



**April 2014:** In the world of a working cowboy one often hears a phrase “riding for the brand”. Cowboys use this to describe a sense of belonging, a loyalty to a hired power. While most of us do not lead the life of a working cowboy day in and day out, our commitment to the values instilled from this message are carried with us every day. As Kansas Paint Horse Association members we represent a brand that has stood for 50 years and continues viable today. Initiated in 1964, the Kansas Paint Horse Association seeks to promote and stimulate interest in the Paint Horse by encouraging Paint breeding for conformation, ability and color; by promoting interest in the Paint as a breed; and by sponsoring and/or encouraging all activities of the same nature in every way possible. Our mission includes the promotion of good horsemanship and good sportsmanship. KPHA members are a committed group of family, friends and professionals who truly appreciate their equine partners and embrace the social and business relationships fostered in a wide array of equine activities. As we enter the 2014 show season in Kansas, please consider providing your KPHA Board of Directors with comments and suggestions as to how we can better represent your interests through our association.

### **Welcome New Members to KPHA**

As I viewed the KPHA membership list recently, I was enthused to see a group of new names appearing on the roster. To this group, as well as, our tried and true members---we wish to make your experience with KPHA an enjoyable and memorable one. Our show secretary Diane Gage is a wonderful resource to field questions you may have during our shows. Show managers are always willing to provide direction and guidance. Your KPHA Board of Directors can be contacted via phone, email or in person to assist in any capacity. Our membership like our brand is truly one of kind. KPHA is pleased you chose to share your time and talents with us!

### **2014 KPHA Board of Directors and Advisors**

Sheri Grinstead: President and Board Member

Becky Cummings: 1<sup>st</sup> Vice President and Board Member

Bette Mayfield: 2<sup>nd</sup> Vice President and Board Member

Terryl Jordan: Board Member

Nancy Beneda: Secretary and Board Member

Casey West: Treasurer

Kansas AjPHA Youth Sponsors are Sherry Wilkerson and Darcy Ferguson.

Terryl Jordan was nominated and voted in by the Board on 3/3/14 to fill the position vacated by Jake Weaver.

Our goal is to provide transparent leadership to our membership.

### **APHA National and Regional Leadership**

National Directors: Casey West (Judge's Committee) and Stacie Lundquist (Amateur Committee)

National Director (Alternate): Sheri Grinstead (Regional Club Committee)

KPHA Zone 3 Directors: Sheri Grinstead, positions pending

### **Welcome Youth and Young Adult Leadership**

We are happy to announce Celsey Beneda has accepted the appointment as Zone 3 Committee member. Thank you to this young lady for taking a leadership role!

Jacob Grinstead has been nominated as an AjPHA National Director. Jacob is excited about the opportunities this position holds to market KPHA, gain insight into APHA, and promote the horse industry.

If you wish to be considered for a position on state, regional or national committees or boards please contact the KPHA Board of Directors for more information.

### **New KPHA Show Classes for 2014!**

KPHA is excited to offer several new classes this year, including:

- ❖ APHA Ranch Horse Pleasure
- ❖ All Breed Ranch Horse Pleasure
- ❖ APHA Amateur Yearling Longe Line
- ❖ All Breed Longe Line
- ❖ All Breed Yearling In-Hand Trail
- ❖ Jackpot All Breed All Age In-Hand Trail ---Payback class

### **June is Youth Month in the KPHA:**

Scheduled for June 7 and 8, All Breed classes will be offered to youth in corresponding Youth All Breed Classes with the exception of the Stakes Race. Youth All Breed Classes are denoted in the June show bill by a 200 number, **bolded** and shown in *italics*. 4-H Rules will apply. Prizes will be awarded to youth participants. There are a large number of youth who show paint horses but are not KPHA/APHA members. It is our hope that by offering youth an opportunity to exhibit at the Kansas State Fairgrounds prior to many District 4-H Horse Shows, they will make the decision to attend our event and find a show home with the KPHA.

