Kentucky High School Athletic Association

2280 Executive Drive ° Lexington, KY 40505 ° www.khsaa.org ° (859)299-5472 (859)293-5999 (fax)

May 6, 2016

МЕМО:

TO: Commissioner Julian Tackett

FROM: Assistant Commissioner Darren Bilberry

RE: Prime Date Final Analysis

On February 19, 2016 KHSAA Title IX Auditor Gary Lawson ran a final schedule audit and found thirty of our member schools that play girls basketball to be out of compliance with our 40% Prime Date requirement. Only eleven schools were out of compliance prior to the start of the season. Of the thirty that were not in compliance at the conclusion of the season twenty-four should be considered for a waiver of the Prime Date requirement due to weather postponement/cancellation or cancellation from an opposing school. At the conclusion of the 2015-2016 season there were six member schools that at no point in time were in compliance with the 40% Prime Date requirement. Of those six schools there is one, Silver Grove that should also be considered for a waiver based on the difficulties they have encountered in maintaining their girls basketball program.

The remaining five schools, Ballard, Franklin Simpson, Greenup County, Knox Central and Trigg County were never in compliance with the Prime Date requirement and as a result, may be subject to penalty. I have included the waiver requests for all of the schools that were not in compliance at the conclusion of the season.

xc: KHSAA Executive Staff



FW: Prime Time Game Issue

1 message

Greis, Christy - Primary Ed. <christy.greis@silvergrove.kyschools.us> To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Tue, Mar 1, 2016 at 12:22 PM

I noticed I had an apostrophe before your first initial so I was afraid you did not receive my initial email. Thank you

From: Greis, Christy - Primary Ed.

Sent: Friday, February 26, 2016 10:01 AM

To: 'dbilberry@khsaa.org'

Subject: Prime Time Game Issue

Hello, my name is Christy Greis and as of recently, I have been asked to finish the 2015-2016 school year as Silver Grove's athletic director. After a phone conversation with Gary Lawson yesterday afternoon, it was brought to my attention I have inherited the violation of noncompliance of prime time basketball games. He explained to me the different conversations that you and he had with the former athletic director, Howard Brownstein. His negligence on following procedures and rules now affects our school, students, and athletic program. First, I would like to apologize that our school is not in compliant. Being a former and now current athletic director, I know the importance and the severity of the violation that is at hand. Second, my question is what steps do I need to proceed with at this time with the KHSAA office to address this situation.

Before yesterday's phone call, I was already planning to take over the scheduling of 2016-2017 basketball season for the boy's and girl's teams. Our enrollment is extremely small and I plan on utilizing schools that are willing to play boy and girl doubleheaders as well as scheduling girl single games on primetime days since we will not have junior varsity teams. I know this does not address our curtain situation but want to reassure you that since I am the athletic director, in the future Silver Grove will be in compliance with prime time games.

Thank you,

Christy Greis

Athletic Director Silver Grove School

(School) (859) 441-3873

(Cell) (859)240-8531



Girls Basketball Waiver

1 message

Kinney, Chris R <chris.kinney@jefferson.kyschools.us> To: "dbilberry@khsaa.org" <dbilberry@khsaa.org> Thu, Feb 25, 2016 at 9:49 AM

Mr. Bilberry,

I received a call from Mr. Lawson in regards to our girls not having enough Friday and Saturday game dates. This was partly due to the fact that our former coach resigned in September of 2015 and left us with a half filled schedule. We did the best we could to adhere to the rules, but we fell short in trying to move games in order to be in compliance. We are asking for a waiver for the 2016-17 basketball season and we are currently working on creating a new schedule that would reflect playing 40% of our games on a Friday or Saturday.

Thanks for your time.

Chris R. Kinney
Director of Athletics
Ballard High School
502-485-8610 (Office)
502-485-8856 (Fax)
chris.kinney@jefferson.kyschools.us



Primetime date compliance

1 message

Kilburn, Joseph; Director of Pupil Personnel

Thu, May 5, 2016 at 12:47

PM

<joseph.kilburn@simpson.kyschools.us>

To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Cc: "Clark, David" <david.clark@simpson.kyschools.us>, "Schlosser, Tim; Principal"

<tim.schlosser@simpson.kyschools.us>

I am aware that Franklin-Simpson girls basketball was not in compliance with the requirements for primetime games for the 15-16 school year. Prior to the season Mr. Lawson contacted me to inform me that our girls had 11 home games and 4 of them were on primetime dates. I consulted with the girls basketball coach, David Clark, as to the best way to rectify this situation. Because our team was in a rebuilding year this year David felt that it was not in our best interest to try to add a game as it would be extremely difficult for us to find a game in which our girls could be competitive, and adding a team that we would not be able to compete with would be detrimental to the team. All of our games were scheduled as boy girl double headers with the exception of 2 home girls games. Coach Clark and I felt the best course of action to get into compliance was to cut one of those 2 games. For those reasons a decision was made to contact Owensboro Catholic to request that we cancel the game with them as we felt like it was a game we would not likely be very competitive in. We contacted OC, and they agreed to cancel the game, and I felt like that would resolve the issue.

However, a boy girl double header game that was scheduled against Warren East had not been entered into the girls schedule on the KHSAA website at the time Mr. Lawson told me we were at 4 of 11, so actually it was 4 of 12. I did not realize this game had been left off, nor did I realize that it was added to the schedule later.

I take full responsibility as I should have followed up with Mr. Lawson to ensure that the issue had been resolved.

I also ask for leniency regarding any penalties based on the fact that the scheduling for basketball was complete before I started in this position and I did not at that point completely understand the rule. I would also point out that the boys had no home dates that were not boy girl double headers, so the reason for non-compliance had nothing to do with the spirit of the rule.

Finally I would say that I can assure you this will not be a problem in the future.

