shall consist of not less than five (5) members of the Association, one of whom shall be the Secretary of the Association, one shall be a Director, and the other three will be members at large. It shall be the duty of such Promotion and Sales Committee to create all promotional material; printed, video, or otherwise; commission its production, and distribute to such places or events that the Committee identifies as beneficial for promotion of the Association. It shall also be the duty of the Committee to engage volunteers from the membership to staff events where the Association is being represented to the public for the purpose of promotion of the Association. It shall also be the duty of the Committee to interface with any and all consignment sales or agents where Spotted Drafts are being sold to ensure the proper representation of our breed and Association by the sale or agent, be it through printed materials or otherwise. The Committee will ensure that the sale management or agent has all the necessary information and materials to properly execute transfers of registered Spotted Draft horses sold through this means.

Section 6. Show and Awards

Committee. The Show and Awards Committee shall consist of not less than five (5) members of the Association, one of whom shall be a Director, and the other four will be members at large. It shall be the duty of the Show and Awards Committee to plan and execute any and all shows sanctioned by the Association. It shall also be the duty of the Committee to initiate and coordinate the issuance of any and all awards given by the Association that are concerned with the showing of registered Spotted Draft Horses. It shall also be the duty of the Show and Awards Committee to interface with the show management of non-breed specific shows to ensure that classes are available to, and properly represent, registered Spotted Draft Horses.

Section 7. Election Committee. At each Annual Meeting of the Board of Directors of this Association, the President shall with the approval of the Directors of the Association, appoint three members of the Association, one of whom shall be a Director of the Association and two of whom shall be members at large.

Change to by laws July 12, 2007

Section 7(a). On or about July 20, the Election Committee, working through the Secretary, shall mail to all members who have paid their current year's dues as of March 15, an Application For Board of Directors Position, along with a return envelop addressed to a Certified Public Accountant approved by the President of the Association. The Application will instruct members wishing to become a member of the Board of Directors to complete the application, stating his or her identity, qualifications and reasons for wanting to become a board member. Applicants must return the completed Application to the Certified Public Account, who must receive it no later than September 1 or next business day if September 1 falls on a weekend or holiday. Applications received later than the designated date will not be valid unless needed to fulfill the minimum number of nominees for a ballot. See 7(b).

Changes made on July 12, 2007

Section 7(b). The CPA shall determine all qualified Applications for Board of Directors Position and send them to the Election Committee Chairman along with any questionable or late applications. The Committee shall make

up an election ballot containing the qualified Board of Director applicants' information. Applicants shall be listed on the ballot in alphabetic order by applicants' last names. The ballot shall contain at least two (2) more names than the number of Directors whose terms are expiring. If the minimum number of nominees is not met, the deadline will be extended for 7 days, at which time the Election Committee members will seek additional nominees to complete the ballot. If the minimum number is not met at the end of the extended deadline, the ballot can be sent if approved by a Board of Directors quorum.

Changes made July 12, 2007

Section 7(c). On or about September 20, the Election Committee, working with the Secretary, will mail the ballot, along with a return envelop addressed to the CPA, approved by the President of the Association, to all members who have paid their current years dues as of March 15. One (1) ballot shall be mailed for each Individual membership and two (2) ballots shall be mailed for each Couple, Farm or Family membership. Youth members are not voting members and are not mailed ballots. The ballots are returned to the CPA and are only valid if they meet the following criteria: Ballots must be received by the CPA before 5 PM on November 1 or next business day if November 1 falls on a weekend or holiday. A ballot must contain the member's signature and NASDHA membership identification number.

Changes made July 12, 2007

Section 7(d). The CPA shall count the ballots, report to the Election Committee Chairman on the count and on any questionable ballots. Immediately after the ballots are counted, the Chairman of the Election committee shall notify the NASDHA President then all candidates and the NASDHA Board of Directors, of the election results. The members shall be notified of the election results in the first published NASDHA Newsletter or Spotlight following the election completion.

Section 8. Offices of the Committees. The offices of the Association shall be the offices of the several committees. Any communication or information received by the Secretary of such committees shall be forwarded to the Chairman of the proper Committee.

Section 9. Quorum. A majority of any

standing Committee shall govern in all transactions of such committees.