Please publicize our June show and encourage youth to attend and experience the KPHA brand of fun and competition!



## **Congress News**

### **WWPHC Committee Members:**

Casey West: Chair

Committee Members: Becky Cummings, Bette Mayfield, Nancy Beneda, Terry Jordan, Sheri Grinstead and John Brennan

Volunteers are needed to assist with Congress. Please visit with Sheri Grinstead regarding opportunities to help.

### **World Wide Paint Horse Congress—taking Tulsa by storm:**

The 2013 World Wide Paint Horse Congress in Kansas City played host to hundreds of paint horse competitors and enthusiasts from across the country! Last year Congress was ranked as the APHA's 3<sup>rd</sup> best show. This year we are excited to be in Tulsa and the outlook to top 2013 is promising! Make plans early to attend the 2014 show this summer and be a part of history!

### **Clips from the Equine Chronicle--- this is why WWPHC momentum is gaining!**

#### **RANCH HORSE PLEASURE ADDED**

"Youth, Amateur and Open Ranch Horse Pleasure classes have been added to the Congress schedule and are on Thursday and Sunday just prior to reining," reported Kansas Paint Horse Association President Sheri Grinstead, "This discipline is growing and Oklahoma is definitely 'cowboy country.'"

#### **NEW TEAM MEMBERS**

"McFarland Farms, Kevin & Linda McFarland are supporting our Premium Book with a page ad. We welcome the Home of a Masked Asset to our team."

#### **PAINT HORSE JOURNAL AWARD**

"Because the Congress is a top twenty show," per Congress Chair Casey West, "the PHJ donates a full page, 4-color ad which we award to a Youth or Amateur exhibitor who is a member of the Kansas, Green Country or Oklahoma Paint Horse clubs."

Criteria: must hold a 2014 membership in either KPHA, GCPHC or Oklahoma PHC on or before July 1, 2014; most show points in your division under WWPHC judges; Youth Walk Trot, Novice Youth, Youth 13-U, Youth 14-18; Amateur Walk Trot, Novice Amateur, Amateur, Classic, Amateur Masters, Amateur SPB.

#### **TOP HALTER HORSES TO BE CROWNED**

An addition to the Congress program is the WCHA sanctioned event, the Lynn Simons Memorial Futurity which includes Non-Pro Yearling Stallions, Non-Pro Yearling Mares, and Non-Pro Yearling Geldings for APHA regular registry and solid paint bred horses, along with an overall Champion of Champions Open Yearling/Lynn Simons Memorial class.

An Elite Congress Halter Champion will be named from the Grand Champions of all sex divisions under all eight (8) judges.

### **Limited Series Classes Held at 2014 WWPHC:**

Per Casey West, Congress Chair, "Discussions at several past Congresses have involved the possibility of adding several Limited classes or a special series of classes for the limited exhibitor and the limited horse. 2014 offers the opportunity to do so, and we are staging this event Friday evening, August 1st."

The end result is the BETH BUECHLER LIMITED SERIES for regular registered and SPB registered horses:

- 4 Year Old & Under Limited Non Pro Rider/Limited Horse Hunter Under Saddle
- 4 Year Old & Under Open Limited Rider/Limited Horse Hunter Under Saddle
- 3 Year Old & Under Limited Non Pro Rider/Limited Horse Western Pleasure
- 3 Year Old & Under Open Limited Rider/Limited Horse Western Pleasure
- Any Age Horse Limited Non Pro Rider/Limited Horse Trail
- Any Age Horse Limited Open Rider/Limited Horse Trail

A \$50 entry fee will be charged, but we are putting all the sponsorship money back into awards."

To participate in this 'limited' event, during the previous three years, exhibitors or horses cannot have been APHA, AQHA, QH Congress, ApHA World or Reserve World Champions in the particular discipline (western pleasure, hunter under saddle or trail) in which they elect to show. This includes Champions or Reserve Champions in any futurities, maturities, stakes, sweepstakes or challenge classes at any of the above. Added exhibitor criteria includes non pro limited lifetime earnings cannot exceed \$5,000 and open limited lifetime earnings cannot exceed \$15,000.