Joey Kilburn

DPP/Student Support Services

Office phone 270-586-8877



Prime Dates

1 message

Allen, Jerry <jerry.allen@greenup.kyschools.us>
To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>
Cc: "Allen, Jerry" <jerry.allen@greenup.kyschools.us>

Mon, Feb 29, 2016 at 12:47 PM

I received a call from Garry Lawson this morning, informing me that my girls basketball team hadn't reached the 40% of their schedule on Prime Dates... My coach and I were certain we had, but Mr. Lawson also informed me that I needed to e-mail him to check it to make sure we were in compliance. I forgot to do that, and so now I am asking for a waiver on the fine that would be assessed.

My new girls coach is from Ohio, and was not aware that we needed 40% of our schedule to be on Friday, Saturday, or Sunday. He had gone in and rescheduled some of the dates, trying to avoid playing so much on the weekend (as requested by many of his parents). When we finally found out that he was out of compliance, we immediately went into action trying to fix the problem.

I hope that we will be able to have the fine waived, and my coach assures me that this won't happen again.

I appreciate your time.

Thank You and God Bless,

Jerry L. Allen, MM

Health & P.E. / Athletic Director

Greenup County High School

196 Musketeer Drive

Greenup, KY 41144

Office: (606) 473-2175

Fax: (606) 473-7854

www.greenup.k12.ky.us/GCHSAthletics.aspx



Waiver for Girls Basketball

1 message

Canady, Jeff <jeff.canady@knox.kyschools.us>

Thu, Mar 3, 2016 at 5:45 AM

To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Cc: "Hammons, Wendi" < wendi.hammons@knox.kyschools.us>

Darren,

We are requesting a waiver for Knox Central Girls Basketball season. We had a very tough time this year with our prime time games. We are working on fixing this issue for next season.

Thank you

Jeff Canady K-12 AD /Des. Rep. KCPS

Sent from my iPhone

Mr. Bilberry,

Let me introduce myself. I am Mike Wright, head girls basketball coach at Trigg County High School. I just completed my 34th year of coaching and am retiring for the second time. Please let me explain. I coached Junior High ball while finishing up my last two years as a student at Western Kentucky University, then returned to my Alma matter Trigg County where I coached for 30 continuous years before retiring. After enjoying a brief one year retirement I came back to serve as our head girls coach. You see our girls program had been really down, winning only one game a couple of years ago. There was no interest in the job and the school did not even receive any applications. I agreed to serve one year to try and help out. Well, I enjoyed the girls and signed on for a second year which I just completed. Now I am retiring again and for good. Thirty four years of coaching will suffice. This will give me more time to serve in my role as magistrate of which I am in my second term.

Now let me give you a little perspective on our girls program. Trigg County's girls have won one regional tournament game in school history. That was my team back in 1990. In recent times Trigg County's girls have lost 30 something 5th district games in a row. The program has been DOWN in a big way. When I agreed to take the job back I wanted to build and give our girls an opportunity for some success. Therefore I built a schedule to allow for that as best I could.

The results are as follows. We won 10 games last year and 11 this year. This year's win total was the most in 13 years. Each year we won the Portland Christian Christmas Tournament. We had a full complement of girls on our team and no one quit either year. There were also no parent problems. I have left our girls with a better feeling about their selves and hope for the future. I KNOW that I know what was best for our program.

Now about the prime time games. I am quite sure that rule was put into effect to make sure that girls programs were not discriminated against and denied opportunities. Let me assure you that our girls have had the full support of our principal, athletic director. Administration and school as a whole. I made a schedule out based on what was best for our program. It was better for us to compete against teams we had a chance against whenever we could than just to get a prime time night and get demoralized. For example we played Hopkinsville on a Saturday night and got beat 64-14 and they took it easy on us. If a part of your job is just to be a game counter then it is easy for you to count that one. What about the coaches and the players that are actually on the front line? The ones that are actually riding the bus, competing and making the return trip home with their heads down after a 50 point drumming. We had to play the people we needed to play when we could get them.

More about the numbers. Originally we had 11 games out of 26 scheduled before the season started. That was 42% on prime time nights. Dawson Springs was scheduled as a home game on December 18th. Before the season started Dawson had to change the date of that game and I couldn't find a replacement. Also, Saturday game at Hickman County had to be cancelled because of snow and they could not make that one up. Later on in the season the Dawson game which had been moved off of the aforementioned prime time night in December was moved to a Monday night in February. That game was snowed out and I tried to move it back to

prime time but Dawson was full with makeup games. We also lost weekend games from the previous year that schools either could not or would not schedule this year. For example last year we played at Fulton City on a Saturday but they did not want to return the trip this year.

We also had the same number of prime time games scheduled this year as our boys team. We just played one more game than they did which put us 1.5% under the required.

I hope that the information that I have shared with you will help you to understand where our program was and is. As I help with the transition of our program to a new coach I will make sure that the Trigg County girls program has OVER 40 percent of their games on Friday and Saturday. Speaking of that however it is not realistic to even count Sunday night as a prime time night. The possibility of scheduling games on Sundays in Trigg County is about as great as Trigg County fielding a team full of Martians.

Thanks for reading. You may contact me anytime at 270-350-0767

Enthusiasm Makes the Difference,

Coach Mike Wright



Re:

1 message

Lawson, Gary <glawson@khsaa.org>

Wed, Mar 2, 2016 at 2:19 PM

To: "Bilberry, Darren" <dbilberry@khsaa.org>
Cc: Karen Lawson <gkboomers@hotmail.com>

Darren.

I have no record of Trigg

Co. ever being at 42% on prime date games. The records I gave you do indicate this. GWL

On Tue, Mar 1, 2016 at 9:24 PM, Bilberry, Darren dbilberry@khsaa.org wrote:

----- Forwarded message -----

From: michael wright <trophyland@outlook.com>

Date: Fri, Feb 26, 2016 at 10:41 AM

Subject:

To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Cc: "jtackett@khsaa.org" <jtackett@khsaa.org>, "marty. jaggers@trigg.kyschools.us" <marty.jaggers@trigg.

kyschools.us>

Sent from Windows Mail

Darren Bilberry Assistant Commissioner Kentucky High School Athletic Association

Telephone- 859-299-5472 Fax: 859-293-5999

E-Mail: dbilberry@khsaa.org

From: Whitehouse, Joshua

Sent: Wednesday, March 2, 2016 4:47 PM

To: dbilberry@khsaa.org

Subject: Weather related waiver - Girls Basketball 2015-2016

Hello Mr. Bilberry,

I am writing you to request a Girls Basketball Prime Date waiver for the school year 2015-2016

because of the cancelled and rescheduled/non-rescheduled games we have incurred this year.