ARTICLE VII Registration and Record

Section 1. Individual Records. Every breeder must keep an adequate record of his Spotted Draft breeding operations including: list of all registered mares bred and the breeding dates of same, this list must contain both the mares which the breeder owns and those of others bred on his farm. Every breeder must also keep a list of every foal born, this list must contain the foaling date and the name and number (if any) of the sire and dam. A report of all registered Spotted Draft mares bred or exposed to a stallion during a calendar year must be made and filed with the secretary of the Association not later than January 31st of the following year. Stallion reports postmarked later than January 31st will be billed a fee for each mare served or

exposed. The fee will be set by the Board of Directors and may be changed by the Board at any time.

Section 2. Cancellation of a Certificate of Registration.

The Certificate of Registration must be mailed to the Secretary for cancellation when a registered Spotted Draft dies, or is sold without the Certificate of Registration being transferred to the new owner. A letter giving the date of death or the date the horse was sold without papers and the name of buyer must accompany the certificate. If for some reason the breeder wishes, the certificate may be returned to him after it has been cancelled and noted on the records of the Association.

Section 3. Penalty. Any Member or non-member who fails to keep a record substantially as provided in the preceding sections shall be subject to such penalty as the Board of Directors may see fit to impose.

Section 4. Correspondence. Any breeder, Member or non-member who purposely refuses or neglects to furnish the Association information upon request bearing on his business with the Association with transfers and registrations or such other matters involving said breeder, shall be subject to such penalty as the Board of Directors may see fit to impose.

Section 5. Requirements. Anyone demanding registration for animals must conform to all the requirements, rules, and regulation of the Association pertaining thereto.

Section 6. Application. Before any animals shall be recorded in the Stud Book of the North American Spotted Draft Horse Association, an application shall be made on the appropriate form provided by the association. The application must contain the following information: the sex, name, foaling date and location, coat color and pattern, presence of the grey gene (yes/no), state of tail (docked/undocked), presence of blue eyes (yes/no), height and weight of fully grown animals, date of gelding (if applicable), description of brand or scars (if present), the breeder's name and address, the applicant's name, address, phone number, and signature, pedigree history of the animal, and any other information that the Board of Directors may require from time to time. Four (4) photos must be included with the

application: one (1) of the front of the animal, one (1) of the rear, and one (1) of each the left and right sides. Completed application, photos, and the appropriate fee, as called for in the fee schedule set by the Board of Directors, shall be sent to the Secretary for review and issuance of the certificate. When the proper showing has been made as herein required, and the said animal has been accepted for registration and the certificate of pedigree of the Association has been issued with the seal of this Association and the signature of the proper Officers attached, such registration and certificate shall be binding upon this Association.

The Association and its Officers shall use diligence in securing true information in connection with the registration of any and all animals recorded by it; but neither the Association nor its Officers, or Directors, shall be answerable in damages for the issuance of any certificate of pedigree made in conformance to information furnished by the applicant for review.

Section 6(a). Registration of animals being sold.

The owner at foaling must either complete and mail the application for registration directly to the Secretary or pay a penalty, the amount to be set by the Board of Directors, in addition to the regular registration fee. When an application for registration is received from any consignment sale or subsequent owner, anyone other than the owner at foaling, the penalty will be billed to the owner at foaling. The first owner of a registered Spotted Draft (owner at foaling) must apply for registration. Applications for registration will not be accepted from anyone other than the first owner.

Section 7. Registration. Registered Spotted Draft Horses within any of the following classes are eligible for entry and registration in the Stud Book of the North American Spotted Draft Horse Association under the following rules and regulations.

Section 7(a). Class A, Premium. Any animal that has the appropriate spotted coloring, as required in the rulebook, and which is 7/8 to full draft breeding shall be registered as *Premium Spotted Draft*.

Section 7(b). Class B, Regular. Any animal that has the appropriate spotted coloring, as required in the rulebook, and

which is 1/2 to 3/4 draft breeding shall be registered as *Regular Spotted Draft*.

Section 7(c). Class C, Breeding Stock.

Any animal that does not have the appropriate spotted coloring, as required in the rulebook, may be registered as *Breeding Stock Spotted Draft*, provided it meets the guidelines for registration as set forth in the rulebook.

Section 8. Registration Fees.

Registration fees will be set by the Board of Directors and may be changed at any time by the Board of Directors. All fees must be paid in advance, no application will be processed until it has been paid for in full.

