

CASE SUMMARY

Violations occurred in Westminster (Utah) track and field programs

Violations occurred in the Westminster (Utah) men's and women's indoor and outdoor track and field programs when the men's and women's track and field head coach, Dan Quinn, allowed — and in some cases instructed — student-athletes to compete in contests while ineligible, according to an agreement approved by the Division II Committee on Infractions. Due to his involvement in the violations, Quinn violated head coach responsibility rules and ethical conduct rules.

The enforcement staff, school and Quinn agreed that Quinn instructed a women's track and field student-athlete to compete while academically ineligible under the name of an eligible student-athlete. The coach indicated that he knew she was not eligible and believed she had been poorly advised about her academic requirements but wanted her to have an opportunity to compete, so he directed her to compete under another teammate's name in four indoor and four outdoor track and field contests. The contests were open meets, and as a result, her participation did not result in a lost opportunity for eligible student-athletes.

The enforcement staff, school and Quinn also agreed that during that same time period, the men's track and field program roster numbers began to decrease, and the head coach allowed men's student-athletes to compete under the names of absent student-athletes in some events while also competing under their own names in others, to ensure the program met the sport sponsorship requirement that at least 14 student-athletes participate in four contests.

Due to his direct involvement in the violations, Quinn violated head coach responsibility rules. Additionally, because he knowingly instructed student-athletes to compete under false names, he violated ethical conduct rules.

The parties considered whether a failure to monitor violation was appropriate for the school but noted that the coach had been properly educated about NCAA rules and had obscured the ineligible student-athlete's participation by not including her name on travel lists and not listing her name in event results. Likewise, he directed the team to not take any pictures or post any social media from the meets she attended.

The parties agree to the following penalties:

- Two years of probation.
- Vacation of team and individual records in which the ineligible student-athlete competed.
- A \$2,500 fine.
- A two-year show-cause order for Quinn. During that time, any member school who employs him will suspend him from 20% of the indoor track and field regular-season

contests and 20% of the outdoor track and field regular-season contests during his first season of employment.

Members of the Committee on Infractions are drawn from the NCAA membership and public. The panel members who reviewed this case are:

- Amber Feldman, deputy commissioner of the Mid-America Intercollegiate Athletics Association.
- Brooke Parsons, public member.
- Leslie Schuemann, deputy commissioner/senior woman administrator at the Great Midwest Athletic Conference.
- Jason Sobolik, assistant athletics director for compliance at Minnesota State University Moorhead.

NEGOTIATED RESOLUTION¹

Westminster University (Utah) – Case No. 020382

June 26, 2025

I. CASE SYNOPSIS

Westminster University (Utah) (Westminster); Dan Quinn (Quinn), head men's and women's track and field coach; and the NCAA enforcement staff agree with the violations and penalties detailed below.

In July 2024, the Rocky Mountain Athletic Conference (RMAC) received information that the Westminster men's and women's track and field programs were involved in potential violations. Specifically, the information indicated that Quinn directed women's track and field Student-Athlete 1 (Student-Athlete 1), who did not meet initial eligibility requirements, to compete under the name of an eligible multi-sport student-athlete whose primary sport was women's lacrosse. Upon becoming aware of the potential violations, the RMAC notified the institution and sought guidance from the enforcement staff on how to conduct a preliminary investigation of the potential violations. The institution confirmed for the RMAC that Student-Athlete 1 competed while ineligible under the name of an eligible student-athlete.

On July 16, 2024, the RMAC requested documents from the institution pertaining to the men's and women's track and field programs and began interviewing select track and field student-athletes. The RMAC then reported this information to the enforcement staff and provided documents obtained from the institution and recorded interviews. On August 20, 2024, the enforcement staff issued a written notice of inquiry to the institution and began a collaborative investigation.

