

**The Philip C. Jessup
International Law Moot Court Competition**

**United States
National Supplement
To The
Official Rules
Of The
1995 Competition**

For Use by All Teams Participating in United States Regional Competitions

These rules apply only to United States Teams participating in the 1995 Philip C. Jessup International Law Moot Court Competition. These are to be read in conjunction with the Official Rules of the Jessup Competition, and shall not read as a complete rendering of all Rules at the Regional or International Levels of the Competition.

U.S. NATIONAL SUPPLEMENT TO OFFICIAL RULE 1.0

Organization of the U.S. National Competition

1.1. Associate Director as U.S. National Administrator

The Associate Director of the International Law Students Association shall act as the United States National Administrator (hereinafter National Administrator). See Official Rule 1.1 and 4.1.1. All communications to the National Administrator shall be sent to:

Charlene Denise Oliveira Cabral, U.S. National Administrator
Jessup International Law Moot Court Competition
c/o International Law Students Association
2223 Massachusetts Avenue, NW
Washington, D.C. 20008-2864
Fax: (202) 797-7133 Tel: (202) 939-6030

All correspondence pertaining to the Competition should be clearly marked "Jessup Competition Materials." Fax communications, particularly for general Competition information and Rules Clarifications, are preferred when possible.

1.2 U.S. Regional Competitions

1.2.1 Establishment of Regional Competitions

Pursuant to Official Rule 3.1, the National Administrator shall attempt to establish as many U.S. Regional Competitions as are necessary to maintain annual participation, at a level of 10-14 schools in each Region.

1.2.2 Appointment of Regional Administrators

Upon confirmation of Host School status, the National Administrator shall appoint at each Host School a Regional Administrator for purposes of administering the Regional Competition. The Regional Administrator shall be chosen according to the guidelines established by Official Rule 5.6, and shall possess all powers conferred upon Regional Administrators in the Official Rules, as well as those specifically delegated under the provisions of these Supplemental Rules.

1.2.3 Geographic Location and Regional Assignments

As Regional Host Schools are confirmed, every effort shall be made by the National Administrator to group participating schools on a geographic basis around the host locations. All participating schools must attend the U.S. Regional to which they are assigned.

1.2.4 Exceptions

Exceptions to Regional assignments will be made only in exceptional circumstances, and only at the discretion of the National Administrator. All exceptions must be confirmed in writing. Schools wishing to request exceptions must do so in writing at least twenty-eight (28) days prior to the Regional Competition date for which they are scheduled, and/or twenty-eight (28) days prior to the date of the Regional Competition to which they wish to be moved, whichever period is shorter.

1.3 *Obligation to Host; Conditional Status Preferences and Penalties*

Each participating U.S. school *should* host a Regional Competition at least once during every twelve (12) years of competition participation. Each participating U.S. school *shall* host a Regional Competition once during every eighteen (18) years of competition participation. This rule is retroactive as of September, 1989. Schools which have participated twelve (12) years or more, and which fall below the required hosting rate of 5.56% (one (1) time per eighteen (18) years of participation) shall be placed on notice by 1 December 1994.

1.3.1 *Conditional Status*

U.S. Regional Host Schools shall not be required to take more than fourteen (14) teams per Region. If a shortage of available participation slots occurs, schools which are delinquent in the hosting rate shall be placed on conditional status. Schools on conditional status shall be ranked in order of the worst to the best hosting records. If a shortage of participation slots continues through the completion of scheduling of U.S. Regional Competitions, schools on conditional status shall be removed from the Competition, with a refund of participation fees.

Schools placed on conditional status, but allowed to participate, shall receive the lowest priority in the geographical consideration of Regional Competition arrangement under the provisions of Supplemental Rule 1.2.3.

1.3.2 *Determination of Host Rankings*

Host rankings shall be determined by: 1) hosting rates; 2) number of years of participation in the Competition; and 3) the first year of Competition participation. Schools on conditional status shall be allowed to participate in the Competition only upon a formal contractual agreement to host a Regional Competition during an agreed upon year in the future. Available spaces shall be filled according to inverse ranking of hosting records; priority to scheduling teams for Regional Competitions shall be given to schools with the best hosting records.

1.3.3 *Host Application Procedure*

Applications to Host future Regional Competitions may be submitted, in writing, to the National Administrator at any time.

1.3.4 *Waiver of Fees for Host Schools*

Teams of Host Schools may participate in the Regional Competition occurring at their own school, provided that the provisions of Official Rule 6.5 are strictly enforced. Host Schools that are willing to send their team to another U.S. Regional Competition shall have their participation fee waived.

U.S. NATIONAL SUPPLEMENT TO OFFICIAL RULE 3.0

Participation and Eligibility

3.1 *Registration of U.S. Teams*

All participating U.S. Schools (except those from Puerto Rico) shall submit an official U.S. International Registration Form with the appropriate registration fee by the date noted on the Official U.S. Competition Timetable for the current Competition year, appended to these Supplemental Rules. Registration forms postmarked/mailed after that date will not be accepted.