Section 9. Forfeiture of Fees. Fees on applications for registry or transfer, or any other work which is pending correction or completion to be made by the applicant over twelve months shall be forfeited. Such applications shall each require an additional fee equal to that first paid, which fee shall be paid in advance of issue of certificate.

Section 10. Association Not Liable.

The filing of an application for registry of a pedigree or of a transfer of ownership accompanied by the proper fees therefore shall not constitute a liability on the part of this Association and there shall be no return of fees to the applicant upon applications for registry or transfer or on any other work which remains incomplete 12 months from date of filing or which is finally rejected after 12 months from date of filing.

Section 11. Foundation Stock. All animals recorded in the registry before December 31, 1999 will be recognized by the Association as *Foundation Stock* and such animal's registration number will be preceded by the letter F.

Section 12. Dealing in Pedigrees Prohibited.

Any member of this Association or any Spotted Draft breeder or dealer who sells or offers for sale or exchange, or gives away, any Spotted Draft Certificate of Registry, or any person who purchases or accepts or uses such a pedigree, shall, regardless of whether or not he is a member or non-member of this Association, be immediately and automatically barred from transaction any further business with this Association until and unless he is reinstated by the Pedigree Committee

or the Board of Directors of this Association.

Section 13. Penalty for False

Statement. Any person who willfully misrepresents the age of an animal, the color or description, the breeder, the owner of the animal at the time of registration, or who makes any other misrepresentation not herein enumerated in connection with the registration or transfer of an animal shall be deemed guilty of misconduct affecting the purpose and good name of the Association. Any person found guilty of such misconduct shall be denied the privileges of the Association and if a member of the Association may be suspended or expelled from the Association and he shall be subjected to such other penalty as the Board of Directors may impose.

ARTICLE VIII Transfers

Section 1. Application for Transfer. A record of all changes in ownership must be made on the records of the Association. It shall be the duty of the seller of any animal to promptly forward transfer along with the certificate of pedigree and the proper fees, directly to the Secretary of the Association. The seller must fill in the name and address of the actual buyer and the date of contract for sale. Such application for transfer shall be signed in ink on a form furnished by the Association, which when received by the Secretary shall be entered on the records if found to be regular. Every space on the transfer blank must be filled out in full, where necessary, in order to make the transfer acceptable. Penalty – Any breeder or owner who willfully refuses or neglects to transfer on the records of the Association, any animal sold, shall be subject to such penalty as the Board of Directors may see fit to impose.

Section 1(a). Seller must transfer. The seller must mail the transfer application and the certificate of pedigree directly to the Secretary as specified in Section 1 above. A penalty, the amount to be set by the Board of Directors, will be billed to the seller when an application for transfer or certificate of pedigree is given to the buyer, or received by the association from the buyer. This penalty shall be in addition to the regular transfer fee and other penalties imposed by the Board of Directors. Sellers will be permitted to give a transfer application and Certificate of Registration to an

authorized consignment sale, when a registered Spotted Draft is consigned to a sale authorized to handle Spotted Draft transfers. Transfer applications given to consignment sales or agents to sell must first be completely filled out, with the exception of the name of the buyer, and signed by the seller. In no case shall a seller sign a transfer in blank, the date of sale, name of consignment sale or selling agent must be filled out on the application. It is the responsibility of the seller to see that sale transfers are mailed to the Secretary and not given to the buyer.

Section 1(b). Consignment Sales and Agents. All consignment sales and agents for the seller or buyer of registered Spotted Draft horses who handle Certificates of Registration and transfer applications must mail these transfer applications and Certificates of Registration directly to the Secretary of the North American Spotted Draft Horse Association. Any consignment sale or agent who gives a certificate of pedigree or an application for transfer to a buyer, shall be subjected to such penalty as the Board of Directors may see fit to impose, and, at the discretion of the Board of Directors, may be barred from handling Spotted Draft certificates and transfers.

Section 2. Transfers Signed in Blank. Any member issuing a transfer in blank or having a transfer signed in blank in his possession shall be deemed guilty of misconduct affecting the purpose and good name of the Association and may be expelled from the Association or subject to such other penalty as the Board of Directors may impose.

Section 3. Neglect or Refusal to Transfer. In case of willful neglect or refusal of a seller to give a transfer without reason satisfactory to the Association, the record of change of ownership may be made by the Secretary upon written approval of the majority of the majority of the Pedigree Committee on satisfactory evidence of sale and delivery.