The enforcement staff requested limited immunity for Student-Athlete 1 prior to her interview and the NCAA Division II Committee on Infractions granted the request. During the interview, Student-Athlete 1 confirmed that at Quinn's direction, she competed while ineligible under the name of an eligible student-athlete. Student-Athlete 1 stated that Quinn wanted to provide her an opportunity to compete at open track meets but would not let her compete at conference meets where she could potentially take an opportunity to compete from an eligible student-athlete. Before conducting further interviews, the enforcement staff requested and the Committee on Infractions granted limited immunity for other current student-athletes. The student-athletes interviewed confirmed that Student-Athlete 1 competed during the indoor and outdoor track and field seasons and also confirmed that some members of the men's track and field team competed under the names of absent teammates in relay events. The enforcement staff continued its investigation by interviewing institutional staff members. The compliance director confirmed that (a) Student-Athlete 1 did not meet initial eligibility requirements because she did not take the required 16 core

¹ In reviewing this agreement, the committee made editorial revisions pursuant to NCAA Division II Committee on Infractions (COI) Internal Operating Procedure (IOP) 4-7-1-2. These modifications did not affect the substance of the agreement.

courses in high school and (b) that he notified Quinn about her eligibility status. While the institution submitted a waiver request on behalf of Student-Athlete 1, the waiver was denied. As a result, the compliance director again informed Quinn and Student-Athlete 1 of the denial prior to the beginning of the indoor track and field season. The compliance director also confirmed that Student-Athlete 1's name never appeared on any track and field travel lists, nor did her name appear in any meet results.

During the interview with Quinn, Quinn was forthcoming and admitted to the violations related to Student-Athlete 1's ineligible competition and confirmed that he did not include her name on his travel lists. Quinn took full responsibility for his actions and stated that he felt that Student-Athlete 1 was misadvised in high school, due to no fault of her own, which made her ineligible for competition. Because Quinn wanted to provide Student-Athlete 1 with an opportunity to compete without jeopardizing the opportunities of eligible student-athletes, he only allowed her to compete in open meets and did not allow her to compete in conference contests.

Additionally, Quinn confirmed that the men's outdoor track and field roster numbers started decreasing following the COVID-19 pandemic. Therefore, during the 2023-24 outdoor track and field season, he submitted names of men's track and field student-athletes for relay events prior to the contests, but if those student-athletes did not attend, he permitted other student-athletes to compete in events under the names of absent student-athletes. Those student-athletes also competed under their own names to ensure the program met the outdoor track and field sport sponsorship requirement of 14 student-athletes participating in at least four contests.

II. PARTIES' AGREEMENTS

Agreed-upon findings of fact and violations of NCAA legislation.

1. [NCAA Division II Manual Bylaws 10.01.1, 10.1, 10.1-(f), 14.3.1.2.1 and 16.8.1 (2023-24)] (Major)

The institution, Quinn and enforcement staff agree that during the 2024 spring semester, Quinn violated the NCAA principles of ethical conduct when he knowingly directed one academically ineligible women's track and field student-athlete and multiple men's track and field student-athletes to compete under an assumed name or with intent to otherwise deceive. Additionally, the institution provided actual and necessary expenses to the women's track and field student-athlete even though she was ineligible for competition. Specifically:

- a. From January 19 through May 8, 2024, Quinn knowingly directed Student-Athlete 1, who did not meet initial eligibility requirements, to compete in four indoor track and field contests and four outdoor track and field contests under the name of an eligible women's track and field student-athlete. [NCAA Bylaws 10.01.1, 10.1, 10.1-(f) and 14.3.1.2.1 (2023-24)]

- b. During the 2024 outdoor track season, on at least four occasions, Quinn knowingly directed multiple men's track and field student-athletes to compete under their own names and under the names of other eligible men's track and field student-athletes who were not present to meet the outdoor track and field sport sponsorship requirement. [NCAA Bylaws 10.01.1, 10.1 and 10.1-(f) (2023-24)]

2. [NCAA Division II Manual Bylaw 11.1.2.1 (2023-24)] (Major)

The institution, Quinn and enforcement staff agree that for the 2024 spring semester, Quinn failed to promote an atmosphere of compliance due to his personal involvement in violations detailed in Agreed-Upon Finding of Fact No. 1.