Bardstown - 1-22-16 - Cancelled due to inclement weather rescheduled and played on Wednesday, Feb. 10th. We were not able to find another prime date that fit all of the teams involved that night.

Without that game on a Prime Night we went from 12 out of 30 (40%) prime night games to 11 out of 30 (36%).

Please let me know if you need anything else to fulfill this request if possible,

Thank you,

Joshua Whitehouse

Wellness LEADER - www.generalslead.weebly.com
Head Girls Basketball



Prime time count for girls basketball

1 message

David Blanford <David.Blanford@owensborocatholic.org>

Tue, Mar 8, 2016 at 8:50 AM

To: "Darren Bilberry (dbilberry@khsaa.org)" <dbilberry@khsaa.org>

Cc: Gates Settle < Gates.Settle@owensborocatholic.org>, "Michael Robertson (michael.robertson15@gmail.com)" < michael.robertson15@gmail.com>

Darren Bilberry KHSAA

I am requesting a waiver from the prime time requirement for girls' basketball during the 2015-16 because of weather related cancelations and or rescheduling of games. We had a game canceled on Tuesday, Dec. 22. We had a game scheduled for Saturday, Jan. 9 postponed to Tuesday, Jan. 12. We also had games canceled for Feb. 2 against Allen Co. Scottsville and Tuesday, Feb. 9 against Franklin-Simpson. These changes caused our percentages to be off. Coach Michael Robertson and I will closely monitor his schedule as we put it together next year.

Please contact me if you need further information.

David Blanford Athletic Director Owensboro Catholic High School 1524 W Parrish Ave Owensboro, KY 42301 270 852-8001

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Title IX Compliance on Prime Time

1 message

Mon, Mar 7, 2016 at 10:31 AM

Mr. Bilberry,

I know we talked a month or so ago about us having to move a game because of State Football Championship game plus Christmas and New Year being on weekends this season.

At the time we talked, we were still in compliance. East Ridge then cancelled our game with them at our place because of weather and rescheduled it for Wednesday, Feb. 24th. This dropped us out of compliance to 5 out of 13 home prime time dates. We would have been 6 out of 13 which was above the 40% minimum.

This email is asking for a waiver because it was out of our control that East Ridge cancelled on us our prime time date.

Thanks for the consideration.

Jason Booker

Assistant Principal

Athletic Director

Pikeville Junior High/High School

RACELAND-WORTHINGTON DEPARTMENT OF ATHLETICS

"Pride in Academics & Athletics"

Bill Farley, Director of Athletics

500 RAM BOULEVARD * RACELAND, KENTUCKY 41169
Telephone (606) 833-0056 * Fax (606) 494-2341 * bill.farley@raceland.kyschools.us

LARRY COLDIRON, Superintendent

MICKEY DIXON, Principal

Tom Collins, Vice Principal

February 29, 2016

Kentucky High School Athletic Association

Commissioner Bilberry:

This letter is to serve as request for a weather related waiver for Prime Date games. It has been brought to our attention by Mr. Gary Lawson that due to weather related issues, our school fell just short of the 40% Prime Date for girls basketball in the 2015-2016 season.

Raceland was in compliance at 40.6% in the preseason, but due to a December 18th game with Boyd Co. needing to be rescheduled on January 26th, this change altered our Prime Date calculations. The February 19th Lawrence Co. game was also moved to February 16th, again altering the Prime Date calculations.

We regret this happening and will work very hard in the future to make sure it does not happen again.

Bill Farley

Director of Athletics

Raceland-Worthington High School

500 Ram Blvd.

Raceland, KY 41169

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15-16 GIRLS BASKETBALL SCHEDULE

DATE	OPPONENT	SITE	TIME
NOV 30	IRONTON OH	HOME	7:30PM
DEC 3	WEST CARTER	AWAY	7:30PM
DEC 5	ELLIOTT CO	AWAY	7:30PM
DEC 9	MORGAN CO	HOME	FR 5:30/7:30PM
DEC 11	PIKE CO CENTRAL	AWAY	7:15PM
DEC 12	MAGOFFIN CO	AT BELFREY	5PM
DEC 14	ASHLAND ·	AWAY	7:30PM
DEC 15	ROWAN CO	HOME	7:30PM
MOVED DEC 18	BOYD CO	AWAY	7:30PM
DEC 19	HERITAGE TN	AWAY	6PM
DEC 21	HERITAGE TN	AWAY	_
DEC 22	HERITAGE TN	AWAY	*
DEC 28	SOUTH LAUREL	HOME	7:30PM
JAN 2	FAIRVIEW	AWAY	G/B DH 6PM
JAN 4	ASHLAND	HOME old gym	7:30PM
JAN 9	RUSSELL .	AWAY	3:30PM
10 211 JAN 12	GREENUP	AWAY	7:30PM
JAN 16 - 21	ALL A		-
JAN 25	LEWIS CO	HOME	7:30PM
JAN 27	ALL A STATE		, ,
JAN 2 7/ 28	BATH CO	HOME	
JAN 30	RUSSELL	HOME	7:30PM
FEB 2	FAIRVIEW	HOME	G/B DH 6PM
FEB 5	LEWIS CO	AWAY	7:30PM
FEB 8	GREENUP CO	HOME	7:30PM
FEB 11	FLEMING CO	HOME	7:30PM
FEB 12	EAST CARTER	AWAY	7:30PM
FE8 15	ROSE HILL CHRISTIAN	HOME	6PM
FEB 19	LAWRENCE CO	AWAY	7:30PM

*



Title IX wavier request

1 message

Cornett, Gary - Chief Academic Officer/DPP <gary.comett@owsley.kyschools.us> Wed, Mar 2, 2016 at 2:30 PM

To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Cc: "Mason, Chad -Transportation Director" <chad.mason@owsley.kyschools.us>, "Davidson, Charles - OCHS

Principal" <charles.davidson@owsley.kyschools.us>

Mr. Bilberry,

Owsley County would like to apply for a weather related wavier in relation to prime time games for girls varsity basketball.

