

MUSICAL DOG SPORT ASSOCIATION

CONSTITUTION AND BY-LAWS

SECTION 1. NAME

The name of the Club shall be the Musical Dog Sport Association (MDSA)

Section 2. OBJECTIVES

A. To maintain an association of people interested in furthering the advancement of the sport of Canine Freestyle, a dog sport in which training, teamwork, music, and movement combine to create an artistic, choreographed performance highlighting the canine partner in a manner that celebrates the unique qualities of each individual dog. It is built upon the foundation of a positive working relationship between a dog and handler team.

B. To promote the sport of canine freestyle and to share the joy of the canine/human bond achieved through positive training, enhanced by the artistry of music and choreography.

C. To encourage interest in the sport of Canine Freestyle through educational programs, demonstrations and competitions.

D. To promote cooperation and good sportsmanship among its members in the training and exhibition of dogs.

SECTION 3.

MDSA shall not be conducted or operated for profit and no part of profits or remainder of residue from dues or donations to MDSA shall inure to the benefit of any member or individual.

SECTION 4.

The members of MDSA shall adopt and may from time to time revise such by-laws as may be required to carry out these objectives.

ARTICLE I: MEMBERSHIP

SECTION 1. ELIGIBILITY

Membership is open to all persons who subscribe to the purpose of the Musical Dog Sport Association. However, individuals who are not in good standing with the American Kennel Club (or any equivalent registry such as the UKC, AMBOR, the CKC, etc) are not eligible to become members of MDSA. Membership is to be unrestricted as to residence..

(a) **VOTING MEMBER:** Any adult, 16 years of age or older. This person shall be entitled to full voting privileges while in good standing as a member.

(b) **JUNIOR MEMBER:** Any person under sixteen years of age, A junior Member has no voting privileges and may not hold office.

SECTION 2. DUES

Section 2. Dues. Membership dues shall determined by the board, payable on a per year basis, on or before the 1st day of October of each year. No member may vote whose dues are not paid for the current year. During the month of August the Treasurer shall send to each member a statement of dues for the ensuing year. Any member whose dues are not paid by December 1 shall automatically be dropped from the roster, unless other action is taken by the Board of Directors. Applications approved on or after April 1 of the current year shall be accompanied by one-half (1/2) of the regular dues. Membership applications presented after the July 1 must be accompanied by full dues for the coming year. Members whose dues are not paid for the current year may not vote.

Section 3. Election to Membership. Each applicant for membership shall apply on a form as approved by the board of directors and which shall provide that the applicant agrees to abide by the constitution and bylaws and the rules of The Musical Dog Sport Association. The application shall state the name, address, and occupation of the applicant. All applications are to be filed with the Secretary

Section 4. Termination of Membership. Memberships may be terminated:

(a) by resignation. Any member in good standing may resign from the club upon written notice to the Secretary, but no member may resign when in debt to the club. Obligations other than dues are considered a debt to the club and must be paid in full prior to resignation.

ARTICLE II: MEETINGS AND VOTING

Section 1. General Membership Meetings. General Membership meetings shall occur at a time and place to be determined by the Board. Whenever possible, General Membership Meetings shall be held in conjunction with MDSA national events at such hour and place as designated by the board of directors. Written notice of each such meeting shall be mailed by the Secretary at least 10 days prior to the date of the meeting. The quorum for such meetings shall be 20 percent of the members in good standing.

Section 2. Special Meetings. Special club meetings may be called by the President, or by a majority vote of the members of the board who are present and voting at any regular or special meeting of the board; and shall be called by the Secretary upon receipt of a petition signed by five members of the club who are in good standing. Such special meetings shall be held in such place, manner, date and hour as may be designated by the person or persons authorized herein to call such meetings. Written notice of such a meeting shall be mailed by the Secretary at least five days and not more than 15 days prior to the date of the meeting, and said

notice shall state the purpose of the meeting, and no other club business may be transacted thereat. The quorum for such a meeting shall be 20 percent of the members in good standing.

Section 3. Board Meetings. Meetings of the board of directors shall be held at a minimum, quarterly, at such hour, place and manner as may be designated by the board. Written notice of each such meeting shall be mailed by the Secretary at least five days prior to the date of the meeting. The business of the Board may be conducted in person, by mail, by email, by phone or by other means as determined by the Board. The quorum for such a meeting shall be a majority of the board.

Section 4. Special Board Meetings. Special meetings of the board may be called by the President; and shall be called by the Secretary upon receipt of a written request signed by at least three members of the board. Such special meetings shall be held at such place, date, and hour as may be designated by the person authorized herein to call such meeting. Written notice of such meeting shall be mailed by the Secretary at least five days and not more than 10 days prior to the date of the meeting. Any such notice shall state the purpose of the meeting and no other business shall be transacted thereat. The business of the Board may be conducted in person, by mail, by email, by phone or by other means as determined by the Board. The quorum for such a meeting shall be a majority of the board.