3.2 *Withdrawal of U.S. Teams from Competition*

3.2.1 *General*

Withdrawal from the Competition after the date noted on the Official U.S. Competition Timeline, which is appended to these National Rules Supplements will result in forfeiture of the registration fee.

3.2.2 *Late Withdrawal*

Failure on the part of a registered school to notify the National Administrator directly, in writing, by certified mail, of intended withdrawal by 2 January, in any Competition year, shall preclude that school from participating in the following year's Competition.

3.2.3 *Failure to Submit Memorials*

Failure of a registered school to submit a memorial within one week of the Official Initial Deadline for submission of memorials, which is noted on the Official U.S. Competition Timeline, which is appended these National Rules Supplements, shall preclude that school from participating in the current year's Competition.

3.2.4 *Exceptions*

Exceptions to the prior National Rules Supplements regarding exclusion from the Competition will be permitted only upon a showing of exceptional circumstances. The National Administrator, in consultation with the Executive Director of ILSA, has full discretion in considering such claims of exceptional circumstances. Appeals of the decision of the National Administrator shall be made in writing to the ILSA Fall Congress, in the November following the contested rules decision. The decision of the National Administrator may be reversed by a two-thirds (2/3) vote of ILSA member societies that are present and voting.

3.3 *Administration of U.S. Local Competitions*

3.3.1 *Administration by the International Law Society - Right of First Refusal*

The International Law Society at each U.S. school, or its ILSA member equivalent, has the right of first refusal to field a Jessup team and to provide local administration at each participating U.S. school. If the International Law Society chooses to field a team, it may proceed with its own selection process in accordance with the provisions of the Official Rules of the Competition.

3.3.2 *Administration by Faculty Advisor*

If the International Law Society chooses not to exercise its option to administer the Jessup team, the Faculty Advisor of the International Law Society shall have the option of establishing a special Jessup class for the purpose, where academic circumstances permit. In instances where such a class is established, the Faculty Advisor, or other professor teaching the class, shall not violate the provisions of Official Rule 3.5 regarding assistance to teams in the administration of the class.

3.3.3 *Administration by Moot Court Boards*

In the event that the ILSA Member International Law Society, Faculty Advisor or other professor do not exercise their option, local administration may be undertaken by the participating school's Moot Court Board, or equivalent body, in cooperation with the International Law Society.

3.3.4 Open Try-Outs

If an ILSA Member International Law Society or its equivalent has not exercised its option to administer the Jessup Team, *all* members of the student body at the participating school must be given an equal opportunity to try-out for the Jessup team. Under no circumstances may Jessup participation be conditioned upon participation in any other Moot Court Program, international or domestic, or be conducted in any manner which would violate the provisions of Official Rule 3.4.

3.3.5 Grounds for Elimination

In situations in which a Jessup Team is administered under the provisions of National Rules Supplement 3.3.2 or 3.3.3, teams which are found to have received improper assistance through participation in a class designed for Jessup Team selection, or which have been selected by Moot Court Boards or other bodies by procedures deemed by the National Administrator to be in violation of Official Rule 3.4 or National Rule Supplement 3.3.4, shall be eliminated from the U.S. Competition. Teams eliminated from the Competition on these grounds will not be entitled to a refund of the registration fee.

3.3.6 Remedy of Selection Process

If the team selection process which led to the elimination of a Jessup Team from the Competition, under the provision of National Rule Supplement 3.3.5, can be remedied prior to the final registration deadline, as noted in Supplemental Rule 3.2.1, the National Administrator may permit the selection of a new team in accordance with the provisions of the Official Rules of the Competition and the U.S. National Rule Supplements. However, the new team may not consist of any members of the previous team, may not receive advice or coaching from members of the previous team, nor may it be given access to any of the work completed by the members of the previous team. Further violations of these Supplemental Rules regarding the team selection process shall result in the final elimination of the school from the Competition for the current Competition year, and may result in withholding acceptance to participate in future Competitions.

U.S. NATIONAL SUPPLEMENT TO OFFICIAL RULE 5.0

Regional Competitions

5.1 Date and Place of U.S. Oral Pleadings

There shall be no U.S. National Competition. U.S. Jessup Teams shall proceed to the International Competition by virtue of winning individual Regional Championships, or by receiving a Wildcard bid under the provision of Supplemental Rule 5.5. There shall be a total of eleven (11) U.S. Regional Competitions under the following regional classifications: 1) Northeast; 2) Atlantic; 3) Mid-Atlantic; 4) Southeast; 5) South-Central; 6) Central; 7) Midwest; 8) North-Central; 9) Northwest; 10) Southwest; and 11) Pacific. All U.S. Regionals shall be held on the dates indicated on the Official Timeline, which is appended to these National Rules Supplements, unless otherwise arranged by the National Administrator under the provisions of these National Rules Supplements.

