

## Section 10.05 Appeal

- (a) **Minor Penalties.** Appeals from Minor Penalties shall be to the Tournament Disciplinary Committee Chairperson (or his/her designee). Such appeal may be in writing or oral. Such appeal shall be received by the Tournament Disciplinary Committee Chair no later than thirty (30) days subsequent to the infraction. The Tournament Disciplinary Committee Chair shall render the decision on appeal in writing within thirty (30) days of the receipt of the appeal and submit a final report to the Philadelphia Section PGA Executive Director. The Philadelphia Section PGA Executive Director shall submit this final report to the Association General Counsel. Such decision shall be final. Notwithstanding the foregoing, in the event that the Section determines that it would prefer that a Minor Penalty shall be submitted to the Board of Control for a hearing in lieu of action by the Philadelphia Section PGA, then the Philadelphia Section PGA Board of Inquiry will follow all procedures set forth herein for all matters submitted to the Board of Control for Code of Ethics procedures.
- (b) **Major Penalties.** Within thirty (30) days from the date of notification of a Major Penalty, the Participant may submit a written appeal to the Philadelphia Section PGA Board of Inquiry. Failure to file such an appeal shall be deemed conclusively to be an admission of the charges specified in the notification.

Thereafter, the Philadelphia Section PGA Board of Inquiry will prepare a report of the matter to the Board of Control and the matter will be set for a hearing before the Board of Control in accordance with all applicable procedures set forth in the PGA Code of Ethics for ethics appeals heard by the Board of Control. The Board of Control shall hear the appeal either at the next regularly scheduled Board of Control hearing or at an expedited meeting that may be held in person or via conference call at the discretion of the Chair of the Board of Control. The decision of the Board of Control shall be final. An appeal shall operate to stay the effective date of any penalty, except suspension from a Philadelphia Section PGA tournament then in progress or scheduled for the calendar week in which the alleged violation occurred, until after a final decision on the appeal.

Note: All fines must be paid within thirty (30) days from the imposition of the fine, or in the event of an appeal, within (30) days from the decision rendered by the Board of Control in the event the Board of Control upholds the findings of the Tournament Committee Chair.

Note: Only PGA members who are members of the Tournament Disciplinary Committee may vote on matters involving disciplinary action against another PGA member.