Section 4. Progeny. No animal will be recorded which is the progeny of a mare or stallion which is not properly

transferred on the records of this Association.

Section 5. Transfer Fees. Transfer fees will be set by the Board of Directors and may be changed at any time by the Board of Directors. No animal will be transferred on the records of this Association until the transfer fee has been paid in full. When title on an animal has been received by inheritance, on application made and satisfactory evidence furnished, such title shall be transferred on the records of the Association to the person or persons inheriting such animal or animals, upon payment of a fee, the amount to be set by the Board of Directors, for each animal so inherited.

Section 6. Penalty for False Statements. In case of a transfer furnished which does not represent a true transaction, either in the date of sale, the name of the purchaser, or which contains any material misrepresentation, the seller who signs such transfer, as well as, the purchaser who accepts such transfers, knowing that certain misrepresentations were made, may be charged with misconduct affecting the purpose and good name of the Association. Any person who shall report to this Association, for the purpose of publication in the Spot Light, any false or fictitious price alleged to have been obtained for any animal sold, or shall otherwise procure the publication of such false or fictitious price in the Spot Light, shall be deemed guilty of misconduct affecting the purpose and good name of the Association. Any person found guilty of such misconduct shall be subject to such penalty as the Board of Directors may impose.

ARTICLE IX Rewritten Pedigrees

Section 1. Correction or Alteration. Any person who makes alterations or changes in a Certificate of Registration issued by this Association, or who has in his possession a Certificate of Registration which bears evidence of change or alteration, or who requests the Association to change its records and to rewrite a pedigree in order to make said certificate fit an animal in age and color and description that does not belong with such pedigree, shall be deemed guilty of misconduct affecting the purpose and

good name of the Association; and shall be subject to expulsion or such other penalty as the Board of Directors may impose. A Certificate of Registration bearing alterations or amendments shall not be recognized by the Association, but shall be subject to cancellation, and no transfer shall be accepted in case the animal is sold; and the progeny of such animal denied registration or transfer until upon proper identification, such certificate has been reissued by the Secretary.

When an animal registered in this Association shall have changed color, or when error has been made in the original registration of an animal, upon application of the owner of record, and upon satisfactory proof being made such change shall be made, or error corrected on the records of the Association; and the certificate of pedigree shall be rewritten to show proper description.

A fee, the amount of set by the Board of Directors, shall be charged, for correcting the records and issuing a rewritten certificate of pedigree.

ARTICLE X Duplicate Pedigrees

Section 1. Duplicate of Lost

Certificate. Duplicate of lost or destroyed Certificates of Registration will be furnished by the Secretary upon satisfactory proof of loss of the original, and upon payment of a fee, the amount to be set by the Board of Directors.

ARTICLE XI Suspension and Expulsion

Section 1. Duty to Report Misconduct.

All reports of irregularities, regardless of nature of the same, that come to the attention of any member of the Association or non-member, should be called at once to the attention of the Secretary. The Association and its Officers will take every precaution to see that false charges shall not be received, entertained, or filed against any innocent member. However; the Association, its Officers and/or Directors shall not be liable in damages to any Member against whom charges have been filed, and received in good faith, whether such member shall be found innocent or guilty of said charges.

Section 2. Charges of Misconduct. If any member of the Association, or other party in interest, charges another who is a member of this Association with misrepresentation or misconduct which in

any manner involves the purpose and good name of the Association, said charges shall be referred by the Secretary to the Pedigree Committee. If any facts or evidence clearly indicating misrepresentation or misconduct involving the purpose and good name of this Association, brought to the attention of said committee, shall, in the judgment of said committee require investigation, such Committee may investigate or authorize an investigation of the facts and circumstances bearing upon the case. Said Committee having the matter in charge, after such investigation, shall report its findings to the Board of Directors, who shall then hear such charges made, and, if sustained, may suspend or expel such offender or impose such other penalty as they may decide proper in the premises, and deprive him of all privileges of membership in this Association and the right to record pedigrees and transfers in the Stud Book of the Association. The said Board of Directors, if, in its judgement deemed wise, after hearing the charges and the evidence bearing upon such charges, may report its findings to a meeting of the members of the Association for such action as the members may see fit to take in the premises.