During the pre season Owsley County was compliant under both Method I and II. However to inclement weather and the cancellation of another member school we did not meet the necessary games to be compliant.

Cordia School cancelled on December 18th to celebrate their boys winning the All A Classic.

Powell County on January 22 was rescheduled due to snow. Jackson City was rescheduled and later cancelled due to snow.

We feel we are deserving of this waiver, due to the fact that we were compliant in the pre season and have always been compliant in the past.

Thank you for your consideration in this request. If you have any questions feel free to contact me.

Thanks,

Gary Cornett

Owsley County School District

Director of Pupil Personnel

Chief Academic Officer

Innovation Coordinator

Athletic Director

(606) 593-6363



Prime Time Games

1 message

Creech, Robert Scott <robert.creech@wolfe.kyschools.us>
To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Wed, Mar 2, 2016 at 2:11 PM

Mr. Bilberry,

Wolfe County High School is requesting a weather-related waiver in relation to Prime-Date Girls Basketball Games for School Year 2015-2016.

As of 1-8-16, WCHS, under method #1 had 42.9% of our games on Prime Dates. After that date, we lost 2 home prime-time dates due to inclement weather.

Those two games were:

- 1. January 22, 2016 vs Riverside
- 2. February 12, 2016 vs. Elliott County

We were not able to reschedule these games with these 2 schools on Prime Dates.

Because of these circumstances beyond our control, we are requesting a waiver.

Thank you,

Robert Creech

AD

Wolfe County Schools



Perry Central Weather related Title IX prime time game waiver

1 message

Browning, Eddie (Perry County Athletic Directorl)

Wed, Mar 2, 2016 at 11:39

<eddie.browning@perry.kyschools.us>

To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

AM

Cc: "Napier, Randy" <randy.napier@perry.kyschools.us>, "Jett, Jonathan (Superintendent)" <jonathan.jett@perry.kyschools.us>

Mr. Bilberry.

I am writing to apply for a waiver of the Title IX prime time game dates policy for the school year 2015-2016 for Perry County Central High School. Our girls basketball original season schedule shows that we were compliant with both method 1 and method 2. In Method 1 we were compliant with a 45.5 % mark and with Method 2 we were compliant with a 47.4 % rating. These two percentages have been confirmed by Mr. Gary Lawson. During the season we had 4 different prime time games that were either postponed, date moved or cancelled due to weather. All possibilities were attempted to reschedule on prime time dates. Following is each affected game and the outcome of attempts to reschedule:

January 16th, 2016 -Letcher Central which was rescheduled on a non-prime time date of January 27th due to conflicts of each team

January 22nd, 2016 - Leslie County-was not able to reschedule this game due to no common date for each school.

February 13th, 2016 - Bell County-was not able to reschedule this game due to no common date for each school.

February 5th, 2016 - Jenkins game was rescheduled for February 4th, 2016 due to a scheduling conflict with Perry Central boys playing Hazard at home on February 5th and neither boys team could play a doubleheader that night because of Junior Varsity schedules and the only date Jenkins could play was February 4th, 2016, which was not prime time.

Please accept this application for waiver as we have adhered to the Title IX regulation in the past and will adhere to all policies in the future. If there are any further actions needed please advise and we will complete all assignments as requested. Thank you for your time and consideration.



Title IX Waiver

1 message

Patton, Charles charles.patton@ohio.kyschools.us
To: "Bilberry, Darren" charles.patton@ohio.kyschools.us

Tue, Mar 1, 2016 at 1:14 PM

Per my conversation with Mr. Gary Lawson, 3/1/16 9:56am, I resubmitting my letter of request for a waiver of the Prime Time requirement for Ohio County High School basketball. In addition to the dates in the attached letter, we had 2 additional girls games cancelled due to weather. The coach and I both worked with the staff of the opposing schools to secure a suitable date for prime time games, but due to other activities scheduled at both schools, a suitable date was not available.

We respectfully request a waiver of the Prime Time requirement for the 2015-2016 basketball schedule.

Charles W. Patton, CAA

Athletic Director

KHSADA Board Representative

NIAAA State Liaison

charles.patton@ohio.kyschools.us



Ohio County High School

1400 South Main

Hartford, KY 42347

270-274-3366 ext 187

270-256-1390 (cell)



Title IX Girls Basketball - Woodford County

1 message

Lucas, Jay <jay.lucas@woodford.kyschools.us>
To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>
Co: "glawson@khsaa.org" <glawson@khsaa.org>

Tue, Mar 1, 2016 at 11:01 AM

Mr. Bilberry,

Woodford County is requesting a weather related waiver for our prime time girls basketball games in the 2015-2016 basketball season. The 2015-2016 original schedule is attached to this e-mail. We were compliant with 5/12 prime time home games and 12/30 prime time overall games before the season began. On Jan 22 (Madison Southern – home) and Jan 23 (Model –away) we were cancelled because of inclement weather and I chose to try and make these games up in February. Both schools in each case had no available prime time dates left so we scheduled them for Feb 15 and Feb 16. The Feb 15 game with Model was cancelled again and not made up. We played the Feb 16 contest with Madison Southern which put us at 4/12 prime time home games for 2015-2016.

Mr. Lawson called me and informed me to ask for a weather related waiver via email and that is what we are doing. We have always been compliant every year with our prime time scheduling and hop that you will grant us the waiver. Thanks for your consideration this matter.

Coach Jay Lucas WCHS Athletic Director WCHS Girls Basketball Coach Office 859-879-4630 ext 3224 Cell 859-321-1647





Prime time dates/Waiver

1 message

Sosby, Tony (Bourbon County) <tony.sosby@bourbon.kyschools.us> To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Tue, Mar 1, 2016 at 11:00 AM

I spoke with Mr. Gary Lawson yesterday concerning prime time dates for Girls Basketball. He informed me that Bourbon County did not meet the requirement to satisfy the 40% rule. Mr. Lawson stated that I needed to reply to you with an email with our explanation.