5.2 Conduct of U.S. Regional Competitions

U.S. Regional Competitions shall be conducted in accordance with the provisions of Official Rule 5.4, subject to the provisions of these National Rules Supplements.

5.3 U.S. Regional Pairings

The National Administrator shall pair the teams for all U.S. Regional Competitions immediately following the

31 December withdrawal deadline according to the provisions of Official Rule 5.7.1.1.

5.3.1 Notification of Regional Administrators

Regional Administrators shall be notified by telephone or fax, as well as concurrent first class mail, of the pairings for their Region immediately upon completing the pairing.

5.3.2 Notification of Participating Teams

Regional Administrators shall notify the National Administrator, by telephone or fax, within forty-eight (48) hours of receipt of the Regional pairings. The Regional Administrator shall notify the teams about the following: 1) official pairings for the Regional Competition, 2) oral argument times, 3) oral argument locations; and 4) any changes in the mailing addresses or contact names of opposing teams. Regional Administrators shall not be held responsible for the failure of good faith efforts to reach Jessup Teams within the time limit. In all cases, notification of pairings, times and locations of oral arguments, and opposing team addresses shall be sent by first class mail to the Jessup Team's administrator within the forty-eight (48) hour period.

5.3.4 Repairing upon Team Withdrawal

In the event that a team or teams within a Region withdraw after the withdrawal deadline has passed, and Regional pairings are complete, the National Administrator shall immediately adapt the Regional pairings. If it is possible to adjust the pairings without conducting a new random draw, the Regional pairings shall be adjusted so as to affect the least number of teams. If it is impossible to adjust the pairings without substantially affecting the original pairings, the National Administrator shall conduct a new random draw. The provisions of Supplemental Rules 5.3.2 and 5.3.3 shall apply upon completion of the new pairings.

5.4 Representation in International Rounds

The National Administrator shall attempt to schedule Regional Competitions equal to the number of international representatives to which the United States is entitled under the provisions of Official Rule 5.1, to a total of fourteen (14) National Representatives. In such instances, the winner of each Regional Competition shall be entitled to one (1) of the allotted participation slots for the United States.

5.5 Wildcards / Special Invitations

Special Invitations, or Wildcards, for the International Rounds of the Competition will be presented to teams which participated in the U.S. Regional Competitions if there are less Regional Competitions than there are participation slots available to U.S. teams.

5.5.1 Wildcard Selection of Teams

Wildcards will be issued pursuant to the following procedure: all teams participating in U.S. Regional Competitions with win-loss records of 4-0 and 3-1 will be placed in the running for Special Invitations. The National Administrator will rank the teams in order of win-loss records and raw scores, pursuant to Official Rule 10.5.1. The two highest ranking teams will be sent Wildcard Invitations. One Wildcard slot will remain available for exceptional cases where not permitting a team to participate in the International Rounds would violate the spirit of these National Rules Supplements and the best interests of the Competition.

5.5.2 Additional U.S. Regional Competitions

If it is necessary to hold more than eleven (11) U.S. Regional Competitions, the National Administrator, under the powers granted by Official Rule 12.3, shall allow the winning teams of such Competitions to advance to the International Rounds as additional U.S. Representatives.

5.5.3 Procedure for Special Invitations

The selection of teams receiving Wildcards will not be made until the results of ALL U.S. Regional Competitions are received by the National Administrator. Teams should not call the Competition Office inquiring as to Special Invitations until at least forty-eight (48) hours after the completion of the last U.S. Regional Competition, which is noted on the National Rules Supplement Timeline. Upon completion of the selection process, and no later than one week following the last Regional Competition, the National Administrator shall notify the appropriate teams by telephone, with concurrent written notification by first class mail.

U.S. NATIONAL SUPPLEMENT TO OFFICIAL RULE 8.0

Memorials

8.1 Paper Size

All U.S. Memorials shall be printed on standard letter size paper (8 1/2" x 11").

8.2 Mailing of Memorials for U.S. Regional Competitions

Mailing of memorials for U.S. Regional Competitions must be done directly through a United States Post Office, via Certified or Registered mail. *Private mail services may be used only under the provisions of National Rules Supplement 8.3.3.* Teams *must* retain their date-stamped certified or registered mail receipts as proof of date of mailing.

8.2.1 Memorial Submission Deadline

All memorials must be submitted by the deadline noted on the National Rules Supplement Timeline, which is appended to these National Rules Supplement. The memorial submission deadline noted in the Appendix to these National Rules Supplements shall be considered the official submission deadline for purposes of Official Rules 8.5 and 8.8.