### **KPHA Year End Award Changes and Updates for 2014**

In 2014, an exhibitor must show to 50% of the judges offered during the year excluding World Wide Paint Horse Congress in order to qualify for KPHA year-end award consideration. (In 2014, the total number of judges one can exhibit under will be 16; you must therefore show to at least 8 judges). This was approved to simplify the procedure of tracking year end points. Previous rules dealing with exhibiting at specific shows in front of numerous judges to earn KPHA year end points are now null and void. For clarification purposes a show is a two judge/one day event.

A horse exhibited in Youth classes does not have to be owned by the contestant showing the horse, however, in order to be eligible for the various APHA points, titles and awards sponsored by the APHA and for exhibiting at shows sponsored by the APHA (World Show) it must be owned by a family member as determined in the APHA rule book YP-015 Ownership. Points earned by individuals showing horses not owned as described in YP-015 will be recorded by the APHA and will count only for the purpose of determining Novice Youth eligibility. The KPHA Board of Directors voted this fall to clarify our rules and stipulate in writing an acknowledgement of APHA rule YP-015 allowing youth who exhibit in KPHA events to qualify for year-end awards with any horse they exhibit regardless of ownership. Continue to check the website for updates and additions to this information.

### **KPHA Bylaws:**

APHA suggests state clubs and associations routinely review Bylaws and requires the document to be submitted to APHA as part of the Regional Club Questionnaire 5 year Review (KPHA is scheduled to submit such in 2015.) The current KPHA Board of Directors would like to know your thoughts, suggestions etc.. If you would like to be involved, please contact a KPHA Board member. A copy of the current Bylaws can be found on the KPHA website or a hard copy may be mailed to you at your request. No revision of the Bylaws can be implemented without the supporting vote of our general membership.

### **KPHA Board of Directors Email voting:**

Questions have risen recently regarding the use of email voting to perform business. Your inquiries are important and as President of KPHA, I wish to address your concerns. Article VII, Section 5 of the KPHA Bylaw provides the BOD with the authority to conduct business in this manner. Approx. 6 weeks ago I personally employed the services of a Hutchinson attorney to review our bylaws for various concerns. Without going back to the original members who created this document and discussing intent, many areas of the Bylaws are subject to broad interpretation. It was determined that this particular section does hold some ambiguity as it only speaks directly to voting, however if dissected further it would appear the Board is granted the opportunity to accept motions and vote via email as a means to obtaining a decision.

Email motions and voting have not been uncommon under previous KPHA Board administrations. I have chosen to utilize this method of voting only in those cases where I feel our association and membership would be adversely affected if action were delayed. As background information, previous email votes by the 2014 Board occurred to facilitate WWPHC actions which were extremely delayed due to a change of Congress venue. The discussion to include all breed classes in yearend awards and whether or not to accept nomination fees (or similar fees) has been a previous topic of discussion, unfortunately, action was taken on this subject. It is my feeling that our membership should be informed of our position on this soon to allow them the opportunity to plan and enter classes accordingly.

As a matter of information: A history of email votes during the interim between BOD face to face meetings, is attached to the meeting minutes, reviewed, and approved at the next KPHA Board of Directors meeting.

### **Zone 3 and National Director News:**

The Zone 3 committee met in Denver, Colorado on March 27, 2014:

Sheri Grinstead participated via teleconference. Increased entries were seen in the APHA show during the National Western Stock Show. It was reported that the paint show recorded the signal largest group of equine entries during the event. The committee is working with the National Western to secure tickets to the Monday night main performance of the PBR so that committee members and exhibitors can attend as a group. Additional meetings will be scheduled throughout the year. It is hoped that the teleconference option can continue as this allows KPHA members the opportunity to play a more active role in Zone 3 decision making. It is my belief that greater interest and involvement will build bridges of collaboration, foster trust and strengthen relationships with neighboring state clubs.