- 1. Bourbon County had 6/13 (46%) home dates as prime prior to beginning of the 2015-16 season.
- 2. Because of inclement weather on Jan 22 we had to cancel our B/G DH with Montgomery County (district opponent).
- 3.Due to other events that were scheduled at Bourbon County on the following Friday & Saturday nights. We were not able to reschedule either team (boys/girls) on a prime night. Actually, we did not play a girl/boy DH with Montgomery.
- 4. Bourbon County is requesting a waiver on not meeting the 40% criteria due to inclement weather.



Waiver - Weather related prime dates issues

1 message

Dixon, John <john.dixon@fayette.kyschools.us> To: "dbilberry@khsaa.org" <dbilberry@khsaa.org> Cc: "glawson@khsaa.org" <glawson@khsaa.org>

Tue, Mar 1, 2016 at 10:33 AM

Mr. Bilberry,

I am requesting a prime date waiver for Tates Creek Women's Basketball due to weather related issues for the 2015-2016 season. I have confirmed with Mr. Lawson that we were in compliance with the KHSAA Prime Date requirement at the beginning of the 2015-2016 women's basketball season. Due to inclement weather and FCPS snow day policy, we lost two prime date games on January 22nd and January 23rd that compromised our compliance. Due to the lateness of the season, we were not able to reschedule these games on prime dates. Please consider this issue as we request a waiver for these unforeseen issues with inclement weather. Thank you.

John J. Dixon
Tates Creek High School
Athletic Director
(859) 381-3620 ext. 1206
(859)381-3649

TCHS aims to provide active student engagement and foster meaningful relationships through rigorous and relevant instruction centered in intercultural understanding and respect.

To this end, TCHS utilizes student achievement data to drive our practices and develop challenging programs of education and assessment.

These programs encourage students to become active, compassionate and lifelong learners who maintain an open, empathetic mindset towards others.

West Jessamine High School

2101 Wilmore Road Nicholasville, KY 40356 Phone: (859) 887-2421

Fax (859) 887-8854



College & Career-Ready

Missie Heady, Director of Guidance Autumn McMillen Guidance Counselor Emily Earlywine, Guidance Counselor Allison Hardin, School Psychologist

Marci Smith, Assistant Principal/CRA Matt Albertson, Assistant Principal Andy McConnell, Assistant Principal

February 29, 2016

Darren Bilberry, Assistant Commissioner Kentucky High School Athletic Association 2280 Executive Drive Lexington, KY 40505

Commissioner Bilberry;

West Jessamine High School is requesting a waiver of the Prime Time Girls' Basketball dates for the 2015-2016 Basketball Season. We were in compliance at the beginning of the Girls' Basketball Preseason with a 53.8% (14-26) Prime Time Dates. We lost four (4) prime time games due to weather conditions that could not be rescheduled during prime time or lost the games altogether.

We have attached relevant communications regarding the cancellations for your records.

We have been in compliance every season prior to this season and are requesting this waiver for the 2015-2016 Girls' Basketball because of unforeseen weather related circumstances.

Thanking you in advance,

Dean Geary,

Assistant Athletic Director/Title IX Coordinator

West Jessamine High School

cc. Scott Wells, Principal, WJHS

Mark Miracle, AD, WJHS

Jason Seamands, Head Girls' Basketball Coach, WJHS

Commissioner Tackett:

Lafayette is requesting a waiver of the Prime Time scheduling mandate for girls basketball for the 2015-2016. Our original schedule as reflected on KHSAA website was incomplete, but was completed to include our Christmas tournaments on December 16. Gary Lawson confirmed that the schedule was compliant once it was entered completely into KHSAA scoreboard.

Due to weather related cancellations, games against Tates Creek and Henry Clay were postponed and an acceptable makeup date that met prime time scheduling rules was not available.

Historically we have been compliant in the mandate as our girls team plays 40% of their schedule on the prime time days both home and on the road. Please consider this request for a waiver.

Email correspondence with Gary Lawson that provides evidence we were previously in compliance is attached as well.

Thanks,

Michael Kinney Athletic Director

Lafayette High School

Wylneed Farmer



Request for Waiver of Prime-Date Girls Basketball Requirement

1 message

Zuberer, **David P** <david.zuberer@jefferson.kyschools.us> To: "Bilberry, Darren" <dbilberry@khsaa.org>

Mon, Feb 29, 2016 at 1:37 PM

Darren,

I spoke earlier with Garry Lawson about Manual failing to meet the Prime-Date requirement for Girls' Basketball this season. We are asking for a weather-related waiver because we were unable to play in a scheduled game on January 23, 2016 in the Raatz Fence Classic at Mercy High School. If we would have played that game, 10 of our 24 games (42%) would have been played on a prime date and allowed us to meet the requirement. We also have historically been in compliance with compliance with this requirement.

Please let me know if you need additional information. Thank you in advance for your consideration.

David Zuberer, CAA

Athletic Director
duPont Manual High School
120 West Lee Street
Louisville, KY 40208

Athletics Office (502) 485-8489

School Office (502) 485-8241

School Fax (502) 485-8035

Email - David.Zuberer@jefferson.kyschools.us

Website - www.dupontmanual.com

Twitter - @ManualAthletics

Mr. Bilberry:

I am requesting a weather related waiver for prime date girls' basketball game for school year 2015-2016.

As of 12-4-15 Shelby Co. High School was in compliance with method 1 for Prime Date Games.

5-12 = 41.7%. This was confirmed on 12-4-15 by Gary Lawson KHSAA office.

The Spencer Co. district game on 1-22 was postponed due to increment weather and could not be rescheduled on a prime date thus putting us out of compliance.

Because of these circumstances beyond our control we feel we deserve the waiver. Shelby County High School has always inhered to this mandate in the past and will continue to in the future.

Thanks for your consideration in this Mr. Bilberry.