8.2.2 Submission Requirements

Each participating U.S. team shall fulfill the following mailing requirements:

- (a) twenty (20) copies of the APPLICANT memorial and twenty (20) copies of the RESPONDENT memorial to the *Regional Administrator*;
- (b) one (1) copy of the appropriate memorial to each opposing team to be faced in the Regional Competition;
- (c) one (1) copy of the APPLICANT memorial and one (1) copy of the RESPONDENT memorial to the National Administrator.

Teams are advised to complete and mail their memorials as soon as possible after receiving their regional pairings. Mailing deadlines will be strictly enforced.

8.3 *Mailing Procedure*

The U. S. Postal Service shall be the preferred provider of mailing services for Competition purposes.

8.3.1 *U.S. Mail Procedures*

Either postage stamps or metered stamps may be used for postage.

8.3.2 *Postage Stamps or Private Metered Stamps*

If postage stamps or private meter stamps are used, an OFFICIAL UNITED STATES POSTAL SERVICE (USPS) HAND DATE STAMP must appear on the package. In such cases, the OFFICIAL USPS HAND DATE STAMP shall be considered the official date stamp for purposes of determining the date of mailing. Postage stamps or private meter stamps without the additional OFFICIAL USPS HAND DATE STAMP will be penalized pursuant to National Rule Supplement 11.4.

8.3.3 *Official U.S.P.S. Meter Stamps*

OFFICIAL USPS METER STAMPS, issued at the time of mailing, are considered OFFICIAL USPS HAND DATE STAMPS and therefore do not require the additional Hand Date Stamp. In such cases, the date appearing on the OFFICIAL USPS METER STAMP shall be considered the official date stamp. *It is the responsibility of each U.S. team to ensure and verify that its package is properly dated and stamped.* Examples of the two existing versions of the OFFICIAL USPS METER STAMPS, as recognized by the National Administrator, appear below:

P - - - - O Style

U S - - - P S Style

8.3.4 *Computer Meter Stamps*

The U.S. Postal Service has adopted a computerized metering process. Computer meter stamps issued by the U.S. Postal Service will be recognized for Competition purposes *if* the date is clearly printed on the stamp. Meter stamps involving only bar-code readings must have an accompanying OFFICIAL USPS HAND DATE STAMP. If it is impossible to receive an OFFICIAL USPS HAND DATE STAMP, teams should fulfill mailing requirements through private services as provided by National Rule 8.3.3.

8.3.5 *Express Mail*

As U.S. Post Offices may maintain irregular hours or Hand Date Stamps may not always be available from a Post Office, teams may send their memorials via Express Mail. The National Administrator recognizes only the following Express Mail services: Airborne, DHL, Federal Express, and UPS. Teams which utilize Express Mail services must identify the contents of the package as "Jessup Competition Memorials" on the shipping invoice.

8.3.5.1 Tracking Label as Official Date Stamp

For purposes of memorial mailings via Express Mail, the Official Tracking Label affixed to the package upon receipt by the Express Mail Courier shall be used for purposes of determining Competition mailing dates. If the date on the Official Tracking Label differs from the date on the Package Invoice, the Tracking Label shall supersede the date on the Invoice. *It is the responsibility of the team using Express Mail to verify that packages will be picked-up and dated in accordance with the Official Competition Timeline.*

8.3.5.2 Consistency in Mailing

Teams which elect to send memorials via Express Mail must fulfill all Regional Competition mailing requirements outlined in National Rule 8.2.2, via Express Mail. Teams may not send only a portion of their memorials via Express Mail, except to remedy a wrong memorial mailing under the provisions of U.S. National Rule 11.3.2. Teams which violate the provisions of this National Rule will be subject to a five (5) point penalty for late mailing, regardless of whether the memorials were mailed on time.

8.3.5.3 Pre-Notification of Teams and Regional Administrator

Teams utilizing Express Mail for Competition mailing purposes shall notify, by telephone or fax, all opposing team contacts, as well as the Regional Administrator, of their intent to mail via Express Mail. Each team contact and Regional Administrator shall determine the method of Express Mail delivery they prefer. If a team contact or the Regional Administrator requires a signature upon delivery, packages must be sent with a signature requirement. If team contacts or the Regional Administrator approve a delivery without signature, such option may then be used.

In the case of Express Mail deliveries which do not require a receipt signature, and that are lost or misplaced prior to being delivered to the team contact, the date of the original Express Mailing shall be used for the purpose of determining Competition mailing dates. Teams may request that Express Mail deliveries requiring a signature be made to a law school secretary or Faculty Advisor who maintains regular office hours. In the event that a team contact misses a delivery requiring a signature, it is the responsibility of the team contact to acquire the package from the nearest Express Mail Office, or to schedule re-delivery of the package.

8.3.5.4 Federal Express Verification

Teams utilizing the Express Mailing option shall keep copies of all Shipping Invoices as proof of mailing.