Section 3. Making Charges. No charge or accusation against a member of the Association shall be entertained by the Board of Directors, or any committee of Officer of the Association, for final hearing and determination by the Board, until said charges have been reduced to writing and filed with the Secretary, and in all cases where charges are made, such charges must be reasonably certain and specific, stating wherein the party accused has made misrepresentation or been guilty of misconduct. It shall, however, be within the authority of the Board of Directors to take cognizance of any charges or complaints, either oral or written, that may be made to such Board and to initiate an investigation of the same, and to take such action as they deem wise, to be for the best interests of this Association and members thereof not inconsistent with the By-Laws.

Section 4. Filing of Charges. All charges against members must be in the first instance filed with the Secretary of the Association, and when any charges

are so filed, it shall be the duty of the Secretary to refer the same to the Pedigree Committee. It shall also be the duty of the Secretary of the Association to initiate charges of misconduct when such misconduct is found during the course of conducting the duties of his office. It shall then be the duty of said Committee to investigate the charges, or have same investigated, and if after such investigation they have reason for believing the charges to be true, they shall report the facts and their findings and recommendations to the Board of Directors. The said Pedigree Committee may act collectively on such cases as a result of being called together in a meeting for such a purpose, or they may review the evidence individually and then submit in writing their decision to the Secretary of the Board of Directors. The Board of Directors shall then assume jurisdiction of the matter. They may consider the recommendations of the Pedigree Committee, individually by correspondence or collectively at a regular or special meeting called for such a purpose. It shall be the duty of the Board of Directors to give at least ten (10) days notice to the party accused of the time and place of hearing on said charges and he shall be furnished with a copy of the same.

Any member or non-member against whom charges have been filed with the Secretary shall file written answer to the same with the Secretary within ten (10) days after a copy of the charges has been served upon him, either in person or by placing same in the mail, properly stamped and addressed to his last known residence, and in case of his failure to file such answer within the time specified, said charges shall be taken as confessed and the Board may proceed as if the charges had been admitted by the person so charged.

Section 5. Powers of Pedigree

Committee. The Pedigree Committee, to which charges when filed are referred by the Secretary, shall have full power and authority to require any member of the Association to appear before it and make full statement with respect to the subject matter of said charges, or said committee may, in its discretion, require any member of the Association to make in writing, a full statement with respect to the subject matter of said charges and mail the same to the Committee.

Section 6. Penalty for Refusing to Give Information When Requested. Any member of the Association who, after being requested by the Pedigree Committee to appear before it, shall fail to appear before the committee and to make full statement as such member may be interrogated by the Committee; or any member who after like request shall fail to make full written statement with respect to the charges being investigated by said Committee; shall be subject to suspension from the privileges of membership in the Association; and to deprivation of all privileges of membership in the Association by the Board of Directors during such time as may to the Board of Directors seem proper. The Board of Directors shall have full power to require like attendance and statement of any member of the Association when reaching final determination as to such charges, or like written statement from such member of the Association; and shall have full power to suspend from the privileges of membership in the Association, during such time as in its discretion may seem proper, any member who after being requested by said Board of Directors to do so shall fail or refuse to appear before the Board of Directors and make such statement or who may refuse to furnish to the Board of Directors such written statement with respect to charges being heard by said Board.

Section 7. Hearing. The Board of Directors, sitting as a body, shall be the sole judge of the rules and procedure to be adopted at such hearing and trial; and shall determine the truth or falsity of the charges made, and in reaching final determination, may take testimony in any manner they may see fit. In the event any accused member or non-member shall desire to contest such charges, he must appear in person at such hearing, in which event he shall also have the right to be assisted by counsel. Unless said accused shall appear in person or shall submit an explanation for such failure to appear which is satisfactory to the Board of Directors; the charges shall be taken as confessed. In case the Board of Directors finds the accused guilty of the charges made; penalty may be imposed as the Board of Directors may deem proper under all the circumstances in the case, provided, however; that if said member shall appear before the Board and make answer to said charges he shall have the right to appeal to the next succeeding Annual Meeting of the Members. In case notice of such appeal shall be filed in accordance with Section 8 of this Article

XI, said members shall then assume the jurisdiction of the matter and shall then, or at any adjourned meeting, investigate the charges made and hear the evidence already presented for and against the accused, together with such additional evidence as may be offered and admitted by said member; thereupon, if the accused shall fail to appear before said Annual Meeting or unless two-thirds of the members represented at such meeting, expressed by vote, shall vote to dismiss such charges, or to change or modify the findings from which said appeal was taken, said charges shall be sustained and the action of the Board of Directors shall be considered final. Such member so suspended or expelled may, however, be reinstated by the Board of Directors upon his compliance with the conditions imposed.