National Director Regional Club Committee News:

The Regional Club committee met via teleconference in March and is scheduled to again meet in April. The goal of this group is to utilize experiences from APHA members throughout the nation and internationally to aid regional leadership improve club experiences. Article IX of the APHA Rule Book was reviewed during the first teleconference. Changes are submitted to the Governance Task Force for acceptance.

If members have particular concerns or questions regarding the subject matter, please feel free to contact me for further discussion. If you are interested in the specifics of this information, I would be happy to email you details.

## **Protecting our Brand: Legal Liability** By Suzanne C. Radcliff | Flash/APHA | March 4, 2014

Injuries to horse and rider often occur on a third-party's property. It is becoming more commonplace for horse trainers and stables to have the rider and/or horse owner sign a release of liability before any riding or boarding takes place. Many factors should be considered in determining whether a release of liability will be enforceable when an accident does occur. While it is wise to consult an attorney when an accident happens, a few of the things to consider are discussed below.

### **Equine Activity Statute**

The vast majority of states have adopted equine activity statutes. Apart from any written waiver or release of liability, these statutes also serve to protect the equine activity providers. Oftentimes the language of the statute is mirrored in the release of liability document, use of which is also recommended. Equine activity statutes vary from state to state, so it should be independently consulted in connection with reviewing the enforceability of a waiver document.

### **Is the Release Language Clear?**

A good release has language that is clear and unambiguous. Consider these questions:

- Is it broad enough to release everyone involved in the accident?
- Does the waiver or release clearly describe the potential harm that the signatory is releasing?
- Is it confusing and hard to understand?

These are important factors to consider when evaluating the strength of a release. For example, if a rider releases a farm from liability for personal injury to the rider, but the rider's horse later steps in a hole and ultimately must be euthanized, the release will likely not apply to protect the farm from a property damage claim. Further, if that same rider is injured due to the negligent acts of her trainer, but she has only released the farm from liability, she might still have a claim against the trainer.

### **Gross Negligence or Intentional Acts**

Most jurisdictions hold that in instances of gross negligence or intentional acts, a release of liability will not apply. Gross negligence is a conscious and voluntary disregard of the need to use reasonable care, which is likely to cause foreseeable grave injury or harm to persons, property or both. It is considered to be extreme when compared with ordinary negligence. Intentional acts, likewise, cannot be released. "Intent" refers to intent to do harm. Additionally, oftentimes liability or care, custody and control insurance will not cover a policyholder's intentional acts that cause harm.

In conclusion, reviewing your jurisdiction's Equine Activity Statute is a starting point for evaluating potential liability in the face of an accident. The release itself should then be carefully reviewed while considering the specific facts of the accident, and a determination can be made regarding whether the document will release the potential target of a liability claim.

Counselor at law for the American Paint Horse Association, Suzanne C. Radcliff is the office managing partner at Cozen O'Connor's Dallas, Texas, office. Her "Horse Sense" blog is featured monthly at [myflashyride.com](http://myflashyride.com).

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## **Horse Show Severe Weather and Emergency Preparedness**

Rarely does inclement weather greatly affect our horse activities and events. However, over the past several years I can remember a hand full of occasions where exhibitors were forced to take shelter from high winds, hail or worse. If you have ever experienced one of these situations, you will not soon forget it. Horse club managers, club officers, local law enforcement and facility managers should be knowledgeable and understand protocol for severe weather and emergency preparedness measures should adverse situations arise. Do you know where to go should severe weather occur during a show or riding event?

In an effort to be proactive, the Kansas State Fair 2014 KPHA host show venue wishes to share information with our membership and enlighten others on this location's severe weather and emergency plan.

### **Horse Barn and Arena, Kansas State Fairgrounds, Hutchinson, KS**

Anthea and the Maintenance Manager will be the contact personnel during events held on the KSF. Contact information is listed on the facility contract. Emergency contact phone numbers are listed on the building contracts and may be called at any time. When the facility keys are obtained, a list of emergency phone numbers will accompany such. Local law enforcement routinely patrols the fairgrounds and will be communicating with show management in the case of pending inclement weather etc. Bathroom facilities in the indoor arena building are designated "safe" places. Exhibitors will be directed to these locations OR may be directed to other sites throughout the fairgrounds. Show management and the show announcer will be in contact with groups to facilitate evacuation plans.