Section 5. Voting. Each member in good standing whose dues are paid for the current year shall be entitled to one vote at any meeting of the club at which he is present. Proxy voting will not be permitted at any club meeting or election.

Mail ballots shall be used for the election of officers and the Board of Directors, for changes to the Constitution and By-Laws, and for any other issues deemed appropriate by the Board of Directors. Ballots shall be counted at such time and place as designated by the Board. Tellers shall be appointed by the Board and may not be members of the current Board or candidates on the ballot. Members may attend and observe the counting of ballots. The results of all balloting will be provided to the Recording Secretary in writing, results shall be published to the membership.

ARTICLE III: DIRECTORS AND OFFICERS

Section 1. Board of Directors. The board shall be composed of the officers and 4 other persons, all of whom shall be members in good standing and all of whom shall be elected for two year terms as provided in Article V and shall serve until their successors are elected. General management of the club's affairs shall be entrusted to the board of directors.

The initial officers and board members shall serve for three years. At the end of this three year term MDSA will hold its first election at which time all officers and two directors will be elected to two year

terms. The other two directors will be voted on to serve a one year term. Thereafter, directors at large will serve terms of two years, with two directors being voted on each at election.

Section 2. Officers. The club's officers, consisting of the President, Vice President, Secretary and Treasurer, shall serve in their respective capacities both with regard to the club and its meetings and the board and its meetings.

(a) The President shall preside at all meetings of the club and of the board, and shall have the duties and powers normally appurtenant to the office of President in addition to those particularly specified in these bylaws.

(b) The Vice President shall have the duties and exercise the powers of the President in case of the President's death, absence or incapacity.

(c) The Secretary shall keep a record of all meetings of the club and of the board and of all matters of which a record shall be ordered by the club; have charge of the correspondence, notify members of meetings, notify new members of their election to membership, notify officers and directors of their election to office, keep a roll of the members of the club with their addresses, and carry out such other duties as are prescribed in these bylaws.

(d) The Treasurer shall collect and receive all moneys due or belonging to the club. Moneys shall be deposited in a bank designated by the board, in the name of the club. The books shall at all times be open to inspection by the board and a report shall be given at every meeting on the condition of the club's finances and every item of receipt or payment not before reported; and at the annual meeting an accounting shall be rendered of all moneys received and expended during the previous fiscal year. The Treasurer shall be bonded in such amount as the board of directors shall determine.

ARTICLE IV: THE CLUB YEAR, ANNUAL MEETING, ELECTIONS

Section 1. Club Year. The club's fiscal year shall begin on the first day of January and end on the last day of December.

The club's official year shall begin immediately at the conclusion of the election at the annual meeting and shall continue through the election at the next annual meeting.

Section 2. Election of officers shall be held in the month of November, at which officers and directors for the ensuing year shall be elected by secret ballot from

among those nominated in accordance with Section 4 of this Article. They shall take office immediately upon the conclusion of the election and each retiring officer shall turn over to the successor in office all properties and records relating to that office within 30 days after the election.

Section 3. Elections. The nominated candidate receiving the greatest number of votes for each office shall be declared elected. The nominated candidates for other positions on the board who receive the greatest number of votes for such positions shall be declared elected.

Section 4. Nominations. No person may be a candidate in a MDSA election who has not been nominated. During the month of June, the board shall select a Nominating Committee consisting of three members and two alternates, not more than one of whom may be a member of the board. The Secretary shall immediately notify the committeemen and alternates of their selection. The board shall name a chairman for the committee and it shall be such person's duty to call a committee meeting.

(a) The committee shall nominate one candidate for each office and positions on the board and, after securing the consent of each person so nominated, shall immediately report their nominations to the Secretary in writing by August 1.

(b) During the month of August, upon receipt of the Nominating Committee's report, the Secretary shall notify each member in writing of the candidates so nominated. Persons so nominated shall notify in writing their acceptance or declination in writing to the Secretary within 10 days of the date of the Secretary's notification.

(c) Additional nominations may be made in writing to the Secretary signed by any five members in good standing, provided that the person so nominated presents to the Secretary a written statement signifying willingness to be a candidate at the time of nomination. No person may be a candidate for more than one position. Such additional nominations must be received by the Secretary on or before October 1.

(d) Nominations cannot be made any manner other than as provided in this Section.

ARTICLE V : COMMITTEES

Section 1. The board may each year appoint standing committees to advance the work of the club in such matters as shows, demonstrations, annual prizes, membership, and other fields which may well be served by committees. Such committees shall always be subject to the final authority of the board. Special committees may also be appointed by the board to aid it on particular projects.