Section 8. Appeal. Notice of appeal and specifications setting forth the grounds for the same, must be filed by the accused with the Secretary within ten (10) days after the mailing of the findings of the Board by the Secretary to the accused or the delivery of the same to him in person. Failure to give notice and to file such specifications within the time required, shall deprive the accused of the right of appeal.

Section 9. Identification. The Secretary or the Pedigree Committee may, at any time the Secretary or Committee deems advisable, or upon complaint of any member, inspect or have inspected the animals of any breeder for the purpose of obtaining whatever information is desired. For the purpose of identifying Spotted Draft horses with the pedigrees which belong with them or application for pedigree, such horses may be inspected upon the premises of the owner or wherever such horses may be located; and it shall be the duty of such owner or owners to locate and point out to the Secretary, Committee, or inspector, the animal which corresponds with the pedigree in question and to afford every facility for such identification.

Section 10. Refusal to Assist Committee. Any breeder who fails or refuses to assist the Secretary or the Pedigree committee, or its representative investigating the animals of any breeder; or who fails to locate the animal which

corresponds with the pedigree in question or who makes misrepresentations as to the identity or breeding of any animal owned by him or under his control; or who makes misleading or erroneous statements for the purpose of deceiving said Committee, or its representative, in the identification of animals owned by them or under their control, or withholds from said representative or Committee information necessary to properly identify the animals belonging to such member or non-member; shall be deemed guilty of misconduct affecting the purpose and good name of the Association; and upon hearing as provided herein, being found guilty of such misconduct, shall be subject to expulsion from the Association and deprived of the privileges thereof or subject to such penalty as the Board of Directors may see fit to impose.

Section 11. Failure to Show Animal. Any member or non-member of this Association who holds a Certificate of Registration without a registered animal to correspond with the same; or who fails upon request to exhibit such animal; shall be deemed to hold such certificate unlawfully and the registration of the animal evidenced by said certificate shall, by the Secretary, be cancelled upon the records of the Association; and the member holding such certificate and failing to exhibit to the Pedigree Committee or investigator for the Association the animal corresponding to said certificate; may be penalized by expulsion from the Association or such other penalty imposed as the Board of Directors may by its action determine.

Section 12. Order of Procedure in Handling Cases Charging Misconduct. (1) Complaint must be filed with the Secretary. If verbal, complaint must be reduced to writing by the Secretary. (2) Secretary must refer complaint to Pedigree Committee. (3) Pedigree Committee in session or by correspondence may determine the seriousness of the charges and direct investigation. (4) Results of investigation shall be reported to the Pedigree Committee for further consideration, together with copy of formal charges filed against accused. (5) Pedigree Committee in session or by correspondence may recommend to the Board of Directors that the accused be cited to appear for trial. (6) Board of Directors in session, or reviewing the

evidence by correspondence and acting through the President, shall then authorize the Secretary to notify the accused of the date at least ten (10) days in advance of the hearing, that he appear for trial before the Board of Directors. (7) The accused must file with the Secretary, written answer to the charges within ten (10) days after copy of the charges has been served upon him. (8) Board of Directors, sitting as a body, shall consider the evidence. (9) The accused shall be notified of the action taken by the Board of Directors. (10) The accused shall have the right of appeal to the next succeeding Annual Meeting, provided he has appeared before the Board of Directors for trial. The accused must file notice of his intention to appeal, with specifications setting forth the grounds for same, with the Secretary within ten (1)

Section 3. Pedigree - When Set Aside.

When a member or non-member is found guilty of misconduct affecting the purpose and good name of the Association, they may be penalized, in addition to such other penalty as the Board may see fit to impose, by having all pedigrees set aside for horses which they own and which do not agree with their pedigrees in age, color and description.

Section 4. Misrepresentation at Shows.

Any member who exhibits an animal under false representation at any fair, show, or exposition, shall be deemed guilty of misconduct affecting the good name and purpose of the Association; and shall be penalized for the first offense not to exceed the sum of five hundred dollars (\$500.00); and shall remain suspended from membership in the Association until such penalty is paid; and upon second offense shall be expelled from the Association.