8.3.5.5 Failure to Pick-up Mailing

Teams using the Express Mailing option should deliver packages in person to the nearest Express Mail Office, or personally deliver packages to an Express Mail Courier. Failure on the part of an Express Mail Courier to pick-up a package on the appropriate date will not serve as an excuse for late mailing under the provisions of the Competition Rules. Packages left at a Federal Express drop site will be considered mailed on the date they are picked up by an Express Mail Courier. Teams which do not properly deliver or label a package will be penalized for any mailing delays that result. *It is the responsibility of participating teams to ensure memorials are properly transferred to the control of the Express Mail Office.*

8.4 Verification of Mailing Dates

8.4.1 U.S. Postal Services Mailings

Any complaints concerning late mailings may be rebutted by producing the relevant certified or registered mail receipt with a recognized OFFICIAL USPS HAND DATE STAMP showing the official mailing date of the package. A reproduction of a meter stamp alone will not suffice unless the team has failed to send memorials via certified or registered mail. In the latter case, appropriate penalties will be assessed. The following is an example of a certified mail receipt:

8.4.2 Federal Express

Any complaints concerning late Express Mailings may be rebutted by producing the appropriate Shipping Invoice with the contents of the package clearly marked as "Jessup Competition Memorials." The Regional or National Administrator shall contact the nearest Express Mail Offices if verification is necessary. The date noted in the Express Mail Tracking System as the Shipping Date of the package shall be the Official Mailing Date.

8.5 Notification of Receipt of Memorials

Teams desiring notification of receipt of their memorials by any party may send memorials via U.S. Postal Service "Return Receipt Requested." For purposes of Express Mailings, a delivery requiring a receipt signature may serve the same purpose.

8.6 Mailings to Regional Administrator

Teams from U.S. Regional Host Schools *must* mail their memorials to the Regional Administrator in the same manner as all other teams in the Regional Competition, pursuant to these National Rules.

8.7 Labeling of Packages

All mailing packages must be clearly marked "Jessup Competition Materials" and show the name of the school on the outside of the package.

U.S. NATIONAL SUPPLEMENT TO OFFICIAL RULE 9.0

Oral Pleadings

9.1 Procedure

Oral pleadings in U.S. Regional Competitions shall be conducted in accordance with the provisions of Official Rule 9.0.

9.2 Delegation of Power to U.S. Regional Administrators

The National Administrator delegates to U.S. Regional Administrators the powers otherwise given to the National Administrator in Official Rule 9.0, including the power to conduct *ex parte* proceedings under the provisions of Official Rule 9.8.

U.S. NATIONAL SUPPLEMENT TO OFFICIAL RULE 10.0

Scoring and Reporting of Results

10.1 Scoring of U.S. Regional Competitions

U.S. Regional Competitions shall be scored in accordance with the provisions of Official Rule 10.0.

10.2 Notification of Scores to Teams Participating in Regional Competitions

Within fourteen (14) days of completion of a U.S. Regional Competition, the Regional Administrator shall submit to each of the teams participating in the Regional Competition copies of the following documents: 1) official Jessup Team Scoresheets; 2) oral pleading judges' individual scoresheets, with judges' comments, if any; 3) memorial judges' scoresheets, with judges' comments, if any; 4) the official rankings for the Regional Competition; and 5) the rankings for memorials and oralists.

10.3 Notification of Results to Jessup Office

Within forty-eight (48) hours of the completion of a Regional Competition, the Regional Administrator shall transmit, by telephone or fax, the following to the National Administrator: 1) the names and team numbers of the Regional Champion and Regional Runner-Up; 2) the overall rankings for the Regional Competition, including the win-loss records, raw points, and judges' points for all teams which participated; and 3) oralist and memorial competition results. A full copy of the Regional schedules and results, including all team scoresheets and individual judging ballots, shall be mailed to the National Administrator at the Jessup Office at the same time as results are mailed to each school that participated in the Regional Competition. See National Rule 10.2. Copies of team registration forms, with team members' names clearly written, and the names and contact addresses for each judge who participated in the Regional Competition, must be included in this mailing. The Regional Administrator shall retain copies of all Regional Competition records for six (6) months following the completion of the Regional Competitions.

U.S. NATIONAL SUPPLEMENT TO OFFICIAL RULE 11.0

Penalties

11.1 Procedure - General

All U.S. Regional Competition penalty point procedures shall follow the same format as the procedures outlined in the Official Rules, subject to the following National Rules.

11.2 Filing of Memorial Mailing Complaints

All complaints regarding mailing of Competition memorials by opposing teams must be addressed to the Regional Administrator, with copies sent also to the National Administrator and the team accused of a violation.

11.3 Complaints Regarding Memorials - General

11.3.1 Late Mailing Complaints

Reports by participants regarding memorial violations are limited to:

- (a) infractions regarding tardiness in mailing;
- (b) failure to send memorials via required mailing procedures; and
- (c) submission of wrong memorials to an opposing team.