Waiver for Prime Time Dates

1 message

Bennett, Kyle <kyle.bennett@wv.kyschools.us>
To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Mon, Feb 29, 2016 at 10:41 AM

Mr. Bilberry,

Walton-Verona is requesting a waiver for Girls Basketball for 2015-2016 for prime time dates.

We were compliant in the preseason for both methods (1 and 2) confirmed by Mr. Lawson.

During the course of the year we lost 2 games due to weather and 1 game due to the All "A" State Tournament.

None of these games could be replayed on prime time dates due to the timing of the cancellations.

For reasons beyond are control we feel we should be given a waiver for this season, we have never had an issue with this in the past (per Gary Lawson).

Kyle Bennett, CAA

Director of Athletics

Walton-Verona School District



Waiver of Prime Date Games due to weather

1 message

Johnson, Troy S <troy.johnson@jefferson.kyschools.us> To: "Bilberry, Darren" <dbilberry@khsaa.org>

Mon, Feb 29, 2016 at 9:51 AM

Weather related waiver for Prime Date games for school year 2015 – 2016.

Preseason Method 1

35%

Preseason Method 2

14/27 51.9 %

On Friday January 22, 2016 all games in Jefferson County were called off due to winter weather, due to this game being a prime date game it put us under the threshold. We attempted to reschedule this game on a prime date but with no luck. It was homecoming so we tried extremely hard to put it on a Saturday, and JCPS will not allow us to play on Sunday.

Thank you.

Troy S. Johnson

Fern Creek Traditional High School

Athletic Director

502-485-8436 / 502-485-8251

www.ferncreekhigh.com







Request Waiver - Weather Related Prime Time Date

1 message

Oldham, Nancy <nancy.oldham@hopkins.kyschools.us> Fri, Feb 26, 2016 at 4:03 PM To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>, "Webb, Todd" <todd.webb@hopkins.kyschools.us> Cc: "Snodgrass, Rick" <rick.snodgrass@hopkins.kyschools.us>, "Akin, Kent" <kent.akin@hopkins.kyschools.us>

Mr. Bilberry,

Hopkins County Central High School is requesting a weather related waiver for prime time games of our girls basketball program during the 2015-16 season. Our original schedule showed 40% of our home games were on a prime time date confirmed by Gary Lawson @ KHSAA. (Jan. 9, Jan. 15, Jan. 16 and Jan. 22) However, at the end of the season our schedule only showed 30%. Our percentage changed due to the cancelation of the Jan. 22 game due to inclement weather. This date had to be rescheduled on a Monday night due to no other possible Fri/Sat. night that would accommodate both schools.

If you look at our original schedule our team was scheduled to play 4 home and 5 away games (Dec. 5, Dec. 12, Dec. 19, Jan. 29, and Feb. 15) on prime time dates. We did play all of those on prime time dates except the Jan. 22 home game which was canceled due to snow. I hope you will take our situation into consideration and honor our request. If you need further information, please contact me. Thanks!!



Fwd: Requesting a Waiver for Prime Time Girls Basketball

1 message

Bilberry, Darren <dbilberry@khsaa.org>
To: Darren Bilberry <dbilberry@khsaa.org>

Fri, Feb 26, 2016 at 1:02 PM

----- Forwarded message -----

From: Thompson, Steve <steve.thompson@grant.kyschools.us>

Date: Fri, Feb 26, 2016 at 12:47 PM

Subject: Requesting a Waiver for Prime Time Girls Basketball

To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Mr. Bilberry,

Grant County High School is requesting a waiver for prime time dates for girls basketball. At the end of our season, our schedule shows that we played 9/27 games on prime dates (only 33%.) However, two away games that were originally scheduled as prime dates were not played on the dates originally scheduled.

We were to have played at St. Henry on Saturday, January 23. It was postponed due to weather. The only date that worked for both teams to reschedule was Wednesday, February 17.

Also, we were scheduled to play at Walton-Verona on Friday, January 29. That game had to be postponed at their request due to their participation in the All-A Tournament. The only date coaches could both reschedule this game was on Wednesday, February 3.

If those two games had been played as originally scheduled, then we would have had 11/27 prime dates (40.7%).

Grant County has historically been in compliance with prime dates and we will be in the future. I am directing our girls head coach to schedule a couple of extra prime dates for the following years so that we do not have this situation happen again.

Elizabethtown High School

Home of the Panthers

KHSAA 2280 Executive Drive Lexington, Ky. 40505 Attention: Darren Bilberry

Darren,

With the conclusion of the 2015-2016 regular basketball season, I am corresponding with you to show explanation regarding our Title IX non compliance of 40% of our home games for this season not being played on prime nights.

When our schedule was completed last spring, Elizabethtown High School girl's basketball schedule was in compliance with the Title IX guidelines. On Friday, January 22, 2016, our girls were scheduled to play John Hardin High School. Due to bad weather the game was cancelled, this made our schedule out of compliance with Title IX. Attempts were made to reschedule the game on a prime time night; both schools could not find dates that did not conflict with the other school. Therefore, I am asking for a waiver for the Title IX compliance for the 2015-2016 girls basketball season.

Respectfully,

Glenn Spalding Athletic Director Elizabethtown High School



4000 North U.S. 119 Baxter, KY 40806 606-574-2020

Edna Burkhart

February 25, 2016

Dear Mr. Bilberry,

I am requesting a weather related wavier for girls basketball prime date play for the 2015-16 season here at Harlan County High School. When our schedule was checked in preseason, the Harlan County girls program was in compliance with Method I at 55.6% and Method II at 46.4%.

On the date of Friday, January 22 we had a home game with Bell County, it was cancelled due to snow and could only be rescheduled on Thursday, January 28 because of scheduling conflicts and it was also a district game we were trying to get in.

On the date of Saturday, January 23 we had a game with Mercer County in their Titan Classic, due to snow the game was cancelled and was not able to be rescheduled.

On the date of Friday, February 12 we had a home game with Corbin, it was cancelled due to snow and could not be rescheduled due to other schedule obligations and being so late in the season.

For these reasons we are requesting a weather related wavier and intend to be in compliance with this mandate in the future. We appreciate your time and consideration in this matter.