III. OTHER VIOLATIONS OF NCAA LEGISLATION SUBSTANTIATED; NOT ALLEGED

None.

IV. REVIEW OF OTHER ISSUES

Failure to monitor.

The parties reviewed whether the institution adequately monitored the men's and women's track and field program. The investigation demonstrated that the institution educated its staff and student-athletes on legislation related to NCAA eligibility requirements. Specifically, the director of compliance notified Quinn and Student-Athlete 1 about her eligibility status prior to the beginning of the indoor track and field season. Despite receiving education and having knowledge of Student-Athlete 1's eligibility status, Quinn directed her to compete while ineligible under the name of an eligible student-athlete. Furthermore, Quinn took additional steps to conceal Student-Athlete 1's ineligible competition from the athletics department by omitting her name from the travel roster and directing men's and women's track and field student-athletes to not take pictures at the competitions or post about her participation on social media.

Additionally, Quinn avoided raising red flags when he directed men's track and field student-athletes to compete under the names of other men's track and field student-athletes who were eligible for competition. Standard monitoring efforts would not have detected the related violations. For those reasons, the parties agreed that a failure to monitor allegation is not appropriate.

V. PARTIES' AGREED-UPON PENALTIES²

Pursuant to Bylaw 19.10.3-(e), the parties agree to the following penalties:

Penalties for Major Violations (Bylaw 19.12.4)

1. Public reprimand and censure through the public release of the negotiated resolution agreement.
2. Two years of probation from **June 26, 2025, through June 25, 2027**.³
3. During this period of probation, the institution shall:
 - a. Continue to develop and implement a comprehensive educational program on NCAA legislation to instruct the coaches, the faculty athletics representative, all athletics department personnel and all institution staff members with responsibility for student-athlete eligibility requirements and status.
 - b. Submit a preliminary report to the Office of the Committees on Infractions (OCOI) by **August 15, 2025**, setting forth a schedule for establishing this compliance and educational program.
 - c. File with the OCOI annual compliance reports indicating the progress made with this program by **April 30th** during each year of probation. Particular emphasis shall be placed on rules education and monitoring related to student-athletes' competition, including efforts to ensure that only eligible student-athletes travel and compete.
 - d. Inform prospects in the men's and women's track and field programs in writing that the institution is on probation for two years and detail the violations committed. If a prospect takes an official paid visit, the information regarding violations, penalties and terms of probation must be provided in advance of the visit. Otherwise, the information must be provided before a prospect signs a written offer of admission and/or financial aid and no later than when the NCAA Eligibility Center provides a prospective student-athlete with the institution's academic data.
 - e. Publicize specific and understandable information concerning the nature of the infractions by providing, at a minimum, a statement to include the types of violations and the affected sport programs and a direct, conspicuous link to the public

² All penalties must be completed during the time periods identified in this decision. If completion of a penalty is impossible during the prescribed period, the institution shall make the Committee on Infractions aware of the impossibility and must complete the penalty at the next available opportunity.

³ Institutions must serve probation during the prescribed penalty period.

infractions decision located on the athletics department's main webpage "landing page" and in the media guides for the men's and women's track and field programs. Permissible website posting locations include the main navigation menu or sidebar menu. The link may not be housed under a drop-down menu. Further the link to the posting (i.e., the icon or the text) must be titled "NCAA Infractions Case." With regard to the content of the posting, the institution's statement must: (i) clearly describe the infractions; (ii) include the length of the probationary period associated with the case; and (iii) give members of the general public a clear indication of what happened in the case to allow the public (particularly prospects and their families) to make informed, knowledgeable decisions. A statement that refers only to the probationary period with nothing more is not sufficient.