Section 2. Any committee appointment may be terminated by a majority vote of the full membership of the board upon written notice to the appointee; and the

board may appoint successors to those persons whose services have been terminated.

ARTICLE VI: DISCIPLINE

Section 1. American Kennel Club (or equivalent) Suspension. Any member who is suspended from the privileges of The American Kennel Club automatically shall be suspended from the privileges of this club for a like period. This type of suspension will also apply to any member suspended by any comparable kennel club, foreign or domestic.

Section 2. Charges. Any member may prefer charges against a member for alleged misconduct prejudicial to the best interests of the club. Written charges with specifications must be filed in duplicate with the Secretary together with a deposit of \$15.00, which shall be forfeited if such charges are not sustained by the board following a hearing. The Secretary shall promptly send a copy of the charges to each member of the board or present them at a board meeting, and the board shall first consider whether the actions alleged in the charges, if proven, might constitute conduct prejudicial to the best interests of the club. If the board considers that the charges do not allege conduct which would be prejudicial to the best interests of the club, it may refuse to entertain jurisdiction. If the board entertains jurisdiction of the charges, it shall fix a date for a hearing by the board not less than three weeks nor more than six weeks thereafter. The Secretary shall promptly send one copy of the charges to the accused member by registered mail together with a notice of the hearing and an assurance that the defendant may personally appear in his own defense and bring witnesses if he wishes.

Section 3. Board Hearing. The board shall have complete authority to decide whether counsel may attend the hearing, but both complainant and defendant shall be treated uniformly in that regard. Should the charges be sustained after hearing all the evidence and testimony presented by complainant and defendant, the board may by a majority vote of those present reprimand or suspend the defendant from all privileges of the club for not more than six months from the date of the hearing. And, if it deems that punishment insufficient, it may also recommend to the membership that the penalty be expulsion. In such case, the suspension shall not restrict the defendant's right to appear before his fellow members at the ensuing club meeting which considers the board's recommendation. Immediately after the board has reached a decision, its finding shall be put in written form and filed with the Secretary. The Secretary, in turn, shall notify each of the parties of the board's decision and penalty, if any.

Section 4. Expulsion. Expulsion of a member from the MDSA may be accomplished only at a meeting of the club following a board hearing and upon the board's recommendation as provided in Section 3 of this Article. Such proceedings may occur at a regular or special meeting of the club to be held within 60 days but not

earlier than 30 days after the date of the board's recommendation of expulsion. The defendant shall have the privilege of appearing in his own behalf, though no evidence shall be taken at this meeting. The President shall read the charges and the board's finding and recommendation, and shall invite the defendant, if present, to speak in his own behalf if he wishes. The members shall then vote by secret ballot on the proposed expulsion. A 2/3 vote of those present and voting at the meeting shall be necessary for expulsion. If expulsion is not so voted, the board's suspension shall stand.

ARTICLE VII: AMENDMENTS

Section 1. Amendments to the constitution and bylaws may be proposed by the board of directors or by written petition addressed to the Secretary signed by 20 percent of the membership in good standing. Amendments proposed by such petition shall be promptly considered by the board of directors and must be submitted to the members with recommendations of the board by the Secretary for a vote within three months of the date when the petition was received by the Secretary.

Section 2. The constitution and bylaws may be amended by a secret vote of the members present and voting at any regular or special meeting called for the purpose, provided the proposed amendments have been included in the notice of the meeting and mailed to each member at least two weeks prior to the date of the meeting.

ARTICLE VIII: DISSOLUTION

Section 1. The Musical Dog Sport Association may be dissolved at any time by the written consent of not less than 2/3 of the members. In the event of the dissolution of the club other than for purposes of reorganization whether voluntary or involuntary or by operation of law, none of the property of the club nor any proceeds thereof nor any assets of the club shall be distributed to any members of the club, but after payment of the debts of the club its property and assets shall be given to a charitable organization for the benefit of dogs selected by the board of directors.

ARTICLE IX: ORDER OF BUSINESS

Section 1. At meetings of the club, the order of business, so far as the character and nature of the meeting may permit, shall be as follows:

- Roll Call
- Minutes of last meeting
- Report of President
- Report of Secretary
- Report of Treasurer
- Reports of committees
- Election of officers and board (at annual meeting)
- Election of new members
- Unfinished business
- New business
- Adjournment

Section 2. At meetings of the board, the order of business, unless otherwise directed by majority vote of those present, shall be as follows:

- Reading of minutes of last meeting
- Report of Secretary
- Report of Treasurer
- Reports of committees
- Unfinished business
- New business
- Adjournment

ARTICLE X: PARLIAMENTARY AUTHORITY

Section 1. The rules contained in the current edition of "Robert's Rules of Order, Newly Revised," shall govern the club in all cases to which they are applicable and in which they are not inconsistent with these bylaws and any other special rules of order the club may adopt.