Thank you,

Mark B Bailey Harlan County High School Athletic Director



Title IX waiver

1 message

Miller, Marlon K <marlon.miller@jefferson.kyschools.us> To: "Bilberry, Darren" <dbilberry@khsaa.org>

Thu, Feb 25, 2016 at 10:09 AM

I am requesting a waiver for compliance for prime dates for girls basketball for 2015-16. My preseason schedule did not meet the standard required for prime date play and was contacted by Gary Lawson on December 4, 2015. After being contacted I made the following changes and added three prime date games on December 18 and 19. I received an email from Mr. Lawson on December 11, 2015 stating we were in compliance by method with 9/20 for 45%. However, games added in Bullitt East tournament and added game with Floyd Central and a snow out game with Fairdale changed our percentage to 9/25. Because of the failure to put the Bullitt East tournament on the schedule we are now short and I am requesting a waiver.

Thanks



waiver

1 message

Hancock, Jerry <jerry.hancock@muhlenberg.kyschools.us>
To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Wed, Feb 24, 2016 at 2:38 PM

Mr. Bilberry,

I spoke With Mr. Lawson yesterday and he said I needed to ask for a waiver on games. Our preseason games we were at 5/11 (45%) and 13/30 (43.3), we lost some games due to weather and could not make them up because of more bad weather and teams needing to get in their district. We lost 1 home and 2 away games. So, with that said we need a waiver due to weather. Please.

Thanks,

Jerry Hancock

Athletic Director/Assistant Principal

Muhlenberg County Schools

270-543-7032 cell

270-338-0040 school



Prime Time waiver

1 message

McNabb, Arlen <arlen.mcnabb@bath.kyschools.us>

Wed, Feb 24, 2016 at 9:51 AM

To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Cc: "Caudill, Teresa" <teresa.caudill@bath.kyschools.us>, "Prater, Paul - BCHS Principal"

<paul.prater@bath.kyschools.us>

Mr. Bilberry,

Bath County High School would like to request a waiver for non-compliance with the KHSAA policy concerning prime-time scheduling for Girls basketball. We ask for the waiver on the basis of inclement weather forcing two cancellations of prime time games.

On the original schedule submitted to KHSAA in November, Bath County was scheduled to play eleven (11) of its twenty-six (26) games on a Friday or Saturday, thereby meeting the 40% provision. A review of the final schedule will indicate that Bath County played nine (9) of its twenty-five (25) scheduled games in "prime-time". The percentage of games played in prime-time for the 2015-16 season would be 36%, falling one game short (10/25) of the mandated 40%. Inclement weather prevented the BCHS LadyCats from playing on the following prime time dates:

- 1. Friday, January 22nd- To avoid losing a game because of weather, the game at Fairview, at the request of Lauren Ellis, AD, and Fairview coach Rex Cooksey, was moved to Thursday, January 21st.
- 2. Saturday, January 23rd- Scheduled to play Boyle County in the Mercer County Showcase, organizers cancelled the event and did not reschedule.

Even before losing the two slots, I had tried to schedule two more games on our open dates of Saturday, January 30th and Friday, Feb. 19th. After looking at the schedules of schools in close proximity, emails were sent on January 5th to Powell and Robertson to inquire about the possibility of playing on Saturday, January 30th and/or Friday, Feb. 19th. Rodney Massey, AD at Robertson, did respond and say that their Bluegrass Conference was being played on January 30th, and they would not be able to play. After hearing from Paul Ricker that Menifee County had to drop out of the Jackson City Showcase (scheduled for January 29th and 30th), I contacted the organizers of that event on January 7th to try to replace Menifee. After hearing nothing from them, I called and was told that Model was playing. Our boys were scheduled to play Jackson City on Friday, the 29th, so I inquired about the possibility of playing a G/B double-header. Unfortunately, Jackson City played Morgan County in a GBK contest on that date.

With snow forcing the cancellation of another game on Feb. 15th, the Bath County/East Carter game was moved to Friday, February 19th. That move allowed us to play our ninth

prime-time game.

As you can see, effort was made on our part to maintain the compliance established in our original schedule. However, due to the one bad storm that forced the cancellation of one game and the rescheduling of another, we fell into the ranks of the non-compliant. Rest assured that prime time dates scheduling for GBK games are, and will continue to be, of utmost concern for BCHS.

Sincerely,

Arlen R. McNabb BCHS Graduate Success Academy Bath County Athletic Director



Bryan Station Girls Basketball Prime date waiver request

1 message

Harrington, Ryan <ryan.harrington@fayette.kyschools.us>

Tue, Feb 23, 2016 at 2:43 PM

To: "dbilberry@khsaa.org" <dbilberry@khsaa.org>

Cc: "glawson@khsaa.org" <glawson@khsaa.org>, "McMillin, James" <james.mcmillin2@fayette.kyschools.us>

Mr. Bilberry-

I am writing to you today to request a waiver of the girls basketball prime date requirement. Bryan Station is aware of the requirement that either 40% of home games or 40% of total games for girls basketball be on Friday, Saturday, or Sunday. At the beginning of the year we were not in compliance, and Mr. Gary Lawson from your office spoke with me about that. We added a game that was played on January 30th against North Hardin at our place. That put us in compliance with 4 of 10 scheduled home games on Friday or Saturday. Unfortunately we had to cancel a game on January 23rd against Dunbar due to the district's request to cancel activities due to snow. Unfortunately when looking to reschedule, we could not work it out to play on a Friday or a Saturday, so it was rescheduled for a Monday, which put us at 30%. Please see the below correspondence between myself and Mr. Lawson to confirm our discussions and preseason scheduling to make us in compliance. Please also let me know if there is anything else we need to do to be waived of the prime date requirement this year. Thank you.

From: Lawson, Gary [mailto:glawson@khsaa.org]
Sent: Wednesday, December 16, 2015 2:35 PM

To: Harrington, Ryan Subject: Re: FW: Game

Checked schedule on 12/16/15. Method #1 now at 4/10=40%.O.K. Thanks,

GWL

On Wed, Dec 16, 2015 at 1:17 PM, Harrington, Ryan <ryan.harrington@fayette.kyschools.us> wrote:

See the below correspondence from my coach and the coach of North Hardin. The game is in the online schedule, and should put us at 10 home games, 4 of which are on Friday or Saturday. Let me know if you need anything else. Thanks.

