



Oregon School Activities Association

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September 29, 2015

Dr. Daniel Smith
Principal
North Medford H S
1900 N Keeneway Dr
Medford, OR 97504

Subject: Dillon Ulrey

Status: Not Eligible

Dear Daniel:

I have thoroughly reviewed the Eligibility Request Form that has been submitted seeking a waiver of OSAA Rule 8.2 (Fifth Year). From the documentation that you have submitted I have concluded the following:

Findings of Fact:

1. Dillon first entered the 9th grade in September 2011 at Crater High School. His four consecutive years of eligibility expired at the conclusion of the 2014-15 school year.
2. Dillon has not graduated from high school. He has accumulated 19 credits thus far and still needs 5 required credits to graduate.
3. Dillon had the opportunity to be enrolled in school during each of his 8 consecutive semesters in high school. He was not enrolled in school during the first semester of his junior year (September 2013-April 2014) when he and his girlfriend were having a baby.

Conclusions:

OSAA Rule 8.2.4 lists specific criteria that must be considered when evaluating a request for a Fifth Year of eligibility. From the information submitted I conclude the following regarding these criteria:

1. The student has not graduated from high school. Dillon meets this criteria as he still needs 5 credits to receive his high school diploma.

2. The student must meet one of the following criteria:

a. The Student's Individualized Education Program (IEP) Team has determined that the student has a "disability" as determined under the Individuals with Disabilities Education Act (IDEA), and that the student was meeting the requirements of the student's IEP, yet was unable to graduate from high school within eight semesters after entering the 9th grade primarily because of the disability. There is nothing in the documentation submitted to indicate that Dillon has a disability as defined under IDEA. Therefore, he does not meet this criteria.

b. Due to circumstances beyond the control of each of the student and the student's parent(s), there has been both a significant absence from school (not less than one semester) and an inability to obtain academic credit during that period of absence. Dillon had the opportunity to be enrolled in high school for 4 consecutive years and has had the opportunity to gain academic credit in each of those years.

There are no "circumstances beyond the control of each of the student and the student's parent(s)" that caused his absence from school that prevented him from graduating in four consecutive years. The gap

in attendance during his junior year was clearly due to circumstances under his control. Therefore, Dillon does not meet this criteria.

Since the student does not meet either of the requirements above, I conclude that the student does not meet the criteria for a fifth year of eligibility as outlined in Rule 8.2.4 and is NOT ELIGIBLE to participate in OSAA activities during the 2015-16 school year.

According to OSAA rules, "A decision of the Executive Director may be appealed to the Executive Board." If you would like to schedule an appeal, please forward a written request to the OSAA office. As per OSAA Executive Board Policy "Eligibility Appeal Filing Fee", there is a non-refundable \$100.00 filing fee to defray the costs of the appeal.

Sincerely,

A handwritten signature in black ink that reads "Tom Welter". The signature is fluid and cursive, with "Tom" on the top line and "Welter" on the bottom line.

Tom Welter
Executive Director

TW/ar

cc: Tim Sam, Athletic Director