As always, should a situation warrant--- 911 may be immediately contacted for additional information and support.

Managers and club officers are encouraged to communicate routinely with facility management to ensure procedures and plans reflect current emergency practices.

### **Notes from Duke Neff in KC Chiefs Red:**

Last month I received a special note on Kansas City Chiefs stationary that I would like to share with all of you---"Two things---"BIG Thanks"---again---for having me at your January banquet---neat evening, and hope to be back next year. Will be working September 7, 8, and 9 at the Kansas State Fair---have always enjoyed that! Let me know if I can do anything "Kansas" in my columns, K?" Duke

Those of us attending the year end awards banquet were treated to an enlightening and entertaining evening with this gentleman who has certainly made his mark in the paint horse history. Other pioneers of KPHA attending our celebration were Bill James, Howard and Jane Hawkins, and Vernon and Carol Hedrick.

### **Central State Horseman Publication:**

A big thank you to Jackie Lissolo who has been preparing monthly Kansas Paint Horse Association information for the Central States Horseman. All paid KPHA members should receive a copy of this publication which serves as a resource for informing our membership of KPHA developments. In addition, the CSH covers a wide variety of horse world interests from neighboring states and related equine organizations. Please notify Jackie Lissolo or a KPHA Board Member if you have news worthy horse related items to report. We would love to share our member's stories and successes. Please contact KPHA Club Secretary, Nancy Beneda, if you are a current paid member and are NOT receiving this paper.

The KPHA welcomes and encourages members to be actively involved in the association. If you have items of information you would like to share in this publication, please feel free to contact a KPHA board member.

## [Have You Found Us?](#)

Current association and show information can be found on the KPHA website at

<https://sites.google.com/site/kansasphaapha/> or Kansas Paint Horse Association on Facebook

<https://www.facebook.com/pages/Kansas-Paint-Horse-Association> for show dates, locations, judges, the show bill and much more.

## **KPHA 2014 Show Schedule**

**April 26<sup>th</sup>** – Judges: Bonnie Jo Clay & Pat Trebesch

**April 27<sup>th</sup>** – Judges: Cyndi Brown & Cindy Wolverton

Kansas State Fairgrounds - Hutchinson, Kansas

### **APHA and Youth All Breed Show (4-H Rules will apply)**

**June 7<sup>th</sup>** – Judges: Jim Jirkovsky & Sandy Jirkovsky

**June 8<sup>th</sup>** – Judges: Lisa Ligon & Scott Merritt

Kansas State Fairgrounds - Hutchinson, Kansas

**July 30<sup>th</sup> - August 3<sup>rd</sup>**: World Wide Paint Horse Congress

Built Ford Tough Livestock Complex at Expo Square – Tulsa, OK

**August 16<sup>th</sup>** – Judges: TBD

**August 17<sup>th</sup>** – Judges: TBD

Kansas Pavilion, Park City, Kansas

The HotR N Heck Show held with the Oklahoma Paint Horse Club proved to be a successful partnership. Please make plans to attend on the 16<sup>th</sup> and 17<sup>th</sup>.

**September 9<sup>th</sup>** – Judges: Duke Neff & Meri McKillips Lemay

**September 10<sup>th</sup>** - Judges: Cindy Chilton Moore & Kendra Weis

Kansas State Fair - Hutchinson, Kansas

### **See the following attachment:**

- ✓ Show bills are attached for your use.

**Any questions, concerns or comments regarding items in this publication or attached information may be discussed with Sheri Grinstead, KPHA President at [czmrockies@gmail.com](mailto:czmrockies@gmail.com) or (620) 921-5014.**

**RIDE WITH PURPOSE. LIVE LIKE YOU RIDE.**