Ryan Harrington

Ryan Harrington

Math Teacher/Athletic Director

Bryan Station High School (859)381-3308 ext.2218

Believe and Achieve

Strive and Excel

Have Honor and Integrity

Serve and Contribute

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OHIO COUNTY HIGH SCHOOL

1400 SOUTH MAIN
HARTFORD, KENTUCKY 42347
TELEPHONE 270-274-3366
FAX 270-274-9482

Greg Decker, Principal Angela Alexander, Asst. Principal Robby Asberry, Asst. Principal



TO: Darren Bilberry

FROM: Charles W. Patton, CAA

DATE: January 29, 2016

RE: Title IX Prime Time

Ohio County High School continually strives to comply with all aspects of Title IX policies, especially the 40% prime time games for girl's basketball. At the start of the 2015-2016 season, the Lady Eagles schedule was 30 total games, 12 Friday and Saturday games, giving 40% Prime Time schedule. Weather, cancellation and reschedule have played havoc with the schedule, which has affected our prime time game count.

Lady Eagles were scheduled to play on 1/11/16, but was cancelled due to the weather. Several dates were suggested but we were unable to agree on a reschedule date. This should have helped our percentage and would have, but more weather cancellations and injuries occured during the last weeks of January.

Our district match up with Muhlenberg County was scheduled for Friday, January 22nd but was cancelled due to severe weather. Our district games are boy/girl double headers. The only date that would fit both schools schedules, boys and girls, was January 28th, a Thursday. Meaning the loss of a prime time game.

Playing on the 28th put the girls playing 3 straight nights, the 28th, 29th and 30th. Ohio County girls are very young this year consisting of 3 seniors, 2 juniors, 2 sophomores and 7 freshmen. We have 8 middle school girls who practice and play when others are out due to injury.

Injuries have plagued the team, requiring the freshmen to become a dominate part of the active team. One senior had ACL/Meniscus surgery the end of November and returned at the beginning of January, and she is still not 100%. One freshman suffered the same injury the end of December and is out for the season. One Junior was suffering severe leg pain and had to have surgery on both legs to correct a previously undiagnosed birth defect. She has returned, but is not 100%. Not to mention all the sprained ankles, concussions, muscle pulls teams suffer on a regular basis.

After consulting with our trainer, the administration determined that such young girls should not be playing 3 straight nights, January 28th, 29th and 30th. The opponent on the 30th agreed to change the date of that game. Between the two schools, there was not a Friday or Saturday date available. The game is set to be played Tuesday February 9th.

Between snow, injury and concern for the safety and well being of our student athletes our girls basketball schedule now does not meet the 40% for Title IX Prime Time. The administration at Ohio County High School respectfully requests a waiver for the 40% Prime Time policy for the girls' basketball team for the 2015-2016 season based on the information given in this correspondence.

Thank you for your time and consideration.



Title 9 questions

1 message

Spalding, Glenn <glenn.spalding@etown.kyschools.us>

Tue, Jan 26, 2016 at 1:48 PM

To: "Bilberry, Darren" < dbilberry@khsaa.org>

Cc: "Smallwood, Steve" <steve.smallwood@etown.kyschools.us>, "Haire, James"

<james.haire@etown.kyschools.us>, "Ballard, Jon" <jon.ballard@etown.kyschools.us>, "Mudd, Tim"

<tim.mudd@etown.kyschools.us>, "Huggins, Nate" <nate.huggins@etown.kyschools.us>

Darren, a concern of being in title nine compliance regarding our basketball schedule. For the 2015-2016 season we have scheduled 4 boy/girl doubleheaders. We have played one(Jan15) and our girls varsity played at 6:00 and our boys varsity played at 7:30. Our plan was to alternate the boys and girls playing times on those four DH nights. Because of the snow last Friday night that DH has now been rescheduled as two separate nights. Our boys will play Hart Co on Feb. 8 and our girls will play John Hardin on Wednesday Feb. 3. With only two DH's left on our schedule do the girls need to play the second game in each of those dates in order to be in compliance with Title 9? Our next DH is Friday, Feb 5 vs Fort Knox, the last is Tuesday, Feb. 16.

On another note, our girls game last Friday night (Jan 22)was cancelled due to snow. We have rescheduled for Wed. Feb 3 as this was the date both schools had open in their schedules that would work. Please advise me on what suggestions you have for EHS to remain in compliance with KHSAA and Title 9.

Glenn Spalding

Athletic Director

Elizabethtown High School

Home of the Panthers

502-331-1695 Cell

270-769-3381 School



Title 1X

1 message

Howard Brownstein howardabrownstein@gmail.com
To: dbilberry@khsaa.org

Tue, Nov 3, 2015 at 3:37 PM

Darren,

As you requested in our recent phone conversation, I am sending you a request for a waiver for our girls basketball program and Title 1X. I am asking for this for the following reasons: 1. We did not have a girls team last year, due to numbers, and we were not sure about this year. As a result, teams did not want to schedule us during prime time. 2. Our league, the NKAC, schedules games for Monday, Tuesday and Thursday and rarely on Friday. Since we are limiting the girls schedule, to keep the interest up, this made it almost impossible to schedule games during what Kentucky considers prime time. 3. With limited numbers at Silver Grove, we do not field reserve teams. As a result, and with a limited budget, we scheduled boys and girls varsity double headers for our two teams. For numerous reasons, most schools do not want to schedule Silver Grove on Friday and Saturdays, as we don't bring a crowd, due to our numbers. If our girls program can make it through the year, we will work hard at trying to schedule next years games during prime time. (Of course since we schedule the boys and girls together, this will result in more prime time games for the boys team as well.) I will be requesting our league to schedule more league games on Friday nights, and this should help us meet the expectations. Please let me know if you have any questions or concerns. Thanks for your time.

Sincerely,

Howard Brownstein Silver Grove A.D./Head Boys Basketball Coach