Violations regarding memorial form, according to Official Rule 8.0 and these National Rules, shall be ascertained and assessed by the Regional Administrator in consultation with the National Administrator.

11.3.2 Citations and Footnote Format

Violations regarding citation and footnote format, not including penalties for spacing provisions, under Official Rule 8.2.8, are to be ascertained and assessed by the Regional and National Administrator only only. Neither violation may be assessed as the result of a participant's complaint.

11.3.3 Procedure

Complaints pertaining to mailing of memorials must be postmarked within fourteen (14) days after the date noted on the U.S. Supplemental Timeline for the mailing of the memorials, with copies sent to the Regional and National Administrator, and the team in alleged violation, according to the provisions of U.S. Supplemental Rule 11.1. If memorials are received too late to mail complaints before the deadline under this Supplemental Rule, complaints may be registered by telephone or fax to the Regional or National Administrator, and the accused team. The written complaint must be immediately sent to the National Administrator. Written copies of the complaint should, in these instances, be hand delivered to the Regional Administrator prior to the first Round of the Regional Competition.

11.2.2 Types and Assessment of Memorial Complaints

There are two types of memorial penalties which apply to the U.S. Regional Competitions: Specific and Generic.

11.2.2.1 Specific Penalties

Specific Penalties are penalties assessed against one allegedly violating team in accordance with confirmed complaints regarding failure to meet mailing deadlines brought against that team by another participating team. SPECIFIC penalties will be assessed against the violating team's offending memorial (either Applicant or Respondent) *only* in the round in which the complaining team and the violating team are paired.

For example, a fifteen (15) point late mailing penalty is assessed against the violating team's APPLICANT memorial in Round 1 of the Regional Competition as a result of a confirmed complaint by the opposing team's RESPONDENT in that Round, i.e. they did not submit the proper memorial to the opposing team in time. The fifteen (15) point penalty will result in a forty-five (45) point total deduction, fifteen (15) points on each of the three (3) memorial judges' scores, but only for that Round.

Specific Penalties shall not be considered in the calculations for Best Memorial Awards in the Regional Competition.

11.2.2.2 Generic Penalties

Generic Penalties are penalties assessed by the Regional Administrator on a generic, or across-the-board, basis. Generic Penalties are assessed in *all* of the Regional Competition Rounds in which the team competes. Generic Penalties may partially or totally cancel out any Specific penalties. Examples of application of this rule follow:

Example 1

Team A is assessed a five (5) point Generic Penalty by the National Administrator for failure to have an OFFICIAL USPS HAND DATE STAMP affixed to the private meter stamped memorial mailings. Team A will be assessed a five (5) point penalty on each of the three (3) memorial judges' scores in each round of the Regional Competition, for a total of fifteen (15) points per round.

Example 2

This is the same situation as Example 1, except the Generic Penalty is assessed only against the mailing of the RESPONDENT memorial, i.e. the APPLICANT and RESPONDENT memorials were mailed separately. Team A will be penalized only in the Regional Competition Rounds in which it argues as the RESPONDENT.

Example 3

Team A is the subject of a confirmed complaint by Team B, who they face in a Regional Competition Round, regarding the failure to affix an OFFICIAL USPS HAND DATE STAMP to their private meter stamped memorial mailing, and a five (5) point Specific penalty is assessed by the Regional Administrator. No Generic penalty was assessed by the Regional Administrator for the violation, as it wasn't noticed by the Regional Administrator. A five (5) point Specific Penalty shall be assessed against Team A on each of the three (3) individual memorial judges' scoresheets for the offending memorial in that Round only. If more than one opposing team had properly noted the mistake, the Specific Penalty would apply in each Round in which a team was faced.

Example 4

In the same situation as Example 3, except the violation was also the source of a Generic Penalty assessed by the Regional Administrator, the Generic Penalty will cancel the Specific Penalty since both Penalties were the result of the same infraction. Thus, Team A would be subject to a five (5) point deduction on each individual judge's memorial scoresheet in each Round of the Regional Competition.

Under the same result as Example 1, if the Generic Penalty is assessed only against one side of the memorials of Team A, and the Specific Penalty applies to the memorial which was not subject to the Generic Penalty, the Specific Penalty shall apply as in Example 3. Thus, if Team A's APPLICANT memorial is the subject of a five (5) point Generic penalty, while for some reason the RESPONDENT memorial is not, yet the RESPONDENT memorial is itself subject to a five (5) point Specific penalty, Team A would be penalized for the Generic Penalty in both Regional Competition Rounds in which they argued as the APPLICANT, as well as the Specific Penalty with regard to the RESPONDENT memorial in the Round in which they argued as RESPONDENT against the team complaining of the violation.