4. Scholarships reductions: The institution shall limit the number of grants-in-aid awarded in the men's and women's track and field programs to 10.6 during the 2025-26 academic year.
5. Vacation of team and individual records: Ineligible participation in the women's track and field program occurred over a one-year time period as a result of violations in this case. Therefore, pursuant to Bylaws 19.12.4-(f), 19.12.4.6 and 19.12.4.7, the institution shall vacate all regular season and conference tournament wins, records and participation in which the ineligible student-athlete competed from the time they became ineligible through the time they were reinstated as eligible for competition. Further, if the ineligible student-athlete participated in NCAA postseason competition at any time they were ineligible, the institution's participation in the postseason contests in which the ineligible competition occurred shall be vacated. The individual records of the ineligible student-athlete shall also be vacated. However, the individual finishes and any awards for all eligible student-athletes shall be retained. Further, the institution's records regarding the affected sport programs, as well as the records of the head coach, shall reflect the vacated records and be recorded in all publications in which such records are reported, including, but not limited to, institutional media guides, recruiting material, electronic and digital media plus institutional, conference and NCAA archives. Any institution that may subsequently hire the affected head coach shall similarly reflect the vacated wins in his career records documented in media guides and other publications cited above. Head coaches with vacated wins on their records may not count the vacated wins toward specific honors or victory "milestones" such as 100th, 200th or 500th career victories. Any public reference to the vacated records shall be removed from the athletics department stationery, banners displayed in public areas and any other forum in which they may appear. Any trophies awarded by the NCAA in the affected sport programs shall be returned to the Association.

Finally, to aid in accurately reflecting all institutional and student-athlete vacations, statistics and records in official NCAA publications and archives, the sports information director (or other designee as assigned by the director of athletics) must contact the

NCAA media coordination and statistics office and appropriate conference officials to identify the specific student-athletes and contests impacted by the penalties. In addition, the institution must provide the media coordination and statistics office with a written report detailing those discussions. This written report will be maintained in the permanent files of the media coordination and statistics office. The written report must be delivered to the office no later than 14 days following the release of this decision or, if the institution appeals the vacation penalty, at the conclusion of the appeals process. A copy of the written report shall also be delivered to the OCOI at the same time.

6. Financial penalty: The institution shall pay a fine of \$2,500 to the NCAA.
7. During each year of the term of probation, the institution's compliance director shall attend NCAA Regional Rules Seminars. The institution shall provide in its annual compliance reports a list of the sessions the compliance officer attends at these seminars.
8. Show-cause order: Quinn violated the NCAA principles of ethical conduct. Therefore, Quinn shall be subject to a two-year show-cause order from **June 26, 2025, through June 25, 2027**. In accordance with Bylaw 19.12.4.1 and Committee on Infractions Internal Operating Procedure 5-17-1-1, any employing member institution shall require Quinn to attend NCAA Regional Rules Seminar in 2025 and 2026 at his own expense. Any member institution that employs Quinn in an athletically related position during the two-year show-cause period, shall abide by the terms of the show-cause order unless it contacts the OCOI to make arrangements to show cause why the terms of the order should not apply.
9. Suspension: Bylaws 19.12.4-(o) and 19.12.4.3 contemplate suspensions. Therefore, any member institution that employs Quinn in an athletically related position shall suspend Quinn from 20% of the indoor track and field regular season contests and 20% of the outdoor track and field regular season contests during the first season of employment within the show-cause period. This suspension corresponds with two indoor track and field regular season contests and two outdoor track and field regular season contests. The provisions of this suspension apply to all athletically related duties and require that Quinn not be present with or have contact or communication with track and field coaching staff members or student-athletes during the suspension period. The suspension begins on the date of the first scheduled contest of the championship segment. The prohibition includes all coaching activities for the suspension period that begins at 12:01 a.m. on the day of the first contest and ends at 11:59 p.m. on the day of the last contest. During the suspension period, Quinn may not participate in any coaching activities, including, but not limited to, team travel, practice, video study, recruiting and team meetings. The results of those contests from which Quinn is suspended shall not count toward the coach's career record if he is in the role of a head coach at the time of suspension.