Section 5. Publishing Names of Dishonest Breeders.

For the protection of the Association, its members, non-members and the breed, the Board of Directors may at its discretion, notify all members and non-members of the Association through the Spot Light, or by letter through the office of the Secretary, of action taken by it against any member found guilty of violating any of the By-Laws of the Association.

Section 6. Fines. A penalty may be imposed in the form of a cash fine for violation of any of these by-laws.

Section 7. Non-Members. Any non-member found guilty of making willful

days after the mailing of the findings of the Board of Directors or the delivery of the same to him in person.

ARTICLE XII Other Penalties

Section 1. Business Stopped. When at the discretion of the Secretary or of the Pedigree Committee, in cases where misconduct or misrepresentation is charged, a member or non-member may be refused the right to register animals from the date of filing of the complaint or charge and refused the privilege of recording or transferring animals until such time as said charges are disposed of. In cases where charges of misconduct are upheld by the Board of Directors the right to register and or transfer may be reinstated by the Board

Section 8. Penalty for Other

Violations. For the violation of any of the By-Laws wherein a penalty is not provided, a member may be expelled, suspended or subjected to such other penalty as the Board may impose, and the member so penalized shall remain suspended until such fine or penalty has been satisfied.

Section 9. Multiple penalties may be imposed.

When the Board of Directors is empowered to impose penalties for any violation of these By-Laws; the Board may impose any one or more of the penalties enumerated in Article XII. Penalties enumerated in Article XII may be imposed in addition to any specific penalty provided for in any section of these By-Laws.

Section 10. Restoration of

Membership. Notwithstanding anything in these By-Laws contained to the contrary, the Board of Directors may restore to good standing any person who, by action of the Board, has been deprived of the privileges of the Association and of the right of registration and transfer of animals therein by expulsion, suspension, or otherwise, upon such member complying with such requirements as the Board may see fit to impose.

ARTICLE XIII Rules of Procedure

misrepresentation affecting the purpose and good name of this Association shall be subject to whatever penalty the Board of Directors may see fit to impose. Such action may take the form of a fine or a penalty which will forever bar the

of Directors with special restrictions, limitations or qualifications as the Board of Directors may see fit to impose.

Section 2. Accused Must Pay Cost of Investigation.

Any member or non-member found guilty of violation of any of the By-Laws of the Association, wherein the Association has incurred any expense in investigating the matters involved, shall pay the expenses and costs of such investigation and all costs of the Association in connection therewith, and such member so found guilty shall remain suspended from the Association and deprived of all its privileges until such costs and expenses are paid.

- (5) Report of Secretary
- (6) Report of Treasurer
- (7) Report of Standing Committees
- (8) Election Committee report of election of Directors
- (9) Unfinished business
- (10) New business
- (11) Consideration of general business
- (12) Adjournment

Section 3. Procedure. Robert's Rules of Order shall govern the meetings when not inconsistent with these By-Laws, but special rules of order for the government of meetings of members or the Board of Directors may be made at any time by the Board of Directors. Any motion or resolution offered for consideration shall, at the request of any member, be reduced to writing before it is acted upon.

ARTICLE XIV Amendments

Section 1. By Board of Directors. Any By-Law may be repealed, modified, altered or amended, or new By-Laws adopted at any regular or special meeting of the Board of Directors by a majority vote of the members of the Board.

accused from transacting any further business with this Association. The Association shall be the sole judge of the persons, firms or corporations, not members of the Association, for whom registrations are made and to or from whom pedigrees may be transferred, and shall be the sole judge as to what acts of fraud or misconduct shall be deemed sufficient reason for the refusal to register or to transfer a pedigree to or from any person, firm or corporation.

Section 1. Order of Business. The regular order of business at all meetings of the members or of the Board of Directors, except at the Annual Meeting, shall be as follows:

- (1) Meeting called to order
- (2) Roll call
- (3) Reading of minutes of last meeting
- (4) Report of committees
- (5) Consideration of special or unfinished business
- (6) Consideration of general business
- (7) Adjournment

Section 2. Order of Business at Annual Meeting of Members or of Board of Directors.

- (1) Meeting called to order
- (2) Roll call
- (3) President's address
- (4) Reading and approval of minutes of preceding meeting