Example 5

Team A is assessed a five (5) point Generic Penalty by the Regional Administrator for failing to have an OFFICIAL USPS HAND DATE STAMP affixed to the private meter stamp on the memorial

mailings. Team A is also assessed a three (3) point Generic Penalty by the Regional Administrator for failure to send memorials via CERTIFIED or REGISTERED mail. Team A will be assessed a 10 (10) point Generic penalty on each of the three memorial judge's individual scoresheets in each Round of the Regional Competition in which they argue. If Team A is given a Specific Penalty for either of the two violations for which a Generic Penalty was assessed, the Generic Penalty will cancel the Specific Penalty.

Example 6

In the same situation as Example 5, except Team A fails to secure the HAND DATE STAMP for only one opposing team mailing. The Specific Penalty for that offense would apply in the Round in which Team A argued against the complaining team, in addition to the Generic Penalties. In all other Rounds, only the Generic penalty will apply.

Generic mailing penalties shall be considered in the calculations for Best Memorial Award.

11.2.3 Clarifications of Memorial Penalty Rules

All questions regarding the interpretation of memorial penalties generally, which lodged *prior* to the date for mailing memorials, shall be set forth clearly *in writing* and sent via first class mail or fax to the National Administrator, with a copy sent to the Regional Administrator. All questions regarding the interpretation or application of memorial penalties in the U.S. Regional Competitions by participants *after* the date for mailing memorials shall be directed to the Regional or National Administrator who imposed the penalty in question, with a copy sent to the other. Decisions of the Regional Administrator regarding the assessment of memorial penalties, which are related to interpretation of these Supplemental Rules at the Regional level and made within the scope of the powers delegated, shall be considered final. The decision of a Regional Administrator may be overturned by the International Administrator only upon a showing that his or her judgment was clearly erroneous. Decisions of the National Administrator regarding memorial penalties are final and binding.

11.3 Filing of Complaints Concerning Oral Pleadings

Complaints regarding oral pleadings in U.S. Regional Competitions shall be governed by the provisions of the Official Rules.

11.4 Non-Discretionary Memorial Penalties

11.4.1 Penalties for Violations of Primary Mailing Requirements

The provisions of the Official Rules regarding Non-Discretionary Memorial Penalties shall govern in U.S. Regional Competitions, in addition to the following memorial mailing penalty provisions:

11.4.1.1 Use of Postage Stamps or Private Metered Stamps Without the OFFICIAL USPS HAND DATE STAMP

Teams which use postage stamps or private metered stamps for memorial mailings without an OFFICIAL USPS HAND DATE STAMP will be subject to a five (5) point penalty on the offending memorial.

11.4.1.2 Failure to send memorials via certified or registered mail

Teams which fail to send memorials via CERTIFIED or REGISTERED MAIL will be subject to a one (1) point penalty on the offending memorial.

11.4.1.3 *Combination Violation*

Teams which use postage stamps or private metered stamps without an OFFICIAL USPS HAND DATE STAMP, and fail to send memorials via CERTIFIED or REGISTERED MAIL will be subject to a fifteen (15) point penalty on the offending memorial.

11.4.1.4 *Submission of Wrong Memorial to Opposing Team*

Teams which submit the wrong memorial to an opposing team (including instances where twenty (20) copies of team memorials are mailed to the National Administrator and one (1) to the Regional Administrator) shall be subject to a five (5) point specific penalty, in addition to a late mailing penalty, which may be imposed.

11.4.1.5 *Additional Penalties*

In addition to the penalties outlined herein, all provisions of Official Rule 11.3 shall apply to U.S. Regional Competitions.

11.4.2 *Additional Penalties for Failure to Correct Mailing of Improper Memorial*

In the event the wrong memorial is mailed to an opposing team, *see* Supplemental Rule 8.2.2, the correct memorial shall be sent immediately upon notice of the error (including instances where twenty (20) memorials were sent to the National Administrator and one (1) was sent to the Regional Administrator). Failure to correct the error expeditiously may result in the assessment of additional discretionary penalties by the Regional Administrator. Discretionary penalties imposed under this Supplemental Rule will be considered SPECIFIC Penalties and shall be assessed at the rate of five (5) points for the first day of delay, and three (3) additional points for each successive day of delay. Incorrect memorials which are postmarked in a proper and timely fashion shall be subject only to the five (5) point "wrong memorial" penalty, unless time taken to correct the problem extends beyond the memorial mailing deadline, which is noted in the U.S. Supplemental Timeline. Incorrect memorials not satisfying the requirements of primary postmarks or deadlines shall also be subject to any additional penalties as required by these Supplemental Rules. For example:

Example 1

Team A's memorials were properly postmarked and mailed, and arrived before the Competition mailing deadline. However, it is discovered that the improper memorial was sent to an opposing team. The proper memorials do not arrive until the third day after notification of the error, but still prior to the Competition mailing deadline. The five (5) point wrong memorial penalty would be assessed, but no penalties for delay would be incurred. If the proper memorials did not arrive prior to the Competition mailing deadline, a five (5) point discretionary penalty would be assessed the first day after the deadline had passed, and additional three (3) point discretionary penalties may be assessed for each additional day of delay. Such penalties are incurred only for days of delay *after* the mailing deadline had passed. No penalty would be assessed for the day memorials arrive.