10. Following the receipt of the final compliance report and prior to the conclusion of probation, the institution's president shall provide a letter to the Committee on Infractions affirming that the institution's current athletics policies and practices conform to all requirements of NCAA regulations.

VII. OTHER AGREEMENTS

The parties agree that this case will be processed through the NCAA negotiated resolution process as outlined in Bylaw 19.10, and the Committee on Infractions will review the negotiated resolution. The parties acknowledge that the negotiated resolution contains agreed-upon findings of fact of NCAA violations based on information available at this time. Nothing in this resolution precludes the enforcement staff from investigating additional information about potential rules violations. The parties agree that the violations identified in this agreement occurred and should be classified as major.

If the Committee on Infractions approves the negotiated resolution, the institution and Quinn agree that they will take every precaution to ensure that the terms of the penalties are observed. The institution and Quinn acknowledge that they have or will impose and follow the penalties contained within the negotiated resolution, and these penalties are in accordance with those prescribed in Bylaw 19.12.

The OCOI will monitor the penalties during their effective periods. Any action by the institution or Quinn contrary to the terms of any of the penalties or any additional violations may be considered grounds for prescribing more severe penalties or may result in additional allegations and violations. Additionally, as required by NCAA legislation for any institution involved in a major infractions case, Westminster shall be subject to the provisions of Bylaw 19.12.4.4 concerning repeat violators for a five-year period beginning on the effective date of the penalties in this case, [date].

The parties acknowledge that this negotiated resolution may be voidable by the Committee on Infractions if any of the parties were aware or become aware of information that materially alters the factual information on which this negotiated resolution is based.

The parties further acknowledge that the Committee on Infractions, subsequent to its review of the negotiated resolution, may reject the negotiated resolution. Should the Committee on Infractions reject the negotiated resolution, the parties understand that the case may be submitted through a summary disposition report (Bylaw 19.9) or notice of allegations (Bylaw 19.8) and prior agreed-upon terms of the rejected negotiated resolution will not be binding.

Should the Committee on Infractions approve the negotiated resolution, the parties agree that they waive NCAA hearing and appellate opportunities.

VIII. DIVISION II COMMITTEE ON INFRACTIONS APPROVAL

Pursuant to Bylaw 19.10.6, the COI approves the parties' negotiated resolution agreement. The COI's review of this agreement is limited. The COI may reject a negotiated resolution agreement only if the agreement is not in the best interests of the Association or if the agreed-upon penalties are manifestly unreasonable. *See* Bylaw 19.10.4. In this case, the COI determines that the agreed-upon facts, violations, and type of violations are appropriate for this process. The agreed-upon penalties align with the penalties available under Bylaw 19.12 and with past case guidance. Pursuant to Bylaw 19.10.6, this negotiated resolution has no precedential value.

The COI advises Westminster and Dan Quinn that they should take every precaution to ensure that they observe the terms of the penalties. The COI will monitor the institution while it is on probation to ensure compliance with the penalties and terms of probation and may extend the probationary period, among other action, if the institution does not comply or commits additional violations. Likewise, any action by the institution and/or Quinn contrary to the terms of any of the penalties or any additional violations shall be considered grounds for prescribing more severe penalties and/or may result in additional allegations and violations.

NCAA DIVISION II COMMITTEE ON INFRACTIONS

Amber Feldman
Brooke Parsons
Leslie Schuemann, vice chair
Jason Sobolik

APPENDIX

WESTMINSTER UNIVERSITY (UTAH)'S CORRECTIVE ACTIONS

1. Coach Dan Quinn served a one meet suspension in both the indoor and outdoor track season this year.
2. Institution is exploring compliance software solutions.
3. Director of compliance is registered for and attending rules education in Indianapolis.