Example 2

Team A's memorials are properly marked, but are mailed one day late, and are subject to a Generic fifteen (15) point penalty for tardiness. It is then discovered that the wrong memorial was mailed to an opposing team, resulting in a Specific Penalty of five (5) points. The situation takes three days to correct, i.e. the new memorial is not postmarked for 3 days, resulting in further five (5) point and three (3) point discretionary penalties for delay. Team A's memorials would thus be assessed a fifteen (15) point Generic deduction for each round of the Regional Competition, and an additional fifteen (15) point Specific deduction in the Round involving the team which received the incorrect memorial.

A team receiving the wrong memorial from an opposing team shall return it to the opposing team immediately, without viewing its contents, pursuant to Official Rule 8.9. This may be accomplished by regular first class mail.

11.5 Non-Discretionary Oral Pleading Penalties

All provisions under Official Rule 11.3.2 shall apply in U.S. Regional Competitions.

11.6 Discretionary Penalties

All provisions under Official Rule 11.4 shall apply in U.S. Regional Competitions.

11.7 De Minimus Rule

All provisions under Official Rule 11.8 shall apply in U.S. Regional Competitions.

11.8 Right of Reply and Appeal of Penalties

The provisions of Official Rule 11.6 shall govern the appeals process in U.S. Regional Competitions. All penalties assessed by the Regional Administrator may be appealed to the National Administrator. Complaints regarding violations involving Specific penalties or other violations of the Official Rules in the U.S. Regional Competitions shall be filed first with the Regional Administrator. The Regional Administrator may consult directly with the National Administrator prior to the imposition of any penalty. Regional Administrators *shall* consult with the National Administrator regarding any complaints which involve the imposition of Generic Penalties.

Non-discretionary penalties assessed by a Regional Administrator may be overturned only upon a showing of clear and convincing evidence of improper conduct or misapplication of an Official Rule.

U.S. NATIONAL SUPPLEMENT TO OFFICIAL RULE 12.0

Interpretation of Rules

12.1 Delegation of Authority to Regional Administrators

The National Administrator delegates to U.S. Regional Administrators all powers given to the National Administrator under the provisions of Official Rule 12.0, for purposes of U.S. Regional Competitions, except for circumstances regarding appeals of penalty assessments.

U.S. NATIONAL SUPPLEMENT TO OFFICIAL RULE 13.0

U.S. Regional Competition Awards

13.1 U.S. Regional Competition Awards

U.S. Regional Administrators shall each present eight (8) primary Awards and four (4) Honorable Mention Awards based upon individual and team performance at their respective U.S. Regional Competitions. The awards shall be presented at a formal ceremony at the Regional Competition. Individual Regional Hosts shall pay for the awards, except for the Certificates of Participation.

13.1.1 Primary Awards

The primary Awards to be presented are as follows:

- (a) REGIONAL CHAMPION, which shall proceed to the International Semifinals;
- (b) REGIONAL RUNNER-UP, which shall replace the Regional Champion in the event that the Champion Team is unable to attend the International Semifinals;
- (c) FIRST PLACE - ORALIST;
- (d) SECOND PLACE - ORALIST;
- (e) THIRD PLACE - ORALIST;
- (f) FIRST PLACE - MEMORIAL, which shall submit its memorials for the U.S. Rutgers, and Hardy C. Dillard Award Competitions.
- (g) SECOND PLACE - MEMORIAL
- (h) THIRD PLACE - MEMORIAL

Participants winning one of the above award shall be presented plaques for the above awards. The names of the award, the Regional Host, the Region represented, and the Competition itself shall appear on each plaque.

13.1.2 Honorable Mention Awards

Honorable Mention Awards shall be presented as follows:

- (a) FOURTH PLACE - ORALIST
- (b) FIFTH PLACE - ORALIST
- (c) FOURTH PLACE - MEMORIAL
- (d) FIFTH PLACE - MEMORIAL

Participants winning an honorable mention award shall be presented plaques for the above awards. The names of the award, the Regional Host, the Region represented, and the Competition itself shall appear on each plaque. Participants winning Honorable Mention shall have their accomplishment noted in the summary of Regional results.

13.1.3 Certificates of Participation

Certificates of Participation shall be sent by the National Administrator to every participant, and shall be presented by the Regional Administrator at the formal Awards Ceremony of the respective Regional Competitions.